

**IN RE: COREY SCHADE**  
**NO. BD-2017-097**

**S.J.C. Order of Term Suspension/Stayed entered by Justice Budd on October 17, 2017.<sup>1</sup>**

**By stipulation, the respondent was suspended for six months, stayed for two years, due to a misdemeanor conviction for negligent operation of a motor vehicle. In addition to the fact of the conviction, the respondent failed to disclose the arrest on his bar application and failed to disclose the subsequent conviction once he was admitted to the bar.**

**SUMMARY<sup>2</sup>**

The respondent was admitted to the Bar of the Commonwealth on December 17, 2004. The respondent currently resides and works in New Jersey. In December 2016, the respondent was admitted to practice in New Jersey, subject to terms and conditions to be in effect for two years.

On May 17, 2004, the respondent filed with the Massachusetts Board of Bar Examiners (BBE) an application for admission to the bar of the Commonwealth of Massachusetts. In July 2004, the respondent took the Massachusetts' bar examination and in November 2004, he was notified by the BBE that he had passed the examination.

On December 6, 2004, the respondent was arrested in Mashpee, Massachusetts, and was charged with operating under the influence (OUI), reckless operation and a marked lanes violation.

Page 8 of the bar application required the respondent to supplement his application by reporting the above charges and investigation, "until admitted to practice law". The respondent failed to supplement his answer as required by the application and on December 17, 2004, the respondent was sworn into practice.

On December 20, 2004, the OUI charge and the reckless operation charge were dismissed by the Court and he was found not responsible for the lane violations. The respondent admitted to sufficient facts to a new charge of operating negligently so as to endanger, a misdemeanor. The matter was continued without a finding to June 20, 2005 (six months) and then on June 20, 2005, dismissed.

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<sup>1</sup> The complete order of the Court is available by contacting the Clerk of the Supreme Judicial Court for Suffolk County.

<sup>2</sup> Compiled by the Board of Bar Overseers based on the record filed with the Supreme Judicial Court.

An admission to sufficient facts is a conviction within the meaning of S.J.C. Rule 4:01, sec. 12(1). The respondent did not report his conviction to the Board of Bar Overseers, as he was required to do by S.J.C. Rule 4:01, sec. 12(8).

In December 2011, the respondent applied for admission to the Supreme Court of New York and as a result from an inquiry of the New York admissions office, disclosed the Mashpee arrest. On July 9, 2012, the respondent self-reported the above described Mashpee arrest and conviction in writing to the BBE and the Board of Bar Overseers and on July 12, 2012, the BBE referred the matter to bar counsel.

At some point, the respondent applied for admission to the New Jersey bar, disclosing the Mashpee arrest and the conviction and a lengthy and exhaustive vetting process ensued. The proceedings disclosed a long history of legal difficulties involving alcohol when the respondent was young. On March 12, 2014, a New Jersey panel on character and fitness recommended admission, subject to four enumerated conditions. The recommended conditions were then appealed in part by the respondent. On December 7, 2016 the Supreme Court of New Jersey adopted the recommendations of the panel and certified the respondent for admission, subject to conditions to be in effect for two years including abstinence, attendance at one AA or LCL meeting per month, continuing treatment with a therapist and a requirement that he not engage in solo practice without associating with experienced counsel.

On August 2, 2017, the parties submitted to the Board a stipulation for discipline. The parties stipulated that the respondent's failure to supplement his application to the BBE prior to being sworn in by disclosing the Mashpee arrest violated Mass. R. Prof. C. 8.4(d), his criminal conduct as described above violated Mass. R. Prof. C. 8.4(b) and his failure to timely report his conviction to bar counsel violated S.J.C. Rule 4:01 sec 12(8) and Mass. R. Prof. C. 8.4(d) and (h). The parties also agreed that the respondent be suspended for six months, with the suspension stayed for two years, subject to the conditions for admission imposed by the New Jersey Supreme Court.

On September 11, 2017, the Board voted to accept the parties' stipulation and recommended sanction. On October 17, 2017, the Supreme Judicial Court entered an order imposing the sanction agreed to by the parties and recommended by the Board.