

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF DISCIPLINE OF
TROY A. BAKER.

No. 51381

FILED

MAY 23 2008

TRACIE H. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

ORDER OF DISBARMENT BY CONSENT

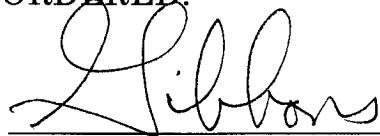
The Southern Nevada Disciplinary Board has filed, under SCR 112, a petition for attorney Troy A. Baker's disbarment by consent. The petition is supported by Baker's affidavit, stating that he freely and voluntarily consents to disbarment, after having had the opportunity to consult with counsel. Baker acknowledges in the affidavit that he violated SCR 151 (competence), SCR 153 (diligence), SCR 154 (communication), SCR 157 (conflict of interest), SCR 171 (expediting litigation), SCR 203(3) (misconduct involving dishonesty, fraud, deceit, or misrepresentation), RPC 1.1 (competence), RPC 1.3 (diligence), RPC 1.4 (communication), RPC 1.7 (conflict of interest), RPC 1.15 (safekeeping property), RPC 3.2 (expediting litigation), and RPC 8.4(c) (misconduct involving dishonesty, fraud, deceit, or misrepresentation),¹ by repeatedly lying to his client


¹The rules governing professional conduct were substantially revised effective May 1, 2006. Some of Baker's conduct occurred before these revisions became effective, and some occurred after the effective date. The disciplinary complaint in this matter properly charged violations of the rules in effect at the time of the particular misconduct, which Baker has admitted.

concerning the settlement of her case and failing to prosecute the case, resulting in its dismissal. Baker admits that he could not successfully defend against a disciplinary complaint. Baker further agrees to pay restitution to the client harmed by his conduct in the amount of \$40,000 (in addition to \$75,000 that he has already paid) and to pay the disciplinary proceedings' costs in the amount of \$2,500.

SCR 112 provides that an attorney who is the subject of a proceeding involving allegations of misconduct may consent to disbarment by delivering an affidavit to the appropriate disciplinary board, which must file it with this court. Baker's affidavit meets the requirements of SCR 112(1), and we conclude that the petition should be granted. Accordingly, Baker is disbarred. The provisions of SCR 115 and SCR 121.1 governing notice and publication of orders of disbarment shall apply to this order. Baker shall pay costs and restitution as set forth above.

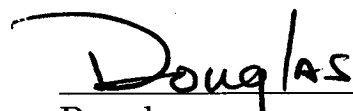
It is so ORDERED.

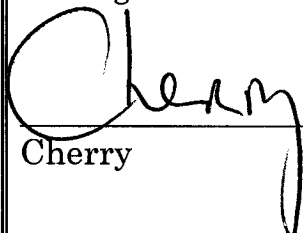

Gibbons, C.J.



Maupin, J.


Hardesty, J.


Parraguirre, J.


Douglas, J.


Cherry, J.


Saitta, J.

cc: Jeffrey D. Albregts, Chair, Southern Nevada Disciplinary Board
Rob W. Bare, Bar Counsel
Kimberly K. Farmer, Executive Director
Jan Paul Koch
Perry Thompson, Admissions Office, U.S. Supreme Court