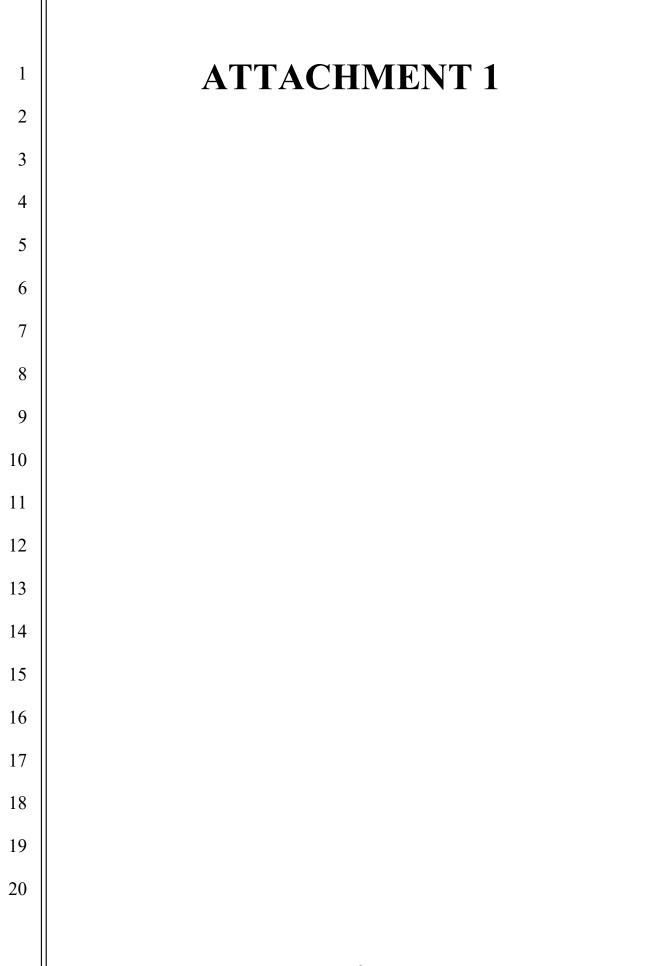
1	IN THE SUPREME COURT OF THE STATE OF NEVADA	
2		
3	IN THE MATTER OF THE ) Electronically Filed RESIGNATION OF ATTORNEY ) CASE NOElizabeth A. Brown	l a.m.
4	CLAYTON K. RICE II ) Clerk of Supreme	n Court
5	NEVADA BAR NUMBER: 4067 )	
6	S.C.R. 98(5)(a) PETITION FOR RESIGNATION	
7	S.C.R. 98(5)(a) states:	
8	Any member of the state bar who is not actively engaged in the practice	
9	of law in this state, upon written application on a form approved by the state bar, may resign from membership in	
10	the state bar if the member: (1) has no discipline, fee dispute arbitration, or clients' security fund matters	
11	pending and (2) is current on all membership fee payments and other financial commitments relating to the member's	
12	practice of law in Nevada. Such resignation shall become effective when filed with the state bar, accepted by the	
13	board of governors, and approved by the Supreme Court.	
14	WHEREAS:	
15	(1) Attorney Clayton K. Rice II, Bar Number 4067, submitted an	
	application requesting resignation from membership in the State Bar of Nevada	
16	and relinquishing the right to practice law in this state in accordance with S.C.R.	
17	98(5)(a) (See Attachment 1); and	
18	(2) The Applicant attorney has no discipline, fee dispute arbitration, or	
19	clients' security fund matters pending and is current on all membership fee	
20	payments and other financial commitments relating to the member's practice of	

1

1	law in Nevada as evidenced by Exhibits A-D to Applicant's original application
2	with Exhibit A demonstrating SCR 115 compliance; and
3	(3) The application was approved by the Board of Governors;
4	(4) In accordance with SCR 98(5)(a), Applicant, by and through the State Bar of Nevada, hereby requests that this Honorable Court enter its Order
5	approving Applicant's resignation.
6	
7	Submitted this 29 <sup>th</sup> day of June 2022.
8	STATE BAR OF NEVADA
9	
10	By: Daniel Hooge (Jun 29, 2022 15:14 PDT)
11	DANIEL M. HOOGE BAR COUNSEL
12	Bar No. 10620 3100 W. Charleston Blvd., Ste. 100
13	Las Vegas, Nevada 89102 (702) 382-2200
14	
15	
16	
17	
18	// //
19	//
20	



## **Rice - PETITION for Resignation SCR98.5a**

**Final Audit Report** 

2022-06-29

Created:	2022-06-29
By:	Jennifer Moreno (jenniferm@nvbar.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAApGVhqCq5MQebNptmOXloAWvfpbvcvqvs

## "Rice - PETITION for Resignation SCR98.5a" History

- Document created by Jennifer Moreno (jenniferm@nvbar.org) 2022-06-29 - 5:00:08 PM GMT- IP address: 98.164.161.214
- Document emailed to Daniel Hooge (danh@nvbar.org) for signature 2022-06-29 - 5:00:34 PM GMT
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- Document e-signed by Daniel Hooge (danh@nvbar.org) Signature Date: 2022-06-29 - 10:14:49 PM GMT - Time Source: server- IP address: 50.159.151.220

Agreement completed. 2022-06-29 - 10:14:49 PM GMT

	FILED
1	BEFORE THE
2	OFFICE OF BAR OF NEVADA BOARD OF GOVERNORS
3	
4	
5	IN THE MATTER OF THE )
6	RESIGNATION APPLICATION OF
7	Bar Number: <u>406</u> 7
8	Bar Number: <u>402</u> )
9	SCR 98(5) APPLICATION FOR RESIGNATION
10	
11	WHEREAS SCR 98(5) states:
12	Any member of the state bar who is not actively engaged in the practice of law in
13	this state, upon written application on a form approved by the state bar, may resign from membership in the state bar if the member: (a) has no discipline, fee dispute arbitration, or clients' security fund matters pending and (b) is current on all
14	membership fee payments and other financial commitments relating to the member's practice of law in Nevada. Such resignation shall become effective when
15 16	filed with the state bar, accepted by the board of governors, and approved by the supreme court.
17	
18	Attorney <u>Clayton K Rice II</u> , Bar Number <u>4067</u> submits this application
19	requesting resignation from membership in the State Bar of Nevada and relinquishes the
	right to practice law in this state.
20	Applicant verifies that, upon best information and belief, Applicant is current on all
21	membership fee payments and other financial commitments relating to Applicant's practice of law
22	in Nevada. ( <b>NOTE</b> : The State Bar of Nevada retains the right of final review of Applicant's status
23	in this regard prior to the matter being reviewed by the Board of Governors and, if applicable,
24	referred to the Supreme Court of Nevada.)
25	//

1	In accordance with SCR 98(5) attached is an Affidavit of Compliance with Supreme Court
2	Rule 115 (Notice of Change in License Status). (Exhibit A)
3	Pursuant to SCR 98(5)(b), resignation under this rule is irrevocable. By signing below,
4	Applicant verifies and understands that:
5	1. Applicant may only return to the active practice of law by making application as a
6	new admittee, subject to the provisions of Supreme Court rules and applicable law, including the
7	requirements that Applicant:
8	(a) Demonstrates that Applicant is of good character and is willing and able to
9	abide by the high ethical standards required of attorneys and counselors at
10	law; and
11	(b) Takes and passes the Nevada State Bar Examination; AND
12	2. That as a member with no pending matter before the State Bar, Applicant is eligible
13	to transfer to/remain in " inactive" status pursuant to SCR 98(4) and knowingly elects instead to
14	file the instant application for resignation pursuant to § 5; AND
15	3. That in accordance with SCR 98(5)(c), "The state bar shall retain jurisdiction to
16	investigate and take action with respect to matters involving a past member's conduct prior to the
17	member resigning from the State Bar." AND
18	//
19	
20	//
21	//
22	//
23	//
24	//
25	//
	-2-

1 That Applicant has read and understands the appendix attached hereto entitled 4. 2 "Notice to Applicant of Manner of Approval." Submitted this <u>19</u> day of <u>April</u>, 20<u>22</u> 3 ayton K. Rice It 4 5 Address 6 89044 Citv/State/Zip 7 8 an St. Piane The 9 ATTORNEY 10 11 12 13 STATE OF <u>Neveda</u>) COUNTY OF <u>Clark</u>) SS: 14 15 16 SUBSCRIBED AND SWORN to before me this 19th day of April, 2022 by Clayton Kimball Kizezz 17 18 19 20 NOTARY PUBLIC **MICHAEL J. MOORE** Notary Public, State of Nevada 21 No. 08-7991-1 My Appt. Exp. Sept. 11, 2024 22 23 24 25 -3-

1	IN THE SUPREME COURT OF THE STATE OF NEVADA
3 4 5 6 7	IN THE MATTER OF THE RESIGNATION APPLICATION OF /a.fon // //cc. II Bar Number: <u>4067</u> <u>AFFIDAVIT OF COMPLIANCE WITH SUPREME COURT RULE 115</u>
8 9	STATE OF Arada) COUNTY OF Clark) SS:
10 11 12 13 14 15 16 17 18 19 20	<ul> <li><u>Clayfon Klice II</u>, being duly sworn under oath, deposes and says:</li> <li>1. That I am the attorney in the above entitled matter and am filing this Affidavit in accordance with Supreme Court Rule 115(4).</li> <li>2. That when the Order granting petition for resignation is filed in this matter in accordance with Supreme Court Rule 115(7) it will become effective immediately.</li> <li>3. That I will fully comply with the provisions of said Order granting petition for resignation and these rules.</li> <li>4. That I do not have Nevada clients.</li> <li>5. That I have been admitted in the past to the following state bars: <u>Colorado</u>, <u>California 1</u> and the following courts</li> </ul>
21 22 23 24 25	// Exhibit A -4-

1 6. That I may be reached at the following address: 3070 Deruta Ave., Henderson NV 89044 2 3 4 7. The address and telephone number of a contact person designated for client files is: 5 T XPrea 6 7 ATTORNEY 8 STATE OF <u>Nevada</u>) COUNTY OF <u>Clark</u> 9 SS: 10 11 SUBSCRIBED AND SWORN to 12 April , 20 22 by clayton Kinball Rice Th 及 \_\_\_\_\_day of \_\_\_\_ before me this 13 14 15 NOTARY PUBLIC 16 MICHAEL J. MOORE Notary Public, State of Nevada No. 08-7991-1 17 My Appt. Exp. Sept. 11, 2024 18 19 20 21 22 23 24 25 -5-

## **APPENDIX: NOTICE TO APPLICANT OF MANNER OF APPROVAL**

In accordance with SCR 98(5), the following three (3) exhibits will be attached to this         Application before being presented to the Board of Governors:         1       The approval of Bar Counsel, including confirmation that no discipline is pending against Applicant (Exhibit B); and         2       Verification there are no pending fee dispute arbitration or clients' security fund claims against the Applicant (Exhibit C), and         9       3. Verification that Applicant is current on all membership fee payments and other financial commitments relating to the Applicant's practice of law in Nevada (Exhibit D).         12       This application will be brought before the State Bar Board of Governors at its next regularly-scheduled meeting.         14       Replicant will be notified of the Board's decision, in writing, at the Applicant's last-reported address of record to the State Bar.         17       If the Board approves this application, State Bar Counsel will forward the matter to the Supreme Court of Nevada for a final determination in accordance with SCR 98(5).         19       NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING THE RESIGNATION.         21          22          23	2	
5       1. The approval of Bar Counsel, including confirmation that no discipline is pending against Applicant (Exhibit B); and         7       2. Verification there are no pending fee dispute arbitration or clients' security fund claims against the Applicant (Exhibit C), and         8       2. Verification that Applicant is current on all membership fee payments and other financial commitments relating to the Applicant's practice of law in Nevada (Exhibit D).         10       1. This application will be brought before the State Bar Board of Governors at its next regularly-scheduled meeting.         16       Applicant will be notified of the Board's decision, in writing, at the Applicant's last-reported address of record to the State Bar.         17       If the Board approves this application, State Bar Counsel will forward the matter to the         18       Supreme Court of Nevada for a final determination in accordance with SCR 98(5).         19       NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS         20       AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING         21       THE RESIGNATION.         22       23         24       25	3	In accordance with SCR 98(5), the following three (3) exhibits will be attached to this
<ul> <li>against Applicant (Exhibit B); and</li> <li>Verification there are no pending fee dispute arbitration or clients' security fund claims against the Applicant (Exhibit C), and</li> <li>Verification that Applicant is current on all membership fee payments and other financial commitments relating to the Applicant's practice of law in Nevada (Exhibit D).</li> <li>This application will be brought before the State Bar Board of Governors at its next regularly-scheduled meeting.</li> <li>Applicant will be notified of the Board's decision, in writing, at the Applicant's last- reported address of record to the State Bar.</li> <li>If the Board approves this application, State Bar Counsel will forward the matter to the Supreme Court of Nevada for a final determination in accordance with SCR 98(5).</li> <li>NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS</li> <li>AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING THE RESIGNATION.</li> </ul>	4	Application before being presented to the Board of Governors:
<ul> <li>Verification there are no pending fee dispute arbitration or clients' security fund claims against the Applicant (Exhibit C), and</li> <li>Verification that Applicant is current on all membership fee payments and other financial commitments relating to the Applicant's practice of law in Nevada (Exhibit D).</li> <li>This application will be brought before the State Bar Board of Governors at its next regularly-scheduled meeting.</li> <li>Applicant will be notified of the Board's decision, in writing, at the Applicant's last-reported address of record to the State Bar.</li> <li>If the Board approves this application, State Bar Counsel will forward the matter to the Supreme Court of Nevada for a final determination in accordance with SCR 98(5).</li> <li><u>NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS</u></li> <li>AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING</li> <li>THE RESIGNATION.</li> </ul>	5	1. The approval of Bar Counsel, including confirmation that no discipline is pending
<ul> <li>claims against the Applicant (Exhibit C), and</li> <li>3. Verification that Applicant is current on all membership fee payments and other financial commitments relating to the Applicant's practice of law in Nevada (Exhibit D).</li> <li>This application will be brought before the State Bar Board of Governors at its next regularly-scheduled meeting.</li> <li>Applicant will be notified of the Board's decision, in writing, at the Applicant's last- reported address of record to the State Bar.</li> <li>If the Board approves this application, State Bar Counsel will forward the matter to the Supreme Court of Nevada for a final determination in accordance with SCR 98(5).</li> <li>NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING THE RESIGNATION.</li> </ul>	6	against Applicant (Exhibit B); and
<ul> <li>9</li> <li>3. Verification that Applicant is current on all membership fee payments and other financial commitments relating to the Applicant's practice of law in Nevada (Exhibit D).</li> <li>12</li> <li>13 This application will be brought before the State Bar Board of Governors at its next regularly-scheduled meeting.</li> <li>14 Applicant will be notified of the Board's decision, in writing, at the Applicant's last- reported address of record to the State Bar.</li> <li>17 If the Board approves this application, State Bar Counsel will forward the matter to the Supreme Court of Nevada for a final determination in accordance with SCR 98(5).</li> <li>19 NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING THE RESIGNATION.</li> <li>21</li> <li>23</li> <li>24</li> <li>25</li> </ul>	7	2. Verification there are no pending fee dispute arbitration or clients' security fund
<ul> <li>financial commitments relating to the Applicant's practice of law in Nevada (Exhibit D).</li> <li>This application will be brought before the State Bar Board of Governors at its next regularly-scheduled meeting.</li> <li>Applicant will be notified of the Board's decision, in writing, at the Applicant's last- reported address of record to the State Bar.</li> <li>If the Board approves this application, State Bar Counsel will forward the matter to the Supreme Court of Nevada for a final determination in accordance with SCR 98(5).</li> <li>NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING THE RESIGNATION.</li> </ul>	8	claims against the Applicant (Exhibit C), and
11       (Exhibit D).         12       This application will be brought before the State Bar Board of Governors at its next         14       regularly-scheduled meeting.         15       Applicant will be notified of the Board's decision, in writing, at the Applicant's last-         16       reported address of record to the State Bar.         17       If the Board approves this application, State Bar Counsel will forward the matter to the         18       Supreme Court of Nevada for a final determination in accordance with SCR 98(5).         19       NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS         20       AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING         21       THE RESIGNATION.         22	9	3. Verification that Applicant is current on all membership fee payments and other
12         13         14         15         16         17         17         18         19         19         19         11         11         12         13         14         15         16         17         18         19         19         111         112         113         115         116         117         118         119         111         111         112         113         115         116         117         118         119         111         111         112         113         113         114         115         115         116         117         118         119         1110         1111         1121	10	financial commitments relating to the Applicant's practice of law in Nevada
13This application will be brought before the State Bar Board of Governors at its next14regularly-scheduled meeting.15Applicant will be notified of the Board's decision, in writing, at the Applicant's last-16reported address of record to the State Bar.17If the Board approves this application, State Bar Counsel will forward the matter to the18Supreme Court of Nevada for a final determination in accordance with SCR 98(5).19NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS20AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING21THE RESIGNATION.222324Image: State S	11	(Exhibit D).
14       regularly-scheduled meeting.         15       Applicant will be notified of the Board's decision, in writing, at the Applicant's last-         16       reported address of record to the State Bar.         17       If the Board approves this application, State Bar Counsel will forward the matter to the         18       Supreme Court of Nevada for a final determination in accordance with SCR 98(5).         19       NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS         20       AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING         21       THE RESIGNATION.         22	12	
15       Applicant will be notified of the Board's decision, in writing, at the Applicant's last-         16       reported address of record to the State Bar.         17       If the Board approves this application, State Bar Counsel will forward the matter to the         18       Supreme Court of Nevada for a final determination in accordance with SCR 98(5).         19       NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS         20       AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING         21       THE RESIGNATION.         22          23          24	13	This application will be brought before the State Bar Board of Governors at its next
<ul> <li>reported address of record to the State Bar.</li> <li>If the Board approves this application, State Bar Counsel will forward the matter to the</li> <li>Supreme Court of Nevada for a final determination in accordance with SCR 98(5).</li> <li>NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS</li> <li>AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING</li> <li>THE RESIGNATION.</li> </ul>	14	regularly-scheduled meeting.
17       If the Board approves this application, State Bar Counsel will forward the matter to the         18       Supreme Court of Nevada for a final determination in accordance with SCR 98(5).         19       NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS         20       AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING         21       THE RESIGNATION.         22       23         24       25	15	Applicant will be notified of the Board's decision, in writing, at the Applicant's last-
<ul> <li>Supreme Court of Nevada for a final determination in accordance with SCR 98(5).</li> <li><u>NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS</u></li> <li>AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING</li> <li>THE RESIGNATION.</li> </ul>	16	reported address of record to the State Bar.
<ul> <li>19 NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS</li> <li>20 AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING</li> <li>21 THE RESIGNATION.</li> <li>22</li> <li>23</li> <li>24</li> <li>25</li> </ul>	17	If the Board approves this application, State Bar Counsel will forward the matter to the
<ul> <li>20 AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING</li> <li>21 THE RESIGNATION.</li> <li>22</li> <li>23</li> <li>24</li> <li>25</li> </ul>	18	Supreme Court of Nevada for a final determination in accordance with SCR 98(5).
21       THE RESIGNATION.         22	19	NOTE: APPLICANT'S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS
22 23 24 25	20	AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING
23 24 25	21	THE RESIGNATION.
24 25	22	
25	23	
	24	
-6-	25	
		-6-

1

1 2 3	BEFORE THE STATE BAR OF NEVADA BOARD OF GOVERNORS
4	IN THE MATTER OF THE ) RESIGNATION APPLICATION OF )
5 6	$\frac{C/ayton    Rice II}{  }$ Bar Number: <u>406</u> 7
7	Bar Number: <u>406</u> 7
8	
9	APPROVAL OF BAR COUNSEL
10	Having confirmed Applicant has no pending disciplinary matters and having reviewed
11	applicant's SCR 98(5) Application for Resignation submitted herewith and being satisfied with it
12 13	Bar Counsel hereby recommends the Supreme Court of Nevada approve Applicant's resignation
14	under the terms and conditions set forth in SCR 98(5).
15	DATED this $\frac{5}{100}$ day of $\frac{May}{1000}$ , $20\frac{22}{2}$
16	
17	STATE BAR OF NEVADA
18	- Aughter
19	By: Daniel Hooge (May 5, 2422 13:59 PDT) DANIEL M. HOOGE
20	Bar Counsel Nevada Bar No. 10620 3100 W. Charleston Boulevard, Ste. 100
21 22	Las Vegas, Nevada 89102 (702) 382-2200
22 23	
24	
25	Exhibit B -7-

1	BEFORE THE
2	STATE BAR OF NEVADA BOARD OF GOVERNORS
3	
4	IN THE MATTER OF THE ) RESIGNATION APPLICATION OF )
5	Clayton K Rice II
6	Bar Number: 4067)
7	
8	
9	STATEMENT OF FEE DISPUTE/CLIENTS' SECURITY FUND MANAGER
10	men and a state of the state of Manager Cardia Day Day Discusso
11	The undersigned, in her official capacity as Manager for the State Bar Fee Dispute
12	Arbitration and Clients' Security Fund programs, hereby confirms that there are no pending claims
13	against the Applicant before either the Fee Dispute or Clients' Security Committees.
14	DATED this $\frac{5}{100}$ day of May, 2022.
15	
16	STATE BAR OF NEVADA
17	Theresa Freeman
18	By: Theresa Freeman (May 5, 2022 13:29 PDT) THERESA FREEMAN
19	Client Protection Manager 3100 W. Charleston Boulevard, Ste. 100
20	Las Vegas, Nevada 89102 (702) 382-2200
21	
22	
23	
24	
25	Exhibit C
	-8-

1	BEFORE THE
2	STATE BAR OF NEVADA BOARD OF GOVERNORS
3	
4	IN THE MATTER OF THE ) RESIGNATION APPLICATION OF )
5	Clayton Il Rice It
6	Bar Number: $\frac{4067}{10}$
7	i
8	STATEMENT OF EXECUTIVE DIRECTOR
9	The undersigned, in her official capacity as Executive Director of the State Bar of Nevada,
10	hereby confirms that the above-named applicant is current on all membership fee payments and
11	other financial commitments relating to the applicant's practice of law in Nevada.
12	DATED this $5th_{day of} May$ , $20^{22}$ .
13	
14 15	STATE BAR OF NEVADA
15	
17	By: Kimberly Farmer
18	KIMBERLY K. FARMER Executive Director
19	3100 W. Charleston Boulevard, Ste. 100 Las Vegas, Nevada 89102
20	(702) 382-2200
21	
22	
23	
24	
25	
	Exhibit D
	-9-
	I