

1 Case No.: SBN24-00017



FILED

Dec 20, 2024

STATE BAR OF NEVADA

BY: *[Signature]*
OFFICE OF BAR COUNSEL

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS J. GIBSON, ESQ.,)
BAR NO. 3995)
)
Respondent.)

REPRIMAND

TO: Thomas J. Gibson, Esq.
1601 E. Basin Ave. Suite 302
Pahrump, NV 89060
thomas@nyelegal.com

A disciplinary panel of the Southern Nevada Disciplinary Board reviewed this matter against you. We unanimously find that you violated rules 1.3, 3.2(a), and 8.4(d) of the Nevada Rules of Professional Conduct (“RPC”). This misconduct, your mental state, the degree of injury, and a balancing of aggravating and mitigating circumstances requires us to issue you a Reprimand. This discipline is to ensure your professionalism and adherence to our ethical standards as attorneys in the State of Nevada. We encourage you to take appropriate action to prevent similar misconduct in the future.

VIOLATION OF THE RULES OF PROFESSIONAL CONDUCT

RPC 1.3 (Diligence) states that “[a] lawyer shall act with reasonable diligence and promptness in representing a client.” In this matter, we find you violated RPC 1.3 after you

1 in many years and his office staff of two had no experience in appeal work.” You did apologize
2 to the Court for the late filings in your motion for enlargement of time.

3 **INJURY**

4 An injury can range from “serious or potentially serious” to “little or no” actual or
5 potential injury. In this matter, we find you caused an injury or potential injury to (1) your
6 client by failing to provide diligent representation and (2) the legal system by engaging in
7 conduct prejudicial to the administration of justice by failing to expedite litigation. The
8 degree of injury or potential injury to your client and the legal system was moderate.

9 **APPLICATION OF ABA STANDARDS**

10 Pursuant to Annotated Standards for Imposing Lawyer Sanctions (2019 ed.)
11 (hereinafter “ABA Standard”) 3.0, when imposing a sanction after a finding of lawyer
12 misconduct, the Screening Panel should consider the following factors: (1) the duty violated;
13 (2) the lawyer’s mental state; (3) the actual or potential injury caused by the lawyer’s
14 misconduct; and (4) the existence of aggravating or mitigating circumstances.

15 Based upon the conduct above, your state of mind, and the injury, the baseline
16 sanction for this matter is a Reprimand.

17 ABA Standard 4.43 (Lack of Diligence) states that a Reprimand is generally
18 appropriate when a lawyer is negligent and does not act with reasonable diligence in
19 representing a client and causes injury or potential injury to a client.

20 ABA Standard 6.23 (False Statements, Fraud, and Misrepresentation) states that a
21 Reprimand is generally appropriate when a lawyer negligently fails to comply with a court
22 order or rule and causes injury or potential injury to a client or other party or causes
23 interference or potential interference with a legal proceeding.

24 Prior disciplinary offenses and your substantial experience in the practice of law are
25 aggravating circumstances. Your absence of a dishonest or selfish motive and remorse are

1 mitigating circumstances. However, a balancing of these aggravating and mitigating
2 circumstances does not justify an increase or decrease to the ABA baseline sanction.

3 **CONCLUSION**

4 In light of the foregoing, you violated RPC 1.3 (Diligence), RPC 3.2(a) (Expediting
5 Litigation), and RPC 8.4(d) (Misconduct) and are hereby REPRIMANDED.

6 You are ordered to pay costs, provided for in SCR 120, in the amount of \$1,500 plus
7 the hard costs of these proceedings within thirty (30) days after the filing of an order
8 accepting this Reprimand.

9 DATED this ___ day of December, 2024.

10 **SOUTHERN NEVADA DISCIPLINARY BOARD**

11 *Africa Sanchez*

12 By: Africa Sanchez (Dec 20, 2024 09:45 PST)

13 Africa A. Sanchez, Esq.
14 Bar No. 7503
15 Formal Hearing Panel Chair
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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing
REPRIMAND was served via electronic mail to:

1. Thomas J. Gibson, Esq. (Respondent): thomas@nyelegal.com
2. Brian J. Vasek, Esq. (Assistant Bar Counsel): brianv@nvbar.org

DATED this 20th day of December 2024.

By: 

Tiffany Bradley, an employee of
the State Bar of Nevada.