

**NEW HAMPSHIRE BAR ASSOCIATION  
PUBLIC PROTECTION FUND  
ANNUAL REPORT TO THE SUPREME COURT**

**YEAR ENDING:** May 31, 2014

**NUMBER OF CLAIMS:**

<b>PENDING AT PRIOR YEAR END:</b>	Six (6)
<b>MADE IN REPORTING YEAR:</b>	Two (2)
<b>ON APPEAL TO THE SUPREME COURT IN REPORTING YEAR:</b>	Zero (0)
<b>APPROVED IN REPORTING YEAR:</b>	Zero (0)
<b>DENIED IN REPORTING YEAR:</b>	Zero (0)
<b>ABANDONED IN REPORTING YEAR:</b>	Zero (0)
<b>PENDING AT FISCAL YEAR END:</b>	Seven (7)

**Comment:** Of the seven claims pending at year end, six originated in prior fund years: three claims totaling \$2,502,739 were filed in 2009, against disbarred attorney T. Tessier, one claim totaling \$523,500 filed April 2012 against suspended attorney J. Vanim-Botting, one claim totaling \$213,500 filed January 2013 against disbarred attorney G. Clark and one claim totaling \$8,500 filed May 2013 against suspended attorney R. Boire. The claims against former attorney Tessier remain pending as the Fund is awaiting the claimant's required exhaustion of all possible third-party recoveries prior to making any determination. Of the two claims filed in the current fund year, one claim is against suspended attorney J. Czekalski totaling \$2,000 and one claim filed in the amount of \$3,121 was filed against an attorney who remains in active practice and thus does not meet the criteria to have the claim processed. In addition, six additional claims of \$2,900,837 were filed last reporting year against three attorneys who remain in active practice and thus do not meet the criteria to have the claims processed.

One claim totaling \$1,000,000 filed 3 March 2009, against disbarred attorney T. Tessier was determined by the Public Protection Fund Committee (PPFC) to be under the jurisdiction of the Client Indemnity Fund (CIF). The New Hampshire Bar Association Board of Governors agreed with the PPFC's determination and has reconstituted the CIF Committee to review the pending claim.

The outstanding claims at the end of the reporting year, total \$6,154,197.99. The maximum exposure of claims for suspended or disbarred attorneys total \$474,000.

**FUND BALANCE AT PRIOR YEAR END:**

**ASSESSMENTS RECEIVED IN REPORTING YEAR:**

• Total Assessments for Fiscal 2013-2014	\$105,226.95	
• Less: Portion of assessment allocated to Lawyers Assistance Program	<u>\$105,226.95</u>	
Net Assessments designated to the Public Protection Fund		\$ 0.00

**Comment:** There was no assessment for the Public Protection Fund in the reporting year.

**INCOME EARNED IN REPORTING YEAR:<sup>1</sup>** \$ 8,290.46

**RECOVERIES ACCRUED IN REPORTING YEAR:** \$ 0.00

**TOTAL AMOUNT OF NEW CLAIMS FILED IN REPORTING YEAR:<sup>2</sup>** \$ 5,121.29

**TOTAL AMOUNT OF CLAIMS APPROVED IN REPORTING YEAR:** \$ 0.00

**TOTAL OF CLAIMS PAID IN REPORTING YEAR:** \$ 0.00

**Note 1:** Income Earned is from deposits in New Hampshire banks, CDARS held with NBT Bank and from Certificates of Deposit of \$250,000 or less from other U.S. banks invested through a CD purchase program administered by Bank of New Hampshire.

**Note 2:** Total New Claims Filed is reported at maximum exposure. Balance includes \$3,121.29 filed against an attorney who remains in active practice and thus does not meet the criteria to have the claim processed.

**EXPENSES INCURRED IN REPORTING YEAR:** \$ 3,229.20

for the goods and services detailed below:

Fund Share of Bar Association Costs (Est.) \$2,500.00

Staff Liaison	\$ 2,145.00
Systems Administrator	\$ 0.00
Staff Accountant	\$ 126.25
Accounting Clerk	\$ 0.00
Summer Help	\$ 0.00
Invoices -	
Postage & Printing	\$ 10.00
Annual Audit	\$ 218.75

Direct Costs of Committee \$ 729.20

Client Protection Forum	\$ 729.20
Postage - other	\$ 0.00
Copies	\$ 0.00
Stationery & Office Supplies	\$ 0.00
General Expenses	\$ 0.00

**FUND BALANCE AT THIS YEAR END:** \$2,369,462.00

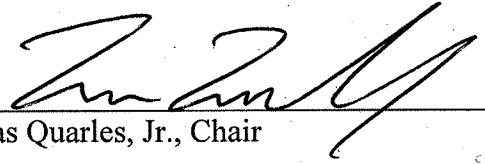
Respectfully submitted,

NEW HAMPSHIRE BAR ASSOCIATION  
PUBLIC PROTECTION FUND

By:

DATED:

11/13/14



Thomas Quarles, Jr., Chair