

FILED

Jun 24, 2025

Disciplinary
Board

Docket # 037

DISCIPLINARY BOARD
WASHINGTON STATE BAR ASSOCIATION

In re
**DANIEL JEFFREY
MCCORMICK,**
Lawyer (Bar No. 42986).

Proceeding No. 24#00065
ODC File Nos. 23-01471; 23-01574
STIPULATION TO SUSPENSION

Under Rule 9.1 of the Washington Supreme Court's Rules for Enforcement of Lawyer Conduct (ELC), the following Stipulation to Suspension is entered into by the Office of Disciplinary Counsel (ODC) of the Washington State Bar Association (Association) through disciplinary counsel Nate Blanchard and Respondent lawyer Daniel Jeffrey McCormick.

Respondent understands that Respondent is entitled under the ELC to a hearing, to present exhibits and witnesses on Respondent's behalf, and to have a hearing officer determine the facts, misconduct and sanction in this case. Respondent further understands that Respondent is entitled under the ELC to appeal the outcome of a hearing to the Disciplinary Board, and, in certain cases, the Supreme Court. Respondent further understands that a hearing and appeal could result in an outcome more favorable or less favorable to Respondent. Respondent chooses to resolve this proceeding now by entering into the following stipulation to facts, misconduct and sanction to

1 avoid the risk, time, expense attendant to further proceedings.

2 **I. ADMISSION TO PRACTICE**

3 1. Respondent was admitted to practice law in the State of Washington on November 5,
4 2010.

5 **II. STIPULATED FACTS**

6 **Grievance No. 1 (23-01471)**

7 2. In or around 2019, Tetiana Dukhopel (Tetiana) divorced Sergiy Dukhopel (Sergiy).

8 3. Per the marital dissolution agreement, Tetiana resided in the family home with Tetiana
9 and Sergiy's child, but after their child graduated from high school, Tetiana was required to sell
10 the home.

11 4. Per the marital dissolution agreement, Sergiy was obligated to pay to maintain the
12 home.

13 5. Sergiy, however, failed to pay to maintain the home.

14 6. Per the marital dissolution agreement, Tetiana was required to list the home for sale
15 by September 15, 2023.

16 7. When Tetiana contacted Respondent in July 2023, Tetiana did not want to sell the
17 home in its current condition because the state of disrepair decreased its worth.

18 8. On July 14, 2023, Tetiana hired Respondent for the purpose of enforcing the marital
19 dissolution agreement provision that Sergiy pay to maintain the home.

20 9. Tetiana paid a \$4,000 advance fee to Respondent.

21 10. After discussion, Respondent advised, and Tetiana agreed, to pay for repairs to the
22 home.

23 11. In addition, Respondent told Tetiana that Respondent would file a motion to find

1 Sergiy in contempt of the marital dissolution agreement and ask the court to enter an order
2 reimbursing Tetiana for the repairs from Sergiy's proceeds from the sale of the home.

3 12. Tetiana told Respondent that the deadline to list the home for sale was September 15,
4 2023.

5 13. Respondent was aware of the September 15, 2023, deadline.

6 14. On September 4, 2023, Respondent reserved a hearing time of 1:00 p.m. on October
7 9, 2023, to argue the contempt motion.

8 15. The deadline to file the motion and supporting documents was September 26, 2023, at
9 5:30 p.m.

10 16. Between July 14 and September 26, 2023, Tetiana provided Respondent with
11 documents to support the contempt motion.

12 17. Respondent did not file the contempt motion by the 5:30 p.m. deadline on September
13 26, 2023.

14 18. Nor did Respondent file the contempt motion at any time after September 26, 2023.

15 19. On September 19, 2023, Sergiy's lawyer sent Tetiana a letter demanding that Tetiana
16 list the home for sale on or before September 29, 2023, or else Sergiy would file a motion for
17 contempt and enforcement of the dissolution agreement.

18 20. The same day, Tetiana sent Respondent a copy of this letter.

19 21. Respondent did not respond to Sergiy's lawyer's letter.

20 22. On October 2, 2023, Tetiana asked Respondent when a letter would be sent to respond
21 to Sergiy's lawyer.

22 23. On October 3, 2023, Respondent texted Tetiana that Respondent would "send
23 [Tetiana] a copy of everything as soon as I get back. We are still good on everything."

1 24. Respondent's statement to Tetiana that "[w]e are still good on everything" was false.

2 25. Respondent never sent Tetiana a copy of any documents on or after October 3, 2023.

3 26. On October 5, 2023, Respondent texted Tetiana that Respondent would call Tetiana

4 at 2:00 p.m. that day.

5 27. Respondent did not call Tetiana on October 5, 2023.

6 28. On October 5, 2023, Tetiana texted Respondent stating Tetiana's concern about the

7 upcoming hearing, and that Tetiana had checked the motion docket but did not see a motion or

8 any other filed documents.

9 29. Tetiana further asked Respondent by text to "let me know what your plan is?"

10 30. Respondent did not respond to Tetiana's October 5, 2023 text message.

11 31. On October 8, 2023, Tetiana texted Respondent to ask for a link to the October 9,

12 2023, motion hearing.

13 32. Respondent did not respond to Tetiana's October 8, 2023 text message.

14 33. On October 9, 2023, the day of the hearing, Tetiana again texted and emailed

15 Respondent.

16 34. Respondent did not respond that day to either Tetiana's text or email.

17 35. Tetiana's requests for information from Respondent were reasonable.

18 36. On October 11, 2023, Respondent refunded the \$4,000 advance fee to Tetiana.

19 37. On October 12, 2023, Tetiana filed a grievance against Respondent.

20 38. On October 20, 2023, ODC sent a letter directing Respondent to provide a written

21 response to the grievance within 30 days.

22 39. Respondent did not respond within 30 days.

23 40. On November 21, 2023, ODC sent Respondent a letter directing Respondent to

1 respond to the grievance by December 1, 2023 and informing Respondent that ODC would
2 subpoena Respondent for a deposition if Respondent did not respond by December 1, 2023.

3 41. Respondent did not respond to the grievance by December 1, 2023.

4 42. On December 29, 2023, ODC served a subpoena duces tecum on Respondent
5 compelling Respondent's appearance at a deposition on February 2, 2024, and the production of
6 Tetiana's client file and all correspondence relating to Respondent's representation of Tetiana.

7 43. On February 1, 2024, Respondent submitted a written response to Tetiana's grievance.

8 44. Respondent failed to produce all documents required by the subpoena.

9 **Grievance No. 2**

10 45. On January 5, 2022, Olha Afanasieva (Olha) filed a petition for dissolution from Oleg
11 Afanasiev (Oleg) and a proposed parenting plan with the King County Superior Court, case
12 number 22-3-00190-2 KNT.

13 46. In January 2022, Oleg hired Respondent to represent Oleg in the dissolution.

14 47. Olha's proposed parenting plan requested that Oleg have limited parenting time
15 because Olha alleged that Oleg was neglectful, among other issues.

16 48. On January 28, 2022, Respondent filed Oleg's response to Olha's petition for
17 dissolution.

18 49. In the response, Respondent stated that a proposed parenting plan would be filed at a
19 later date.

20 50. The trial in this matter was delayed several times to allow time for the King County
21 Family Court Services to complete a parenting plan evaluation.

22 51. At a May 11, 2023, status conference, while the parenting plan evaluation was
23 pending, the court questioned Respondent as to why Oleg had not filed a proposed parenting plan.

1 52. Respondent told the court that Respondent would file Oleg's proposed parenting plan
2 "by the end of that week."

3 53. In a May 12, 2023 order continuing the trial date, the court directed Respondent to file
4 Oleg's proposed parenting plan by the end of the day on May 12, 2023.

5 54. Respondent did not file Oleg's proposed parenting plan by the court's May 12, 2023
6 deadline.

7 55. On July 3, 2023, Family Court Services filed the parenting plan evaluation.

8 56. On July 7, 2023, the court held a pretrial conference.

9 57. Respondent failed to appear at the July 7, 2023, pretrial conference.

10 58. Following the July 7, 2023, pretrial conference, the court ordered that the parties
11 "attend Mediation within a month."

12 59. The court further ordered that Oleg's proposed parenting plan be filed by July 14,
13 2023, or the court would order a show cause hearing for sanctions.

14 60. Respondent did not file Oleg's proposed parenting plan by July 14, 2023.

15 61. The court scheduled a show cause hearing for July 27, 2023, because the proposed
16 parenting plan was not filed.

17 62. On the morning of the July 27, 2023 hearing, Respondent filed Oleg's proposed
18 parenting plan.

19 63. Later the same day, the court held the show cause hearing.

20 64. On July 28, 2023, the court entered an order sanctioning Respondent for "a pattern of
21 unprofessional conduct and disregard for the Court's orders in this matter."

22 65. The Court ordered Respondent to pay \$770 in sanctions by August 10, 2023, and
23 ordered the parties to confirm a mediation date with the Court by August 14, 2023.

1 66. The Court's order further stated that Respondent's misconduct "was willful, raises
2 serious concerns about counsel's professionalism and diligence before this Court, and has resulted
3 in wasted time and resources, with the potential to result in delays as well."

4 67. Respondent did not pay the sanctions by August 10, 2023.

5 68. Respondent did not provide proof of payment by August 10, 2023.

6 69. Neither party confirmed the mediation date by August 14, 2023.

7 70. On August 16, 2023, the court issued an order to appear at an August 21, 2023 show
8 cause hearing because neither party confirmed the scheduled mediation date and because
9 Respondent failed to pay sanctions and file proof of payment by August 10, 2023.

10 71. At the August 21, 2023 show cause hearing, Respondent told the Court that
11 Respondent would provide proof of payment of the sanctions that day.

12 72. Respondent did not pay the sanctions on August 21, 2023.

13 73. Respondent did not file proof of payment on August 21, 2023.

14 74. On September 21, 2023, the parties participated in a mediation at which the parties
15 reached an agreed resolution of the petition for dissolution and parenting plan.

16 75. Respondent advised Oleg on preparing the final orders, and then Oleg brought the
17 documents to Olha for signature.

18 76. After signing the final orders, Olha believed that Respondent would present the final
19 orders to the Court.

20 77. On September 28, 2023, the court's bailiff emailed Respondent and Olha that
21 Respondent's sanction had increased per the September 27, 2023 order and that "final orders are
22 not yet entered as of now, even though the trial date is past. It is our understanding that Counsel
23 McCormick received all the proposed orders containing Petitioner Afanasieva's signature – the

1 Court is directing Counsel to take an immediate action to submit the final orders to the appropriate
2 department.” (emphasis original).

3 78. Respondent did not respond to this email.

4 79. Respondent did not take any action to submit the final orders in response to this email.

5 80. On September 27, 2023, the Court issued a supplemental order increasing the
6 sanctions against Respondent by \$385 each month until payment was made.

7 81. The Court further ordered Respondent to file proof of payment no later than October
8 4, 2023.

9 82. On October 4, 2023, Respondent paid \$1,155 in sanctions.

10 83. On October 4, 2023, Respondent filed proof of payment.

11 84. On October 6, 2023, the Court’s bailiff again emailed Respondent and Olha stating as
12 follows: “**Counsel McCormick**, our understanding is that [Olha] has already turned in signed
13 proposed order to your way [sic] – please be sure to timely present them to the appropriate
14 department for finalization.” (emphasis original).

15 85. Respondent did not respond to this email.

16 86. Respondent did not present the final orders in response to this email.

17 87. On November 9, 2023, the Court held a status conference.

18 88. Olha attended the conference by Zoom videoconference.

19 89. Respondent did not appear at this conference.

20 90. Olha informed the Court that the parties had reached an agreement and Olha presented
21 the final orders, which the Court signed.

22 91. On November 7, 2023, ODC sent a letter directing Respondent to provide a written
23 response to the grievance within 30 days.

92. Respondent did not respond within 30 days.

93. On December 21, 2023, ODC sent Respondent a letter directing Respondent to respond to the grievance by January 2, 2023, and informing Respondent that ODC would subpoena Respondent for a deposition if Respondent did not respond by January 2, 2023.

94. Respondent did not respond to this letter.

95. On January 9, 2024, ODC served a subpoena duces tecum on Respondent compelling Respondent's appearance at a deposition on February 9, 2024.

96. Respondent attended this deposition.

97. Following the deposition, on February 9, 2024, ODC sent Respondent an investigative inquiry requesting, among other things, emails Respondent exchanged with Olha and the court's bailiff and Respondent's fee agreement with Oleg.

98. Respondent did not respond to the investigative inquiry.

99. On May 30, 2024, ODC sent Respondent a letter directing Respondent to respond to the investigative inquiry by June 10, 2024.

100. Respondent did not respond to this letter.

101. Respondent failed to produce the requested records.

III. STIPULATION TO MISCONDUCT

Grievance No. 1

102. By failing to act with reasonable diligence and promptness in representing Tetiana, Respondent violated RPC 1.3.

103. By failing to keep Tetiana reasonably informed about the status of the matter and/or by failing to comply with Tetiana's reasonable requests for information, Respondent violated RPC 1.4(a)(3) and (4).

1 104. By telling Tetiana that “[w]e are still good on everything” days after missing the
2 contempt motion filing deadline, Respondent violated RPC 1.4(a)(3) and RPC 8.4(c).

3 105. By failing to timely respond to written requests for a response to Tetiana’s
4 grievance and by failing to produce all documents responsive to an investigatory subpoena,
5 Respondent violated RPC 8.4(l) (by violating ELC 1.5, 5.3(f), and 5.5(d)).

6 **Grievance No. 2**

7 106. By failing to file the proposed parenting plan by court-ordered deadlines, failing
8 to appear at the July 7, 2023 pretrial conference and the November 9, 2023 status conference, and
9 failing to present the final orders in the dissolution, Respondent violated RPC 8.4(d).

10 107. By failing to file the proposed parenting plan by court-ordered deadlines and
11 failing to timely pay court-imposed sanctions, Respondent violated RPC 8.4(j).

12 108. By failing to respond to requests for a written response to Olha’s grievance and by
13 failing to respond to an investigative inquiry and produce requested records, Respondent violated
14 RPC 8.4(l) (by violating ELC 1.5, 5.3(f), and 5.3(g)).

15 **IV. PRIOR DISCIPLINE**

16 109. Respondent has no prior discipline.

17 **V. APPLICATION OF ABA STANDARDS**

18 110. American Bar Association *Standards for Imposing Lawyer Sanctions* (1991 ed. &
19 Feb. 1992 Supp.) 4.4, 4.6, 6.2, and 7.0 apply to this case and are set forth below:

20 **4.4 Lack of Diligence**

21 Absent aggravating or mitigating circumstances, upon application of the factors set out in
22 *Standard 3.0*, the following sanctions are generally appropriate in cases involving a failure to act
23 with reasonable diligence and promptness in representing a client:

24 4.41 Disbarment is generally appropriate when:

- (a) a lawyer abandons the practice and causes serious or potentially serious injury to a client; or
- (b) a lawyer knowingly fails to perform services for a client and causes serious

or potentially serious injury to a client; or
(c) a lawyer engages in a pattern of neglect with respect to client matters and causes serious or potentially serious injury to a client.

4.42 Suspension is generally appropriate when:

- (a) a lawyer knowingly fails to perform services for a client and causes injury or potential injury to a client, or
- (b) a lawyer engages in a pattern of neglect and causes injury or potential injury to a client.

4.43 Reprimand is generally appropriate when a lawyer is negligent and does not act with reasonable diligence in representing a client, and causes injury or potential injury to a client.

4.44 Admonition is generally appropriate when a lawyer is negligent and does not act with reasonable diligence in representing a client, and causes little or no actual or potential injury to a client.

4.6 Lack of Candor

Absent aggravating or mitigating circumstances, upon application of the factors set out in *Standard 3.0*, the following sanctions are generally appropriate in cases where the lawyer engages in fraud, deceit, or misrepresentation directed toward a client:

4.61 Disbarment is generally appropriate when a lawyer knowingly deceives a client with the intent to benefit the lawyer or another, and causes serious injury or potential serious injury to a client.

4.62 Suspension is generally appropriate when a lawyer knowingly deceives a client, and causes injury or potential injury to the client.

4.63 Reprimand is generally appropriate when a lawyer negligently fails to provide a client with accurate or complete information, and causes injury or potential injury to the client.

4.64 Admonition is generally appropriate when a lawyer engages in an isolated instance of negligence in failing to provide a client with accurate or complete information, and causes little or no actual or potential injury to the client.

6.2 Abuse of the Legal Process

Absent aggravating or mitigating circumstances, upon application of the factors set out in *Standard 3.0*, the following sanctions are generally appropriate in cases involving failure to expedite litigation or bring a meritorious claim, or failure to obey any obligation under the rules of a tribunal except for an open refusal based on an assertion that no valid obligation exists:

6.21 Disbarment is generally appropriate when a lawyer knowingly violates a court order or rule with the intent to obtain a benefit for the lawyer or another, and causes serious injury or potentially serious injury to a party or causes serious or potentially serious interference with a legal proceeding.

6.22 Suspension is generally appropriate when a lawyer knows that he or she is violating a court order or rule, and causes injury or potential injury to a client or a party, or causes interference or potential interference with a legal proceeding.

6.23 Reprimand is generally appropriate when a lawyer negligently fails to comply with a court order or rule, and causes injury or potential injury to a client or other party, or causes interference or potential interference with a legal proceeding.

6.24 Admonition is generally appropriate when a lawyer engages in an isolated instance of negligence in complying with a court order or rule, and causes little or no actual or potential injury to a party, or causes little or no actual or potential interference with a legal proceeding.

7.0 Violations of Duties Owed as a Professional

Absent aggravating or mitigating circumstances, upon application of the factors set out in Standard 3.0, the following sanctions are generally appropriate in cases involving false or misleading communication about the lawyer or the lawyer's services, improper communication of fields of practice, improper solicitation of professional employment from a prospective client, unreasonable or improper fees, unauthorized practice of law, improper withdrawal from representation, or failure to report professional misconduct.

7.1 Disbarment is generally appropriate when a lawyer knowingly engages in conduct that is a violation of a duty owed as a professional with the intent to obtain a benefit for the lawyer or another, and causes serious or potentially serious injury to a client, the public, or the legal system.

7.2 Suspension is generally appropriate when a lawyer knowingly engages in conduct that is a violation of a duty owed as a professional and causes injury or potential injury to a client, the public, or the legal system.

7.3 Reprimand is generally appropriate when a lawyer negligently engages in conduct that is a violation of a duty owed as a professional and causes injury or potential injury to a client, the public, or the legal system.

7.4 Admonition is generally appropriate when a lawyer engages in an isolated instance of negligence that is a violation of a duty owed as a professional, and causes little or no actual or potential injury to a client, the public, or the legal system.

111. For all paragraphs under Section III, Stipulation to Misconduct, Respondent acted knowingly.

112. Respondent's conduct caused actual and potential injury to Tetiana.

113. Respondent's conduct caused actual injury to Olha.

114. Respondent's conduct caused actual injury to the legal system.

115. Respondent's conduct caused actual injury to the public.

116. The presumptive sanction is suspension.

117. The following aggravating factors apply under ABA Standard 9.22:

(c) a pattern of misconduct

(d) multiple offenses; and

(i) substantial experience in the practice of law [admitted to practice law in Washington on November 5, 2010].

118. The following mitigating factors apply under ABA Standard 9.32:

(a) absence of a prior disciplinary record;

(c) personal or emotional problems; and

(d) as to Grievance No. 1, timely good faith effort to make restitution or to rectify consequences of misconduct.

119. On balance the aggravating and mitigating factors do not require a departure from the presumptive sanction.

VI. STIPULATED DISCIPLINE

120. The parties stipulate that Respondent shall receive a nine-month suspension.

VII. CONDITIONS OF REINSTATEMENT

121. Reinstatement from suspension is conditioned on payment of costs and expenses, as provided below.

VIII. CONDITIONS OF PROBATION

122. Respondent will be subject to probation for a period of two years beginning when Respondent is reinstated to the practice of law and shall comply with the specific probation terms set forth below. Respondent's compliance with these conditions will be monitored by the Probation Administrator of the Office of Disciplinary Counsel ("Probation Administrator"). Failure to comply with a condition of probation listed herein may be grounds for further disciplinary action under ELC 13.8(b).

123. Mental Health Treatment

a) Within 60 days after probation begins, Respondent shall provide the Probation Administrator with the name and contact information of a proposed mental-health

evaluator. The proposed evaluator must be a licensed physician or psychologist. The Probation Administrator will either approve or reject the proposed evaluator and will notify Respondent of that decision in writing. If the evaluator is not approved, Respondent shall provide the Probation Administrator with the name and contact information of another proposed evaluator within three weeks of the date of the Probation Administrator's letter.

- b) Within 60 days of the date of the Probation Administrator's written approval of an evaluator, Respondent shall undergo a mental-health evaluation.
- c) Respondent shall execute an authorization allowing the evaluator to release information regarding the evaluation to the Probation Administrator, to include a written report of the evaluator's findings, diagnosis, and recommended treatment plan, if any. Respondent shall provide the Probation Administrator with a copy of the authorization.
- d) If the mental-health evaluator recommends treatment, Respondent shall undergo treatment with the evaluator or with another treatment provider approved by the Probation Administrator. Respondent will not be required to undergo mental-health treatment if not recommended by a mental-health evaluator approved by the Probation Administrator.
- e) Respondent shall comply with all requirements and recommendations of the treatment provider, including but not limited to the completion of any period of in- or out-patient treatment and aftercare and the taking of all prescribed medications.
- f) Respondent shall execute an authorization allowing and directing the treatment provider to take the following actions:
 - i) on a quarterly basis, send written reports to the Probation Administrator that include the dates of treatment, whether Respondent has been cooperative with treatment, and whether continued treatment is recommended;
 - ii) report immediately to the Probation Administrator if Respondent fails to appear for treatment or stops treatment without the provider's agreement and consent prior to either termination of the treatment plan or expiration of the probation period set forth in this stipulation;
 - iii) report immediately to the Probation Administrator if Respondent fails to comply with any treatment recommendations of the treatment provider;
 - iv) report immediately to the Probation Administrator if Respondent otherwise violates any of the terms or conditions of treatment;
 - v) report immediately to the Probation Administrator if the provider will no longer serve as treatment provider to Respondent prior to termination of the

1 treatment plan or expiration of the probation period set forth in this
2 stipulation; and

- 3 vi) report to the Probation Administrator if Respondent successfully completes
4 treatment and is discharged from further treatment.

5 Respondent shall provide a copy of the authorization to the Probation Administrator
6 upon execution.

- 7 g) Respondent is responsible for paying any and all fees, costs, and/or expenses of
8 mental health evaluation and treatment.

9 124. Practice Monitor

- 10 a) During the period of probation, Respondent's practice will be supervised by a practice
11 monitor. The practice monitor must be a WSBA member with no record of public
12 discipline and who is not the subject of a pending public disciplinary proceeding.

- 13 b) The role of the practice monitor is to consult with and provide guidance to Respondent
14 regarding case management, office management, and avoiding violations of the Rules
15 of Professional Conduct, and to provide reports and information to the Probation
16 Administrator regarding Respondent's compliance with the terms of probation and
17 the RPC. The practice monitor does not represent the Respondent.

- 18 c) At the beginning of the probation period, the Probation Administrator will select a
19 lawyer to serve as practice monitor for the period of Respondent's probation.

- 20 d) Initial Challenge: If, within 15 days of the written notice of the selection of a practice
21 monitor, Respondent sends a written request to the Probation Administrator that
22 another practice monitor be selected, the Probation Administrator will select another
23 practice monitor. Respondent need not identify any basis for this initial request.

- 24 e) Subsequent Challenges: If, after selection of a second (or subsequent) practice
monitor, Respondent believes there is good cause why that individual should not
serve as practice monitor, Respondent may, within 15 days of notice of the selected
practice monitor, send a written request to the Probation Administrator asking that
another practice monitor be selected. That request must articulate good cause to
support the request. If the Probation Administrator agrees, another practice monitor
will be selected. If the Probation Administrator disagrees, the Office of Disciplinary
Counsel will submit its proposed selection for practice monitor to the Chair of the
Disciplinary Board for appointment pursuant to ELC 13.8(a)(2), and will also provide
the Chair with the Respondent's written request that another practice monitor be
selected.

- f) In the event the practice monitor is no longer able to perform the practice monitor's
duties, the Probation Administrator will select a new practice monitor at the Probation
Administrator's discretion.

- 1 g) During the period of probation, Respondent must cooperate with the named practice
2 monitor. Respondent must meet with the practice monitor at least once per month.
3 Respondent must communicate with the practice monitor to schedule all required
4 meetings.
- 5 h) The Respondent must bring to each meeting a current, complete written list of all
6 pending client legal matters being handled by the Respondent. The list must identify
7 the current status of each client matter and any problematic issues regarding each
8 client matter. The list may identify clients by using the client's initials rather than the
9 client's name.
- 10 i) At each meeting, the practice monitor will discuss with Respondent practice issues
11 that have arisen or are anticipated. In light of the conduct giving rise to the imposition
12 of probation, ODC recommends that the practice monitor and Respondent discuss
13 whether Respondent is diligently making progress on each client matter, and whether
14 Respondent is in communication with each client. Meetings may be in person or by
15 telephone at the practice monitor's discretion. The practice monitor uses discretion
16 in determining the length of each meeting.
- 17 j) The practice monitor will provide the Probation Administrator with quarterly written
18 reports regarding Respondent's compliance with probation terms and the RPC. Each
19 report must include the date of each meeting with Respondent, a brief synopsis of the
20 discussion topics, and a brief description of any concerns the practice monitor has
21 regarding the Respondent's compliance with the RPC. The report must be signed by
22 the practice monitor. Each report is due within 30 days of the completion of the
23 quarter.
- 24 k) If the practice monitor believes that Respondent is not complying with any of
Respondent's ethical duties under the RPC or if Respondent fails to schedule or attend
a monthly meeting, the practice monitor will promptly communicate that to the
Probation Administrator.
- l) Respondent must make payments totaling \$1,000 to the Washington State Bar
Association to defray the costs and expenses of administering the probation, as
follows:
- i) \$250 due within 30 days of the start of the probation;
 - ii) \$250 due within 6 months of the start of the probation period;
 - iii) \$250 due within 12 months of the start of the probation period; and
 - iv) \$250 due within 18 months of the start of the probation period.
- m) All payments should be provided to the Probation Administrator for processing.

125. Ethics School

- 1 n) Respondent shall attend Ethics School by webinar (approximately 7.5 hours), or by
2 obtaining the recorded product, and to pay registration costs of \$150 plus applicable
3 sales tax. Respondent will receive all applicable approved CLE credits for time in
4 attendance at the Ethics School.
- 5 o) Attendance at Ethics School is in addition to and shall not fulfill any continuing legal
6 education (CLE) requirements set out in this stipulation.
- 7 p) Respondent shall contact the Ethics School Administrator, currently Claire Carden,
8 at (206) 727-8220 or clairec@wsba.org, within 30 days of the Washington Supreme
9 Court order imposing suspension.
- 10 q) Respondent shall complete the ethics school requirement within 6 months of the
11 Washington Supreme Court order imposing suspension.
- 12 r) Respondent shall provide evidence of completion of ethics school to the Probation
13 Administrator no later than 30 days after the conclusion of the course. Proof of
14 attendance shall include the program brochure, evidence of payment, and a written
15 statement that includes the date and time of attendance.
- 16 s) Respondent may contact the Ethics School administrator directly to enroll in Ethics
17 School and administrative communications, e.g. regarding registration, payment,
18 program content and schedule, and CLE credits, may be sent directly to Respondent.
- 19 t) The Ethics School administrator may respond to inquiries from the Probation
20 Administrator regarding Respondent's compliance with these conditions.

21 IX. RESTITUTION

- 22 126. No restitution is required because Respondent fully refunded Tetiana.

23 X. COSTS AND EXPENSES

- 24 127. Respondent shall pay attorney fees and administrative costs of \$4,023.06 in
accordance with ELC 13.9. The Association will seek a money judgment under ELC 13.9(1) if
these costs are not paid within 30 days of approval of this stipulation. Reinstatement from
suspension is conditioned on payment of costs.

25 XI. VOLUNTARY AGREEMENT

- 26 128. Respondent states that prior to entering into this Stipulation Respondent had an
27 opportunity to consult independent legal counsel regarding this Stipulation, that Respondent is

entering into this Stipulation voluntarily, and that no promises or threats have been made by ODC, the Association, nor by any representative thereof, to induce the Respondent to enter into this Stipulation except as provided herein.

129. Once fully executed, this stipulation is a contract governed by the legal principles applicable to contracts, and may not be unilaterally revoked or modified by either party.

XII. LIMITATIONS

130. This Stipulation is a compromise agreement intended to resolve this matter in accordance with the purposes of lawyer discipline while avoiding further proceedings and the expenditure of additional resources by the Respondent and ODC. Both the Respondent lawyer and ODC acknowledge that the result after further proceedings in this matter might differ from the result agreed to herein.

131. This Stipulation is not binding upon ODC or the respondent as a statement of all existing facts relating to the professional conduct of the Respondent, and any additional existing facts may be proven in any subsequent disciplinary proceedings.

132. This Stipulation results from the consideration of various factors by both parties, including the benefits to both by promptly resolving this matter without the time and expense of hearings, Disciplinary Board appeals, and Supreme Court appeals or petitions for review. As such, approval of this Stipulation will not constitute precedent in determining the appropriate sanction to be imposed in other cases; but, if approved, this Stipulation will be admissible in subsequent proceedings against Respondent to the same extent as any other approved Stipulation.

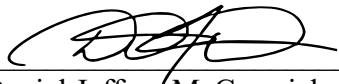
133. Under ELC 9.1(d)(4), the Disciplinary Board reviews a stipulation based solely on the record agreed to by the parties. Under ELC 3.1(b), all documents that form the record before the Board for its review become public information on approval of the Stipulation by the Board,

1 unless disclosure is restricted by order or rule of law.

2 134. If this Stipulation is approved by the Disciplinary Board and Supreme Court, it
3 will be followed by the disciplinary action agreed to in this Stipulation. All notices required in
4 the Rules for Enforcement of Lawyer Conduct will be made.

5 135. If this Stipulation is not approved by the Disciplinary Board and Supreme Court,
6 this Stipulation will have no force or effect, and neither it nor the fact of its execution will be
7 admissible as evidence in the pending disciplinary proceeding, in any subsequent disciplinary
8 proceeding, or in any civil or criminal action.

9 WHEREFORE the undersigned being fully advised, adopt and agree to this Stipulation to
10 Suspension as set forth above.

11
12 
13 Daniel Jeffrey McCormick, Bar No. 42986
14 Respondent

Dated: 04/02/2025

15 
16 Nate Blanchard, Bar No. 58620
17 Disciplinary Counsel

Dated: 4/2/2025