

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

Decided and Entered: February 27, 2025

PM-58-25

In the Matter of DIANE KAREN
SMITH, an Attorney.

MEMORANDUM AND ORDER
ON MOTION

(Attorney Registration No. 2297935)

Calendar Date: February 24, 2025

Before: Clark, J.P., Pritzker, Lynch, Reynolds Fitzgerald and Powers, JJ.

Diane Karen Smith, Green Brook, New Jersey, pro se.

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.

Per Curiam.

Diane Karen Smith was admitted to practice by this Court in 1989 and lists a business address in Green Brook, New Jersey with the Office of Court Administration. Smith now seeks leave to resign from the New York bar for nondisciplinary reasons (*see* Rules for Atty Disciplinary Matters [22 NYCRR] § 1240.22 [a]). The Attorney Grievance Committee for the Third Judicial Department (hereinafter AGC) advises that it does not oppose Smith's application.

Upon reading Smith's affidavit sworn to January 13, 2025 and filed January 23, 2025, and upon reading the February 20, 2025 correspondence in response by the Deputy Chief Attorney for AGC, and having determined that Smith is eligible to resign for nondisciplinary reasons, we grant her application and accept her resignation.

Clark, J.P., Pritzker, Lynch, Reynolds Fitzgerald and Powers, JJ., concur.

ORDERED that Diane Karen Smith's application for permission to resign is granted and her nondisciplinary resignation is accepted; and it is further

ORDERED that Diane Karen Smith's name is hereby stricken from the roll of attorneys and counselors-at-law of the State of New York, effective immediately, and until further order of this Court (*see generally* Rules for Atty Disciplinary Matters [22 NYCRR] § 1240.22 [b]); and it is further

ORDERED that Diane Karen Smith is commanded to desist and refrain from the practice of law in any form in the State of New York, either as principal or as agent, clerk or employee of another; and Smith is hereby forbidden to appear as an attorney or counselor-at-law before any court, judge, justice, board, commission or other public authority, or to give to another an opinion as to the law or its application, or any advice in relation thereto, or to hold herself out in any way as an attorney and counselor-at-law in this State; and it is further

ORDERED that Diane Karen Smith shall, within 30 days of the date of this decision, surrender to the Office of Court Administration any Attorney Secure Pass issued to her.

ENTER:

A handwritten signature in black ink that reads "Robert D. Mayberger". The signature is written in a cursive, slightly slanted style.

Robert D. Mayberger
Clerk of the Court