

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2 In Re: Discipline of)
)
3 TIMOTHY R. TREFFINGER)
)
4 Nevada Bar No. 12877)
)

Case No.

Electronically Filed
Dec 15 2016 03:34 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

6 **BAR COUNSEL'S INITIAL STATUS REPORT**
7 **AND REQUSET FOR EXTENSION**

8 On November 16, 2016, this Court entered an Order Directing Status Report
9 wherein it instructed the State Bar to, within thirty (30) days, inform this Court of
10 Timothy Treffinger's ("Treffinger") progress in the district court's diversion program and
11 his conduct while on probation. Bar Counsel is hereby submitting an initial status report
12 in this matter and requesting a four (4) week extension to supplement its report.

13 On November 17, 2016, the State Bar contacted Treffinger and asked him to
14 provide the name and contact information of his probation officer along with his written
15 authorization for his probation officer to provide information sufficient for the State Bar
16 to respond to this Court's Order. In the alternative, Treffinger was asked to contact his
17 probation officer directly and provide a report. (**Exhibit 1**, November 17, 2016, letter to
18 Treffinger)

19 In response to the State Bar's letter, Treffinger stated that he would obtain a status
20 report from his probation officer and submit it as soon as possible, along with certificates

1 of completion of two counseling programs. (**Exhibit 2**, November 17, 2016, email from
2 Treffinger)

3 Treffinger scheduled a meeting with his probation officer, Officer Chen, on
4 November 23, 2016, which Officer Chen later changed to November 30, 2016. Officer
5 Chen advised Treffinger that he could expect a report by the end of the week. When
6 Treffinger did not receive the report, he left messages for Officer Chen on December 4
7 and December 8, 2016, but to date he has not received a status report. (**Exhibit 3**,
8 Declaration of Timothy Treffinger).

9 On December 12, 2016, Treffinger provided the State Bar with Officer Chen's
10 contact information. A State Bar Investigator called and left a message for Officer Chen
11 to call her regarding Treffinger, as the State Bar had to respond to this Court by
12 December 16, 2016, but the call has not been returned.

13 The State Bar has received no additional grievances or complaints regarding
14 Treffinger's conduct since filing its Petition on April 12, 2016.

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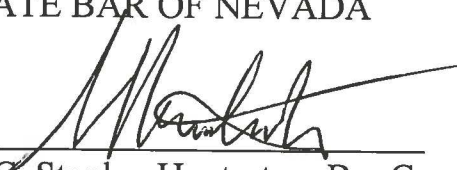
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1 **CONCLUSION**

2 WHEREFORE, the State Bar responds to this Court's November 16, 2016, Order
3 directing a status report, and respectfully requests a four (4) week extension to continue
4 its attempts to obtain a status report from Treffinger's probation officer.

5 Respectfully submitted this ____ day of December, 2016.

6 STATE BAR OF NEVADA

7
8 By 
9 C. Stanley Hunterton, Bar Counsel
10 Nevada Bar No. 1891
11 3100 W. Charleston Blvd., Suite 100
12 Las Vegas, Nevada 89102
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1 **CERTIFICATE OF SERVICE**

2 STATE OF NEVADA)
3)ss:
4 COUNTY OF CLARK)

5 The undersigned hereby certifies a true and correct copy of the attached **Bar**
6 **Counsel's Initial Status Report and Request for Extension** was deposited in the
7 United States Mail at Las Vegas, Nevada, postage fully pre-paid thereon for first class
8 mail addressed to:

9 **Timothy R. Treffinger, Esq.**
10 **1148 S. Maryland Parkway**
11 **Las Vegas, NV 89104**

12 Dated this 15th day of December, 2016.

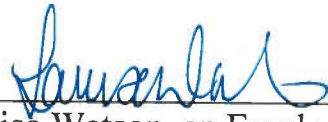
13 
14 _____
15 Louise Watson, an Employee
16 of the State Bar of Nevada
17
18
19
20

EXHIBIT 1

STATE BAR OF NEVADA

November 17, 2016
Via U.S. and Electronic Mail

Timothy R. Treffinger, Esq.
1148 S. Maryland Parkway
Las Vegas, NV 89104
attorneytreffinger@gmail.com

Re: *In Re: Discipline of Timothy R. Treffinger*
Nev. Sup. Ct. Case No. 70143

Dear Mr. Treffinger:

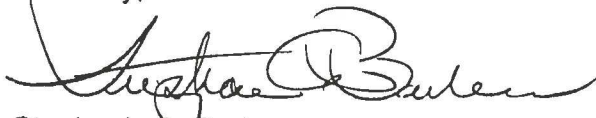
Pursuant to the enclosed Nevada Supreme Court Order of November 16, 2016, please provide this office with the name and contact information for your probation officer, along with your written authorization for the probation officer to provide the Office of Bar Counsel with the status information requested by the Supreme Court.

To allow sufficient time for your probation officer to provide the requested information, and the Office of Bar Counsel to then provide that information to the Court within the 30 day deadline imposed by the Court, please respond to this request on or before Wednesday, **November 23, 2016**.

In the alternative, if you wish to obtain and provide the Office of Bar Counsel with the requested status report concerning your "progress in the diversion program and [your] conduct while on probation", the State Bar will submit that report on your behalf as directed by the Court.

If you have any questions in this regard, feel free to contact the undersigned.

Sincerely,



Stephanie A. Barker
Assistant Bar Counsel
StephanieB@NVBar.org

SAB/hs
Enclosure



3100 W. Charleston Blvd.
Suite 100
Las Vegas, NV 89102
phone 702.382.2200
toll free 800.254.2797
fax 702.385.2878

9456 Double R Blvd., Ste. B
Reno, NV 89521-5977
phone 775.329.4100
fax 775.329.0522

www.nvbar.org

EXHIBIT 2

Louise Watson

From: Stephanie Barker
Sent: Tuesday, December 06, 2016 12:11 PM
To: Louise Watson
Subject: FW: P&P Status Report

Stephanie A. Barker
Assistant Bar Counsel



State Bar of Nevada
3100 W. Charleston, Suite 100
Las Vegas, NV 89102
(702) 382-2200

Notice of Confidentiality: The information transmitted is intended only for the person or entity to whom it is addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of, or taking any action in reliance upon, this information by anyone other than the intended recipient is not authorized.

From: Timothy Treffinger [<mailto:attorneytreffinger@gmail.com>]
Sent: Thursday, November 17, 2016 11:49 AM
To: Stephanie Barker
Subject: P&P Status Report

Attorney Barker,

I have received your letter of even date. I will get that status report from the division and submit it ASAP.

In addition to that formal report, I can provide you with certificates of completion for the two counseling programs. (One was finished previously, the other I believe I will be receiving this weekend) If those would be helpful.

Again, I will submit the required information to you as quickly as I can get it.

Sincerely,

--

Timothy R. Treffinger, Esq.
Nevada Bar No.: 12877
Law Office of Timothy R. Treffinger, LLC.
1148 S Maryland Parkway
Las Vegas, NV 89104

EXHIBIT 3

1 DECLARATION OF TIMOTHY R. TREFFINGER, ESQ.

2 I Timothy R. Treffinger, Esq., declare as follows:

3 1. That I am an attorney duly licensed to practice in the
4 State of Nevada.

5 2. On 11/17/2016 I received a letter, via email, from
6 Stephanie Barker, Assistant Bar Counsel, requesting
7 information related to my progress in the Diversion
8 Program.

9 3. On, 11/17/2016, I replied to Ms. Barker's email, and told
10 her I would request the information requested from my
11 Probation Officer.

12 4. I initially was scheduled to meet with Officer Chen on
13 11/23/2016.

14 5. On 11/22/2016, I was contacted by Officer Chen via phone
15 who requested that we move the appointment to 11/30/2016.
16 During this call I informed him that I needed to get a
17 status report for him for the State Bar and the Supreme
18 Court regarding my disciplinary matter. I was told that he
19 would be able to provide this to me on 11/30 at my
20 appointment.

21 6. I attended my appointment on 11/30, and was told that
22 Officer Chen was too busy to give me my report at the
23 meeting, but that I could expect it by the end of the week.
24

1 I was told that if I did not receive it from him by the end
2 of the week, that I should leave him a voicemail.

3 7. On 12/4/2016 I attempted to contact Officer Chen via phone.
4 There was no answer on his office line, however I did leave
5 a voicemail.

6 8. On 12/8/2016 I attempted to contact Officer Chen via phone.
7 Again, there was no answer on his office line, and I left a
8 voicemail.

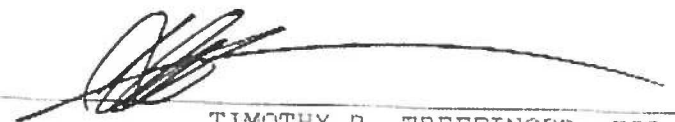
9 9. To date, I have yet to receive a response to any of the
10 messages left for Officer Chen.

11 10. To date, I have yet to receive the requested
12 status report from Officer Chen.

13 11. Further the Declarant sayeth naught.

14 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE
15 AND CORRECT.

16
17 DATED this 14th day of December, 2016
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19

20 
21 TIMOTHY R. TREFFINGER, ESQ.
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23
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