

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2011-90

IN RE: HOWARD A. KUSNICK  
Florida Bar # 262870

FILED by  D.C.

OCT 26 2011

STEVEN M. LARIMORE  
CLERK U. S. DIST. CT.  
S. D. of FLA. - MIAMI

ORDER OF DISBARMENT

The Supreme Court of Florida has entered an Order of Disbarment dated July 13, 2011, disbaring Howard A. Kusnick from the practice of law. *See The Florida Bar v. Kusnick*, No. SC11-1220, 2011 WL 2770555 (Fla. July 13, 2011). That Order of Disbarment was predicated upon the Disbarment on Consent entered between the attorney and The Florida Bar. Rule 6(b) of the Rules Governing Attorney Discipline, Local Rules of the United States District Court for the Southern District of Florida, provides that “[a]n attorney . . . who shall be . . . disbarred on consent or resign from the bar of any other court . . . while an investigation into allegations of misconduct is pending shall . . . cease to be permitted to practice before this Court and be stricken from the roll of attorneys admitted to practice before this Court.” Under these circumstances involving disbarment on consent, service of an Order to Show Cause is unnecessary and the attorney may be immediately disbarred. Pursuant to Rule 6(b) and the inherent authority of this Court to oversee officers admitted to membership in its bar, *see Chambers v. NASCO, Inc.*, 501 U.S. 32, 43 (1991) (“[A] federal court has the power to control admission to its bar and to discipline attorneys who appear before it.”), it is

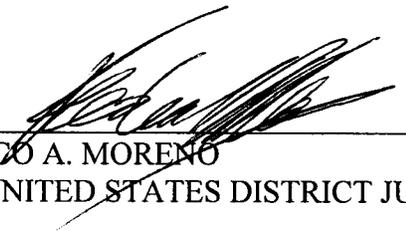
ORDERED that the above named attorney be disbarred from practice in this Court effective immediately.

It is FURTHER ORDERED that the Clerk of Court shall strike this attorney from the roll of attorneys for the United States District Court for the Southern District of Florida, and shall also immediately revoke the attorney’s CM/ECF password.

It is FURTHER ORDERED by this Court that said attorney advise the Clerk of Court of all pending cases before this Court in which he is counsel or co-counsel of record.

IT IS FURTHER ORDERED by this Court that the Clerk of Court shall attempt to serve by certified mail a copy of this Order of Disbarment upon the attorney at his court record address.

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, this 25 day of October, 2011.

  
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FEDERICO A. MORENO  
CHIEF UNITED STATES DISTRICT JUDGE

Copies furnished as follows:

- c: Honorable Joel F. Dubina, Chief Judge, Eleventh Circuit
- All Miami Eleventh Circuit Court of Appeals Judges
- All Southern District Judges
- All Southern District Magistrate Judges
- United States Attorney
- Circuit Executive
- Federal Public Defender
- Clerk of Court
- Clerk of Court, 11<sup>th</sup> Circuit
- National Lawyer Regulatory Data Bank
- Florida Bar
- Attorney Admissions Clerk
- Library
- Howard A. Kusnick