

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: DISCIPLINE OF ELLIOTT D.
YUG, ESQ., BAR NO. 5172

No. 54980

FILED

DEC 08 2010

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER APPROVING CONDITIONAL GUILTY PLEA AGREEMENT

This is an automatic review of a Southern Nevada Disciplinary Board hearing panel's recommendation that this court approve attorney Elliot D. Yug's conditional guilty plea in exchange for a stated form of discipline pursuant to SCR 113. Under the plea agreement, Yug admits to multiple violations of Rule of Professional Conduct (RPC) 1.3 (diligence), RPC 1.4 (communication), RPC 1.15 (safekeeping property), and RPC 8.1(b) (bar admission and disciplinary matters, failure to respond to the State Bar). These violations stem from his misconduct involving five different clients and his subsequent initial failure to respond to the State Bar after matters were referred for investigation.

The recommended discipline provides that Yug will be suspended from the practice of law for six months and one day, to be stayed for two years, subject to the following conditions:

- (1) Yug shall provide the Office of Bar Counsel with a complete inventory of all his clients' files within 10 days from August 27, 2009.
- (2) Yug shall deliver all of his client files to the Office of Bar Counsel for the purposes of returning the files to the clients.

Effective Date: December 8, 2010

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(3) Yug shall not engage in any solo practice as an attorney. However, Yug may associate counsel on any cases that he chose to operate or handle.

(4) Yug will notify all his clients within fourteen (14) days that he has associated counsel and received their consent, or has turned their files over to the State Bar of Nevada.

(5) For a period of twenty-four (24) months, Yug shall provide quarterly reports to the Office of Bar Counsel wherein he details his current employment status. These reports shall be due by the 15th day of the month of each quarterly period beginning August 27, 2009.

(6) Should Yug fail to follow any of these conditions, Bar Counsel shall immediately seek to have the stayed suspension imposed.

(7) Should the Office of Bar Counsel receive any future grievances, Yug will provide a response in writing within the time period allotted to him. If Yug does not respond to the State Bar within the allotted time, he agrees that Bar Counsel will file in the Supreme Court the appropriate pleadings requesting that the Supreme Court immediately impose the stayed six (6) months and a day suspension from the practice of law. Yug further agrees that under these circumstances, the Supreme Court should impose the stayed suspension.

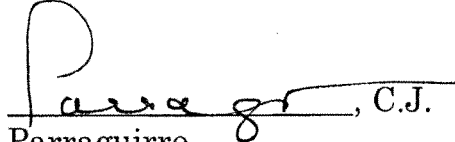
(8) Yug shall return all funds to Emily Gardener within one hundred twenty (120) days from the date of the disciplinary hearing.

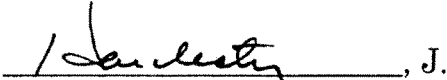
(9) Yug shall pay the actual costs of the disciplinary proceeding within one hundred (120) days of receipt of billing from the State Bar.

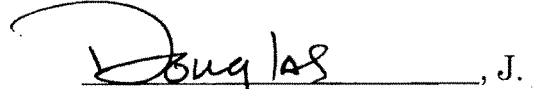
Having reviewed the record, we conclude that the hearing panel's recommendations should be approved. See SCR 113(1). Accordingly, attorney Elliot D. Yug is hereby suspended from the practice of law for six

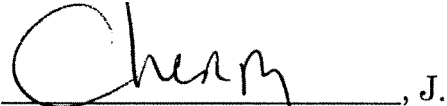
months and one day. The suspension is stayed for two years, subject to the probationary conditions of the panel's recommendations as set forth above.

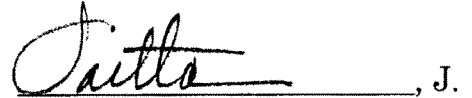
It is so ORDERED.


Parraguirre, C.J.

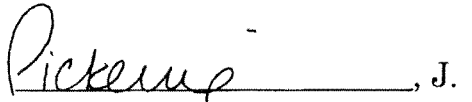

Hardesty, J.


Douglas, J.


Cherry, J.


Saitta, J.


Gibbons, J.


Pickering, J.

cc: Jeffrey R. Albrechts, Southern Nevada Disciplinary Panel Chair
Kimberly K. Farmer, Executive Director State Bar of Nevada
Rob Bare, Bar Counsel
Elliot D. Yug, Esq.
Perry Thompson, Admissions Office, U.S. Supreme Court