

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2016-69

In re: **DAVID S. ROTHENBERG**
Florida Bar # 26932

FILED by	KS	D.C.
ELECTRONIC		
November 21, 2016		
<small>STEVEN M. LARIMORE CLERK U.S. DIST. CT. S.D. OF FLA. · MIAMI</small>		

ORDER OF SUSPENSION

The Supreme Court of Florida entered an Order of Suspension dated June 28, 2016, suspending David S. Rothenberg from the practice of law. *See The Florida Bar v. Rothenberg*, No. SC16-1127, 2016 WL 3525148 (Fla. June 28, 2016). The suspension was predicated on a Notice of Determination or Judgment of Guilt, which disclosed that Mr. Rothenberg pled guilty to one count of possession of child pornography, a felony, before the United States District Court for the Southern District of Florida, which adjudicated him guilty on June 16, 2016. *See United States of America v. Rothenberg*, Case No. 16-60054 (S.D. Fla. 2016).

Rule 4(a) of the Rules Governing Attorney Discipline, Local Rules of the United States District Court for the Southern District of Florida, provides that “[u]pon the filing with this Court of a certified copy of a judgment of conviction demonstrating that any attorney admitted to practice before the Court has been convicted in any court of the United States . . . of any serious crime . . . the Court shall enter an order immediately suspending that attorney.” A “serious crime” has been defined by Rule 4(b) to “include any felony.”

Pursuant to Rule 4(a) and (b), 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.”),

IT IS ORDERED that said attorney be suspended from practice in this Court, effective immediately. The attorney may not resume the practice of law before this Court until reinstated

by order of this Court. *See* Rule 9(a).

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

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, this 18th day of November, 2016.



Kevin Michael Moore
2016.11.18 16:14:06
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K. MICHAEL MOORE
CHIEF UNITED STATES DISTRICT JUDGE

- c: All South Florida Eleventh Circuit Court of Appeals Judges
All Southern District Judges
All Southern District Bankruptcy Judges
All Southern District 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
David S. Rothenberg