



LETTER OF REPRIMAND

April 7, 2023

Gary M. Segal, Esq
Bar No. 3220
7220 South Cimarron Rd., Ste. 205
Las Vegas, NV 89113

garyslasvegas@gmail.com

Re: Grievance SBN22-00332

Dear Mr. Segal:

On March 14, 2023, a Screening Panel of the Southern Nevada Disciplinary Board considered the above-referenced grievance. Based on the evidence presented, the Panel concluded that you violated the Rules of Professional Conduct ("RPC") and should be issued a Letter of Reprimand. This letter shall constitute a delivery of that reprimand.

Cory Dacy hired you to represent him in his divorce proceedings. On September 14, 2020, you filed a complaint for divorce. On October 26, 2020 the court held a hearing and ordered the parties to file updated Financial Disclosure Forms. On February 10, 2021 the court entered an order setting evidentiary hearing and ordered the parties to complete discovery by April 10, 2021. You failed to complete your discovery requirements prior to the deadline. Opposing counsel sent three letters to you inquiring about your response to discovery requests and extending deadlines. Opposing counsel called and spoke with you regarding discovery and you failed to provide discovery. Opposing counsel was forced to file a motion to compel discovery. You opposed the motion. The Discovery Commissioner heard the matter and set new deadlines for discovery. Although your client provided you with the needed information you failed to provide it to opposing counsel. On October 7, 2021 the District Court held a hearing and Ordered that you pay \$4,500.00 in attorney fees and \$355.00 in costs on or before January 10, 2022. You personally paid opposing counsel \$4,855.50. Your new deadline for discovery was September 21, 2021. You did not send discovery and opposing counsel requested a meet and confer to cure the failure to comply. You met with opposing counsel via telephone on September 23, 2021 and agreed

3100 W. Charleston Blvd.
Suite 100
Las Vegas, NV 89102
phone 702.382.2200
toll free 800.254.2797
fax 702.385.2878

9456 Double R Blvd., Ste. B
Reno, NV 89521-5977
phone 775.329.4100
fax 775.329.0522

www.nvbar.org

to provide discovery by September 28, 2021. You failed to submit discovery. Opposing counsel was forced to file a motion to enforce discovery. You advised the court that you forgot to calendar the opposition and failed to respond. You also told the court that your office has been very busy and that everything would be provided. The Court entered an order and awarded additional attorneys fees in the amount of \$5,505.00. On May 3, 2022, the parties entered a Stipulated Decree of Divorce and there was no need for the evidentiary hearing. You agreed to and paid the additional attorney's fees.

RPC 1.1 (Competence) states, "A lawyer shall provide competent representation to a client. Competent representation requires the legal knowledge, skill, thoroughness, and preparation reasonably necessary for the representation." You violated RPC 1.1 (Competence) by failing to comply with court rules regarding discovery.

Your failure to review and follow court rules also violated RPC 1.3. RPC 1.3 (Diligence) states, "A lawyer shall act with reasonable diligence and promptness in representing a client." You failed to diligently respond to discovery requests, resulting in the award of attorney fees against you. Your lack of diligence also violated RPC 3.2 (Expediting Litigation), which states in pertinent part, "A lawyer shall make reasonable efforts to expedite litigation consistent with the interest of the client." Your failure to comply with the discovery requests forced the court to hold two hearings on the discovery issues and kept the matter from moving forward.

RPC 3.4 (Fairness to Opposing Party and Counsel) states, in pertinent part, that a lawyer shall not "in pretrial procedure, make a frivolous discovery request or fail to make reasonably diligent efforts to comply with a legally proper discovery request by an opposing party." You failed to calendar the discovery deadlines and produce the requested discovery.

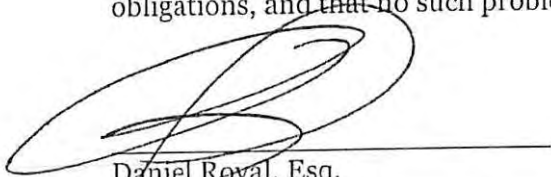
Under ABA Standard 4.53, Reprimand is generally appropriate when a lawyer: (a) demonstrates failure to understand relevant legal doctrines or procedures and causes injury or potential injury to a client; or (b) is negligent in determining whether he or she is competent to handle a legal matter and causes injury or potential injury to a client."

Under ABA Standard 4.43, Reprimand is generally appropriate when a lawyer is negligent and does not act with reasonable diligence in representing a client and causes injury or potential injury to the client.

Under ABA Standard 6.23, Reprimand is generally appropriate when a lawyer negligently fails to comply with a court order or rule and causes injury or potential injury to a client or other party, or causes interference or potential interference with a legal proceeding.

Accordingly, you are hereby REPRIMANDED for violating RPC 1.1 (Competence), RPC 1.3 (Diligence), RPC 3.2 (Expediting Litigation), and RPC 3.4 (Fairness to Opposing Party and Counsel). In addition, pursuant to Supreme Court Rule 120(3), you are required to remit to the State Bar of Nevada the amount of \$1,500 **within 30 days** of

this Letter. I trust that this reprimand will serve as a reminder to you of your ethical obligations, and that no such problems will arise in the future.

A handwritten signature in black ink, appearing to be 'Daniel Royal', written over a horizontal line.

Daniel Royal, Esq.
Screening Panel Chair
Southern Nevada Disciplinary Board