

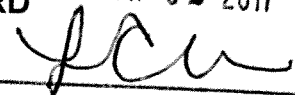
1 Case Nos. 10-035-2462 & SG10-0007

FILED

2 **STATE BAR OF NEVADA**

3 **SOUTHERN NEVADA DISCIPLINARY BOARD**

MAY 02 2011



STATE BAR OF NEVADA

4 STATE BAR OF NEVADA,)
 5 Complainant,)
 6 vs.)
 7 EDUARDO P. CHACON, ESQ.)
 8 Respondent.)
 9 _____)

10 **PUBLIC REPRIMAND**

11 **TO: EDUARDO P. CHACON, ESQ.**

12 You were retained by Russell Letizia ("Letizia") to handle a citation he received which
 13 was being adjudicated in Las Vegas Municipal Court. Letizia paid you approximately \$1,500
 14 for these services.

15 You failed to adequately notify Letizia of a pending court appearance resulting in his
 16 non-appearance. You advised Letizia that a new court date would be set, and maintain that
 17 a mitigating factor to these events was the fact that Letizia traveled extensively for work and
 18 was difficult to contact.

19 Following the missed court date, Letizia attempted to contact you on a number of
 20 occasions to determine when the new date had been set for. He could not reach your office.

21 Letizia eventually contacted the Las Vegas Municipal Court directly and was advised
 22 that he had two outstanding bench warrants. Letizia went down to the court house, paid the
 23 bail and reset a date to appear before the Judge.

24 Letizia attempted to contact you regarding the new court date via email which was
 25 sent back as undeliverable. He then attempted to contact you via phone which was

1 disconnected. Letizia ultimately had to appear before the judge pro-per to quash the
2 warrants and resolve his case.

3 Your response to the State Bar indicated that you believed the situation resulted from
4 a "breakdown in attorney client communication."

5 You had also, around the same time frame, been retained by John Bustamante
6 ("Bustamante") to handle a civil matter.

7 Bustamante attempted to contact you on several occasions concerning his case with
8 no response. As a result, he went to your office without an appointment with the intention of
9 firing you and obtaining his file. He was informed by the building manager that you had been
10 evicted from the space.

11 Bustamante ultimately tracked down your new address and requested his file. You
12 indicated that there may be a chance for you to resolve his case and that you would be in
13 touch about the settlement.

14 After several weeks, Bustamante attempted to contact you to discuss the status of
15 settlement. He got in touch with your assistant who informed him that he may need to be
16 deposed.

17 Bustamante tried to get additional information concerning whether his deposition
18 would be going forward with no success. He contacted the attorney for the insurance
19 company who informed Bustamante that his office had been attempting to contact you with
20 no success.

21 You failed to respond to letters sent by the State Bar requesting that you respond to
22 the allegations raised by Bustamante.

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1 In light of the foregoing, you violated Rule of Professional Conduct ("RPC) 1.1
2 (Competence), 1.3 (Diligence), RPC 1.4 (Communication) and RPC 8.1 (Bar Admission and
3 Disciplinary Matters) and are hereby PUBLICLY REPRIMANDED.

4 Dated this 2th day of May, 2011.

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7 _____
8 DAN R. WAITE, ESQ.
9 Formal Hearing Panel Chair
10 Southern Nevada Disciplinary Board
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