

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2015-40

In re: PETITIONER, LEONARD MARK DACHS
FLORIDA BAR # 264482

FILED by	KS	D.C.
ELECTRONIC		
June 4, 2015		
<small>STEVEN M. LARIMORE CLERK U.S. DIST. CT. S. D. OF FLA. - MIAMI</small>		

ORDER DENYING PETITION FOR READMISSION

THIS CAUSE is before the Court upon attorney Leonard Mark Dachs' Petition for Readmission to the Bar of the United States District Court for the Southern District of Florida. Pursuant to Rule 9(c) of this Court's Rules Governing Attorney Discipline, the undersigned submitted this matter to the Court for its consideration at a regularly scheduled Judges' meeting held on May 21, 2015. Having reviewed the Petition, attachments to the Petition, and having otherwise considered the matter, by a unanimous vote of the Judges in attendance, the Court finds that Petitioner does not qualify for readmission to this Court's Bar.¹


This Court entered an Order of Disbarment on May 2, 2003, as reciprocal discipline based on the Florida Bar's disbarment of Petitioner. *See The Florida Bar v. Dachs*, 828 So. 2d 390 (Fla. 2002). The basis for disbarment stemmed from Petitioner's plea of guilty and conviction of knowingly and willfully receiving approximately \$1.8 million in frozen proceeds from the distribution of controlled substances in violation of a court order issued by U.S. District Judge Federico A. Moreno. *See United States v. Magluta, et.al.*, No. 99-CR-583-SEITZ. U.S. District Judge Patricia A. Seitz adjudicated Petitioner guilty of the offense and sentenced Petitioner to six months imprisonment followed by supervised release for two years, including home detention for 180 days. Judge Seitz also imposed a fine of \$10,000.00.

¹ Petitioner did not request a hearing, nor is a hearing required since the matter was submitted to the Court, pursuant to Rule 9(c), and it can be dealt with on the pleadings.

The Petition states that Petitioner was readmitted to the Florida Bar on July 19, 2011. Furthermore, it documents Petitioner's good deeds subsequent to his conviction. It also highlights Petitioner's family law and criminal defense practice, and the pro bono services that Petitioner has provided since his readmission to the Florida Bar. The Petition states that "[t]he lawyer standing before this Court seeking re-admission to its bar is a person who has earned the privilege to once again handle federal cases as part of his law practice."

This Court disagrees. While Petitioner has presented evidence of his good deeds subsequent to his conviction, those acts do not negate his dishonest and unprofessional conduct as counsel before this Court.² The Court exercises its discretion pursuant to Rule 9(c) and denies Leonard Mark Dachs' Petition for Readmission.

DONE AND ORDERED at Miami, Miami-Dade, Florida, this 4th day of June, 2015.



R. MICHAEL MOORE
CHIEF UNITED STATES DISTRICT JUDGE

² Pursuant to Rule 9(c) of this Court's Rules Governing Attorney Discipline, where the Chief Judge has submitted the petition to the Ad Hoc Committee on Attorney Admissions, Peer Review, and Attorney Grievance, the:

[P]etitioner shall have the burden of establishing by clear and convincing evidence that he or she has the moral qualifications, competency, and learning in the law required for admission to practice before this Court and that his or her resumption of the practice of law will not be detrimental to the integrity and standing of the bar or the administration of justice, or subversive of the public interest.

While this burden is applicable solely to hearings before the Ad Hoc Committee, the Court has nevertheless considered whether Petitioner has met the standard. The Court finds that Petitioner has failed to demonstrate that he has the moral qualifications, competency, and learning in the law required for admission to practice before this Court and has failed to demonstrate that his resumption of the practice of law before this Court will not be detrimental to the integrity and standing of the bar, the administration of justice, or subversive of the public interest.

c: Honorable Ed Carnes, Chief Judge, Eleventh Circuit
All Southern District Judges and Magistrate Judges
All Southern District Bankruptcy Judges
Joel Kaplan, Esq.
Leonard Mark Dachs