

NO. 28531

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

OFFICE OF DISCIPLINARY COUNSEL, Petitioner

vs.

JANE E. TATE, Respondent.

K. HAMAOKADO
CLERK, SUPREME COURT
STATE OF HAWAII

2008 SEP -2 AM 10:34

FILED

ORIGINAL PROCEEDING

(ODC 06-109-8449, 07-013-8473, 07-014-8474, 07-167-8627)

ORDER OF DISBARMENT

(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

Upon consideration of the Disciplinary Board's Report and Recommendation for the Disbarment of Jane E. Tate and Respondent Tate's lack of objection thereto as exhibited by her failure to file an answer to the Petition as permitted by Rule 2.7(c) of the Rules of the Supreme Court of the State of Hawai'i (RSCH) or to request briefing as permitted by RSCH 2.7(d), it appears that Respondent Tate committed multiple violations of Rules 1.1, 1.3, 1.4(a), 1.4(b), 1.15(a)(1), 1.15(c), 1.15(d), 1.15(f)(4), 1.16(a), 1.16(d), 3.2, 3.4(e), 8.1(a), 8.1(b), 8.4(a), 8.4(c), and 8.4(d) of the Hawai'i Rules of Professional Conduct. It further appears that Respondent Tate has departed from the State of Hawai'i, and making discipline effective thirty (30) days after entry of this order, see RSCH 2.16(c), would be pointless. See Office of Disciplinary Counsel v. DeMello, 61 Haw. 223, 225, 601 P.2d 1087, 1088 (1979). Therefore,

IT IS HEREBY ORDERED that Respondent Jane E. Tate is disbarred from the practice of law in this jurisdiction, effective upon entry of this order.

IT IS FURTHER ORDERED that, as conditions for reinstatement,

1. Respondent Tate shall pay restitution as follows:
 - a. \$1,750.00 to Megan A. Uyehara;
 - b. \$1,750.00 to Sherry L. Baus; and
 - c. \$545.00 to Nalani K. A. Itomura.

2. Respondent Tate shall pay the costs of these proceedings as approved upon timely submission of a bill of costs, and shall comply with the requirements of RSCH 2.16.

DATED: Honolulu, Hawai'i, September 2, 2008.



Steven H. Levinson

Pamela L. Takayama



James E. Duffy, Sr.