

**LAWRENCE J. MCSWIGGAN**

**Public Reprimand No. 2013-8**

**SUMMARY<sup>1</sup>**

The respondent was admitted to the bar on December 30, 2005.

The respondent failed to pay to the Board of Bar Overseers his annual registration fee that was due in December 2010. As required by S.J.C. Rule 4:03, § 2, the Board sent the respondent notices concerning his failure to pay the fee by first class mail, email and certified mail. The respondent received the notices in due course. On May 27, 2011, the Board petitioned the Supreme Judicial Court to administratively suspend the respondent for failure to register and to pay his annual registration fee. On June 30, 2011, the Court entered a judgment for the respondent's immediate administrative suspension, pursuant to S. J. C. Rules 4:02(1) and 4:03(3). It further notified him that if he sought reinstatement within thirty days of issuance of the order, he would not have to comply with Supreme Judicial Court Rule 4:01, § 17 (1), (5) and (6). The Board of Bar Overseers also sent the respondent an email with the suspension notice on July 5, 2011. The respondent received notice of the administrative suspension in due course.

The respondent did not seek reinstatement within thirty days of the entry of the Order. Because he did not seek reinstatement within thirty days of the entry of the Order, the respondent became subject to the notice and compliance provisions of Supreme Judicial Court Rule 4:01, § 17 (1), (5) and (6). The respondent did not comply with Supreme Judicial Court Rule 4:01, § 17 (1), (5) and (6).

From June 30, 2011 through January 20, 2012, the respondent, while administratively suspended, continued to practice law. By email dated October 5, 2011, the respondent requested that the Board of Bar Overseers send him the required

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<sup>1</sup> Compiled by the Board of Bar Overseers based on the record of proceedings before the Board.

paperwork to apply for reinstatement. The same day, the Board of Bar Overseers emailed the respondent reinstatement materials.

On January 13, 2012, the respondent sought readmission to practice. By Order dated January 20, 2012, the respondent was reinstated from administrative suspension.

In aggravation, in July 2007, the respondent was suspended from the practice of law for failure to pay his annual registration fee. In June 2008, the respondent was readmitted after paying the fee and late fee owed.

By failing to file a timely affidavit of compliance, the respondent violated Mass. R. Prof. C 8.4(d) and S. J. C. Rule 4:01, §17 (5) and (6).

By practicing law after his administrative suspension, the respondent violated Mass. R. Prof. C. 5.5(a) and 8.4(d).

The matter came before the Board of Bar Overseers on a stipulation of parties, agreeing to recommend discipline in the form of a public reprimand. On April 22, 2013, the Board of Bar Overseers voted to administer a public reprimand to the respondent.