

STATE OF WEST VIRGINIA

At the Supreme Court of Appeals, continued and held at Charleston, Kanawha County, on January 6, 2022, the following order was made and entered **in vacation**:

*In re* Petition for Reinstatement of Thomas Jason Drake

No. 21-0292

**ORDER**

On April 12, 2021, the petitioner, Thomas Jason Drake, a disbarred member of the West Virginia State Bar, in accordance with Rule 3.33 of the Rules of Lawyer Disciplinary Procedure, filed a petition for reinstatement of his license to practice law in the State of West Virginia.

On November 22, 2021, the Hearing Panel Subcommittee of the Lawyer Disciplinary Board, by its Chair Nicole A. Cofer, in accordance with Rule 3.33(c) of the Rules of Lawyer Disciplinary Procedure, presented to the Court its written report and recommendation, recommending that the petitioner's license to practice law in the State of West Virginia be reinstated with certain conditions.

On November 23, 2021, the petitioner filed his consent to the recommendation. The respondent, Office of Lawyer Disciplinary Counsel (ODC), by Renée N. Frymyer, Lawyer Disciplinary Counsel, filed its consent to the recommendation on November 29, 2021.

Upon consideration of the recommendation from the Hearing Panel Subcommittee, the Court is of the opinion to and does adopt the recommendation and the petition for reinstatement is granted with certain conditions. It is ORDERED that the license to practice law in the State of West Virginia of the petitioner, Thomas Jason Drake, is reinstated subject to the following conditions:

1. Petitioner must pay all dues owed to the West Virginia State Bar and comply with all continuing legal education requirements to become an active member of the West Virginia State Bar.

2. Following reinstatement, petitioner's practice of law shall be supervised in accordance with a written agreement between petitioner, the supervising attorney, and the ODC, by an attorney who is in good standing with the West Virginia State Bar as agreed upon by the petitioner and the ODC, , for a period of 2 years. The supervising attorney shall meet with the petitioner at least twice per month and will have complete access to petitioner's files, calendar, and law office account(s), if applicable. The supervising attorney shall file monthly reports with the ODC and respond to any inquiries by the ODC. Petitioner shall be candid and cooperative with the supervising attorney and follow their recommendations and directives.

3. Petitioner shall reimburse the Lawyer Disciplinary Board the costs of the reinstatement proceedings in accordance with Rule 3.15 of the Rules of Lawyer Disciplinary Procedure.

Service of a copy of this order upon Thomas Jason Drake, the Office of Lawyer Disciplinary Counsel, and the West Virginia State Bar, constitutes sufficient notice of the contents.

A True Copy

Attest: /s/ Edythe Nash Gaiser  
Clerk of Court

