

1 Case Nos.: SG12-0628
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4 **STATE BAR OF NEVADA**
5 **SOUTHERN NEVADA DISCIPLINARY BOARD**

6 STATE BAR OF NEVADA,)
7)

8 Complainant,)

9 vs.)

9 PAUL P. TERRY, JR., ESQ.,)
10 NV BAR No. 7192)

11 Respondent.)
12

13 **LETTER OF REPRIMAND**

14 You and M.C. Mojave Construction entered into an arrangement whereby M.C.
15 Mojave would offer home inspections to residents in certain communities. At the conclusion
16 of the inspection the residents were informed of certain defects in their houses and told that
17 they could receive legal representation to assist them in making the home builder repair the
18 identified defects.

19 If a homeowner wanted legal representation then they were provided a copy of your
20 fee agreement amongst other firms. Once the fee agreement was signed it would be sent to
21 your office by a representative of M.C. Mojave construction. At the conclusion of the
22 Construction Defect matter you would then pay M.C. Mojave \$1,800.00 for their services.

23 The facts of this matter became reasonably known to the State Bar of Nevada through
24 the review of an Opinion dated July 20, 2011 published by the United States District Court for
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1 the District of Nevada in a case called *Del Webb Communities, Inc. v. Charles Leslie*
2 *Partington, M.C. Mojave Construction and John Wilson.*

3 Upon review of the July 20, 2011 Opinion, the State Bar initiated an independent
4 investigation of the finding of the Court which resulted in the grievance against you. As such
5 you are being disciplined for violating Rules of Professional Conduct 5.3 (Responsibilities
6 Regarding Non-Lawyer Assistants), RPC 7.3(a) (Communication with Prospective Clients),
7 and RPC 8.4 (Misconduct).

8 In mitigation of your actions, you have no prior history of discipline, Timely Good Faith
9 Effort to Make Restitution or to Rectify Consequences of Misconduct, and were candid with
10 the State Bar of Nevada in these proceedings.

11 Based upon the foregoing, you are hereby are REPRIMANDED.

12 Dated this 6 day of June, 2014.

13
14 By: _____

15 JEFFREYS. POSIN, ESQ., Chair
16 Southern Nevada Disciplinary Panel