

Jane A. Clark
Law Offices of Jane A. Clark

214 Southwest 4th Street
Grand Prairie, Texas 75051

Office: 972-264-8881

Fax: 972-264-2840

Linda Acevedo, Esq.

Chief Counsel
Office of Chief Disciplinary Counsel
State Bar of Texas
P.O. Box 12487
Austin, TX 78711
Linda.acevedo@texasbar.com

Stan Serwatka, Esq.

Assistant United States Attorney
United States Department of Justice
Chair/ Grievance Oversight Committee
State Bar of Texas
700 E. San Antonio Avenue, Suite 200
El Paso, Texas
Stanley.serwatka@usdoj.gov

David Whittlesey, Esq.

Partner /Andrews Kurth LLP
Chair / Discipline and Client Attorney Assistance Program
State Bar of Texas
111 Congress Avenue
Suite 1700
Austin, TX 78701
davidwhittlesey@andrewskurth.com

E.A. Trey Apffel, III, P.C.

President. State Bar of Texas
1406 West Main
Hometown Bank Building
Texas City, Texas 77573
trey@apfellow.com

Guy Harrison

Chairman, Commission for Lawyer Discipline
P.O. Box 12487
Austin, Texas 78711-2487
% Guy Harrison

@ www.gnhlaw.com
217 North Center St.
Longview, Texas 75601
guy@hnglaw.com

Larry McDougal
Chairman, Discipline Client Attorney Assistance Program
809 Houston Street
Richmond, Texas 77469
mcdougal-law-larry@comcast.net

Re: Commission of Lawyer Discipline v. Robert S. "Bob" Bennett

Dear sirs/madams:

I am a member of the State Bar of Texas and a practicing attorney in the Dallas/Fort Worth area of Texas. I am aware of Mr. Bennett's current SBOT Bar License status. I have reviewed many documents that relate to the arbitration issues/judgment and the disbarment proceeding against Mr. Bennett.

I have followed Mr. Bennett for many years with his posts on Texas Bar Circles and other venues. I found that his manner and advice were sound, within the legal parameters of the law, and very informative.

I urge the Commission for Lawyer Discipline to mediate the Bennett Disbarment case in good faith and if possible, restore Mr. Bennett to his original position with his bar license. I have seen nothing that would warrant a disbarment and really it is quite frightening what can happen to a lawyer like Mr. Bennett that has never even had a grievance or been disciplined. Not only could this situation speak to all lawyers in Texas, but it appears to me that there was a total lack of evidence to even find that Mr. Bennett did anything wrong.

The Transcript of the Bennett Disbarment Trial shows that no testimonial witness(es) (fact, expert, or former client) were called by the Office of Chief Disciplinary Counsel. Additionally, the OCDC opposed having Civil Rights Attorney Anthony Griffin testify as an expert on ethics or any of the other highly qualified experts proffered by Mr. Bennett. No witness (fact or expert) testified that Mr. Bennett violated any Disciplinary Rules. There is no basis for disbarment of Mr. Bennett, and it is beyond my understanding how the Judge found same.

I do understand that Judge Carmen Kelsey was a juvenile court judge from San Antonio and had never tried a disciplinary case. How can you deny expert witnesses for Mr. Bennett just because the Commission had no experts to testify and appeared not to be prepared to go to the

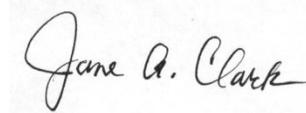
limit of disbarment? How on earth would any Judge be allowed to make a determination when Judge Kelsey was totally uninformed from experts and practitioners with the advice of their expertise as it relates to the Disciplinary Rules? The law is complex in many areas, and I truly do not think a Juvenile Court Judge would have the understanding on what constitutes grounds for disbarment in this particular case.

No evidence was presented that Mr. Bennett violated any of the factors to be considered for disbarment. Again, Commission counsel refused to cross examine any of Mr. Bennett's witnesses. I don't even think the Commission counsel anticipated the Judge would disbar Mr. Bennett.

Again, It is beyond understanding that the Commission requested a probated sentence for Mr. Bennett, but the trial court without hearing a single adverse witness (and none cross examined) would rule to disbar Mr. Bennett. All parties to this disbarment are in agreement that Mr. Bennett never received a private reprimand – no history of any grievance sanction prior to the present case.

This is a very sad matter, and to take away a man's life and work, which was always carried out in an ethical manner as far as I can tell, is unconscionable. I do ask that you reconsider Mr. Bennett's disbarment and allow this man the dignity that he deserves in the legal profession. I do believe that anyone could be faced with the same situation one day, and would want the same consideration. There is enough injustice in this world that we see daily. Please make this right and reverse Mr. Bennett's disbarment condition and allow him to return to the practice of law.

Sincerely,

A handwritten signature in black ink that reads "Jane A. Clark". The signature is written in a cursive, flowing style.

Jane A. Clark
SBOT: 04286015

/file