

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals, continued and held at Charleston, Kanawha County, on April 15, 2024, the following order was made and entered:

Lawyer Disciplinary Board,
Petitioner

v.) No. 22-582

Phillip B. Ball, a member of
The West Virginia State Bar,
Respondent

ORDER

On July 6, 2023, the Hearing Panel Subcommittee of the Lawyer Disciplinary Board, by its Chair Clayton J. Fitzsimmons, in accordance with Rule 3.10 of the Rules of Lawyer Disciplinary Procedure, filed its written recommended disposition in this matter, recommending that:

- (1) Respondent's law license be annulled;
- (2) Respondent must comply with the mandates of Rule 3.28 of the Rules of Lawyer Disciplinary Procedure; and
- (5) Respondent be ordered to pay the costs of these disciplinary proceedings pursuant to Rule 3.15 of the Rules of Lawyer Disciplinary Procedure.

On August 7, 2023, the Office of Lawyer Disciplinary Counsel, by Rachael L. Fletcher Cipoletti, Chief Lawyer Disciplinary Counsel, filed its consent to the recommendation and the respondent Phillip B. Ball, by counsel John A. Carr, filed an objection to the recommendation. On December 11, 2023, the respondent, by counsel, withdrew his objection to the recommendation of the Hearing Panel Subcommittee.

Upon consideration and review on April 10, 2024, the Court is of the opinion to and does concur with and approve the recommended disposition of the Hearing Panel Subcommittee of the Lawyer Disciplinary Board. It is ORDERED that:

- (1) The license to practice law in the State of West Virginia of the Respondent Phillip B. Ball is annulled;
- (2) The Respondent must comply with the mandates of Rule 3.28 of the Rules of Lawyer Disciplinary Procedure; and
- (5) The Respondent must pay the costs of this disciplinary proceeding in accordance with Rule 3.15 of the Rules of Lawyer Disciplinary Procedure.

Service of a copy of this order upon the respondent Phillip B. Ball, the Office of Lawyer Disciplinary Counsel, and the West Virginia State Bar, constitutes sufficient notice of the contents.

A True Copy

Attest: /s/ C. Casey Forbes
Clerk of Court

