

In the Matter of Zvi Hershel Smith.

No. 2009-43 M.P.

ORDER

This matter came before the Court at its conference on January 10, 2013, pursuant to a petition for reinstatement to the practice of law submitted in accordance with Article III, Rule 16 of the Supreme Court Rules of Disciplinary Procedure. The petitioner, Zvi Hershel Smith, was suspended from the practice of law by order of this Court on an interim basis on May 25, 1995. On May 15, 1998, after his conviction on two counts of felony embezzlement, he was disbarred.

On a petition for reinstatement, it is the burden of the petitioner pursuant to Rule 16(c) to demonstrate to this Court by clear and convincing evidence that he has “the moral qualifications, competency and learning in law required for admission to practice law in this State and that his or her resumption of the practice of law within the State will be neither detrimental to the integrity and standing of the Bar of the administration of justice nor subversive of the public interest.” Having reviewed the petition, the report filed by Disciplinary Counsel in accordance with Article III, Rule 5(b)(4) of the Supreme Court Rules of Disciplinary Procedure, and after hearing the representations of the petitioner and Disciplinary Counsel, we conclude that the petitioner has not met his burden.

Accordingly, the petition for reinstatement is hereby denied.

Entered as an Order of this Court this 22nd day of January, 2013.

By Order,

/s/
Clerk



RHODE ISLAND SUPREME COURT CLERK'S OFFICE

Clerk's Office Order/Opinion Cover Sheet

TITLE OF CASE: In the Matter of Zvi Hershel Smith.

CASE NO: No. 2009-43 M.P.

COURT: Supreme Court

DATE ORDER FILED: January 22, 2013

JUSTICES: Suttell, C.J., Goldberg, Flaherty, Robinson, and Indeglia, JJ.

WRITTEN BY: N/A – Court Order

JUDGE FROM LOWER COURT:
N/A – Court Order

ATTORNEYS ON APPEAL:

For Petitioner: Zvi Hershel Smith
Pro Se

For Respondent: David Curtin, Esq.
Disciplinary Counsel