

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2011-93

IN RE: MICHAEL JOSEPH MCNERNEY  
Florida Bar #167155

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FILED by KS D.C.

NOV 01 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 September 20, 2011, disbaring Michael Joseph McNerney from the practice of law. *See The Florida Bar v. McNerney*, No. SC11-1145 (Fla. Sept. 20, 2011). That Order of Disbarment was predicated upon a Guilty Plea and Consent to Immediate Disbarment 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 Florida Bar address.

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, this \_\_\_\_\_  
day of November, 2011.

  
\_\_\_\_\_  
FEDERICO A. MORENO  
CHIEF UNITED STATES DISTRICT JUDGE

- 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  
Michael Joseph McNerney