

State of New York
Supreme Court, Appellate Division
Third Judicial Department

Decided and Entered: July 31, 2025

PM-170-25

In the Matter of ATTORNEYS
IN VIOLATION OF
JUDICIARY LAW § 468-a.

ATTORNEY GRIEVANCE
COMMITTEE FOR THE
THIRD JUDICIAL
DEPARTMENT,

DECISION AND ORDER
ON MOTION

Petitioner;

MATTHEW DOUGLAS
APPLEBY,

Respondent.

(Attorney Registration No. 4289914).

Calendar Date: June 23, 2025

Monica A. Duffy, Attorney Grievance Committee for the Third Judicial Department, Albany (Alison M. Coan of counsel), for Attorney Grievance Committee for the Third Judicial Department.

Law Offices of Richard E. Grayson, White Plains (Richard E. Grayson of counsel), for respondent.

Motion by respondent for an order reinstating him to the practice of law following his suspension by September 2022 order of this Court (*Matter of Attorneys in Violation of Judiciary Law § 468-a*, 208 AD3d 1421, 1424 [3d Dept 2022]; see Rules for Atty

Disciplinary Matters [22 NYCRR] § 1240.16; Rules of App Div, 3d Dept [22 NYCRR] § 806.16).

Upon reading respondent's notice of motion and affidavit with exhibits sworn to April 26, 2025 and the June 16, 2025 responsive correspondence from the Attorney Grievance Committee for the Third Judicial Department, and having determined, by clear and convincing evidence, that (1) respondent has satisfied the requirements of Rules of the Appellate Division, Third Department (22 NYCRR) § 806.16 (c) (5), (2) respondent has complied with the order of suspension and the rules of this Court, (3) respondent has the requisite character and fitness to practice law, and (4) it would be in the public interest to reinstate respondent to the practice of law (see Rules for Atty Disciplinary Matters [22 NYCRR] § 1240.16 [a]),¹ it is

ORDERED that respondent's motion for reinstatement is granted; and it is further

ORDERED that respondent is reinstated as an attorney and counselor-at-law, effective immediately.

Garry, P.J., Clark, Pritzker, McShan and Mackey, JJ., concur.

ENTER:

A handwritten signature in black ink that reads "Robert D. Mayberger". The signature is written in a cursive, flowing style with a large, stylized "R" and "M".

Robert D. Mayberger
Clerk of the Court

¹ In the absence of a showing that respondent's suspension was erroneously imposed in the first instance, and mindful that a violation of Judiciary Law § 468-a constitutes professional misconduct under New York law, we deny his request to expunge his suspension from his disciplinary record.