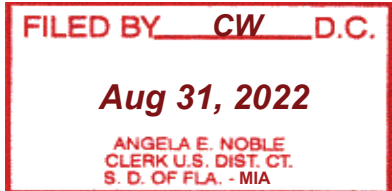


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2022-66
CASE NO. 22-MC-21863

IN RE: ROBERTO MASUD
FLORIDA BAR # 823015



ORDER OF SUSPENSION

On June 16, 2022, the Supreme Court of Florida entered an Order of Suspension, suspending Roberto Masud from the practice of law. *See The Florida Bar v. Masud*, No. SC22-768, 2022 WL 2167844 (Fla. June 16, 2022) [ECF No. 1]. The suspension was predicated on The Florida Bar's Petition for Emergency Suspension.

The Clerk attempted to serve Mr. Masud by certified mail with an Order to Show Cause why this Court should not impose the same discipline, accompanied by the Supreme Court of Florida's Order of Suspension. (*See* [ECF No. 2]). The return receipt received from service at Mr. Masud's court record and Florida Bar address was signed "RT970" with the printed name of "C-19" without the notation as to "agent" or "addressee." Following the attempted service, Mr. Masud filed a letter of notice of the Florida Supreme Court Order of Suspension and a request to change his address and telephone number on record with the Court but made no mention of the Court's Order to Show Cause. [ECF No. 3]. While Mr. Masud did not follow the proper procedures to update his mailing address,¹ this Court resent the Order to Show Cause to the new address as indicated in Mr. Masud's letter. No return receipt has been received from the second attempt at service.

Rule 8(a) of the Rules Governing the Admission, Practice, Peer Review, and Discipline of

¹ See Section 3D of the CM/ECF NextGen Administrative Procedures.

Attorneys, Local Rules of the United States District Court for the Southern District of Florida, requires that “[a]n attorney admitted to practice before this Court shall, upon being subjected to reprimand, discipline, suspension, or disbarment by a court of any state . . . promptly inform the Clerk of the Court of such action.” *Id.* (alterations added). Rule 8(d) provides that after expiration of the time for submitting a response to an Order to Show Cause, “the Court may impose the identical discipline or may impose any other sanction the Court may deem appropriate.” *Id.* Even if service is contested, Local Rule 11.1(g) imposes upon the members of this Bar an obligation to provide updated contact information to the Clerk within seven days of any change; “the failure to comply shall not constitute grounds for relief from deadlines imposed by Rule or by the Court.” *Id.* This obligation to maintain current contact information is reiterated in the Court’s CM/ECF NextGen Administrative Procedures, section 3D; compliance with the Procedures is mandated by Local Rule 5.1.


Given this background, under Rules 8(a) and (d), Local Rule 11.1(g) and the Court’s inherent power to regulate membership in its Bar for the protection of the public interest, *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.” (alteration added)),

IT IS ORDERED that Mr. Masud is suspended from practice in this Court, effective immediately. Mr. Masud may not resume the practice of law before this Court until reinstated by order of the Court. *See* Rule 12(a). The Clerk of Court shall strike Mr. Masud from the roll of attorneys eligible to practice in 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 that the Clerk of Court shall attempt to serve by certified mail a copy of this Order of Suspension upon Mr. Masud at his court record and Florida Bar

addresses. Mr. Masud shall forthwith advise the Clerk of Court of all pending cases before the Court in which he is counsel or co-counsel of record.

DONE AND ORDERED in Miami, Florida, this 31st day of August, 2022.



CECILIA M. ALTONAGA
CHIEF UNITED STATES DISTRICT JUDGE

c: All South Florida Eleventh Circuit Court of Appeals Judges
All Southern District of Florida District Judges, Bankruptcy Judges, and Magistrate Judges
United States Attorney
Circuit Executive
Federal Public Defender
Clerks of Court – District, Bankruptcy, and 11th Circuit
Florida Bar and National Lawyer Regulatory Data Bank
Library
Roberto Masud