

SUPREME COURT OF NORTH CAROLINA

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THE NORTH CAROLINA STATE BAR, )  
Plaintiff )

vs. )

From North Carolina State Bar  
No. 15 DHC 7

JERRY R. TILLET, Attorney, )  
Defendant )

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PLAINTIFF-APPELLEE'S MOTION TO AMEND NEW BRIEF

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TO THE HONORABLE SUPREME COURT OF NORTH CAROLINA:

Plaintiff-Appellee, the North Carolina State Bar, pursuant to Rule 37 of the Rules of Appellant Procedure, respectfully requests this Court accept an amendment to the New Brief filed by the Plaintiff-Appellee on 15 August 2016. In support of its request, Plaintiff states as follows:

While reviewing its New Brief on 22 August 2016, Plaintiff-Appellee discovered that the references to the statute and rules concerning the confidentiality of Judicial Standards Commission proceedings were mistakenly made to the current versions and should have been to the versions in effect in April 2013.

Plaintiff-Appellee moves to amend the paragraph that appears at the bottom of page 39 and continues at the top of page 40 to read:

Appellant first claims that the State Bar unlawfully obtained the JSC's file from its proceeding involving him. Appellant's claim is completely misplaced and has no basis in fact or law. He asserts that merely because he did not consent to its release, the State Bar obtained the document through illegitimate means. JSC provided the file to the State Bar pursuant to the provisions of its statutes and rules then in effect. *See* N.C. Gen. Stat. § 7A-377(a5)(prior to the revision effective August 23, 2013) and Rule 6(a)(1)(D) of the Rules of the Judicial Standards Commission (effective January 1, 2007). The State Bar did not surreptitiously or unlawfully obtain the file; it was provided voluntarily by JSC. Appellant's consent was not required.

Plaintiff-Appellee also moves to amend the corresponding entries in the Table of Authorities to reflect the correct citations in the amended paragraph.

Respectfully submitted, this the 23d day of August, 2016

Plaintiff –Appellee The North Carolina State Bar



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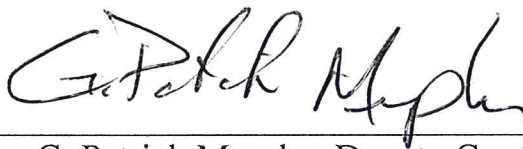
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A handwritten signature in black ink, reading "G. Patrick Murphy". The signature is written in a cursive style with a large, stylized "G" and "M".

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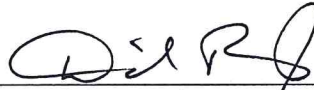
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Plaintiff-Appellee's Motion To Amend New Brief was served upon the Appellant by depositing a copy of the same in the U.S. Mail in a postage prepaid envelope addressed to the Appellant as follows:

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P.O. Box 2599  
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This the 23rd day of August, 2016.



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David R. Johnson, Deputy Counsel  
The North Carolina State Bar  
Plaintiff-Appellee