

SUPREME COURT, STATE OF COLORADO TWO EAST 14 TH AVENUE DENVER, COLORADO 80203 ORIGINAL PROCEEDING IN UNAUTHORIZED PRACTICE OF LAW	CASE NO. 03SA303 RECEIVED JUN 11 2004 REGULATION COUNSEL
Petitioner: THE PEOPLE OF THE STATE OF COLORADO, v. Respondent: JACK HARPIN.	
ORDER OF COURT	

Upon consideration of the Report of the Presiding Disciplinary Judge, together with the Stipulation, Agreement and Affidavit Consenting to an Order of Injunction, and now being sufficiently advised in the premises,

IT IS ORDERED that the Respondent is ENJOINED from the unauthorized practice of law, and shall pay the costs of this proceeding in the amount of \$91.00 within thirty days.

BY THE COURT, JUNE 11, 2004.



Copies mailed via the State's Mail Services Division on 6-11-04 EAC

James Coyle
 Deputy Regulation Counsel

Hon. William Lucero
 Presiding Disciplinary Judge

Jack Harpin
 P.O. Box 326
 Jamestown, CO 80454

SUPREME COURT, STATE OF COLORADO ORIGINAL PROCEEDING IN UNAUTHORIZED PRACTICE OF LAW BEFORE THE OFFICE OF THE PRESIDING DISCIPLINARY JUDGE 600 17 TH STREET, SUITE 510-S DENVER, CO 80202	RECEIVED JUN 07 2004 REGULATION COUNSEL
Petitioner: THE PEOPLE OF THE STATE OF COLORADO,	Case Number: 03SA303
Respondent: JACK HARPIN.	
REPORT PURSUANT TO C.R.C.P. 236(a)	

By Order dated January 21, 2004, this matter was remanded to the Presiding Disciplinary Judge ("PDJ") by the Colorado Supreme Court for determination of facts and recommendations on whether the Respondent has engaged in the unauthorized practice of law, should be enjoined, together with findings of costs, expenses, attorney fees and restitution.

On May 11, 2004, James C. Coyle, Office of Attorney Regulation Counsel and Jack Harpin, Respondent, filed a Stipulation, Agreement and Affidavit Consenting to an Order of Injunction, attached as Exhibit 1. The Stipulation acknowledges that the Respondent engaged in the unauthorized practice of law "[b]y answering and defending a district court lawsuit on behalf of other individuals who cannot assign their liability or defense." After being made aware that his pleading in this matter was inappropriate, Respondent took corrective measures and hired an attorney who filed an amended answer.

Accordingly, the PDJ recommends that the Supreme Court grant the Stipulation, Agreement and Affidavit Consenting to an Order enjoining the Respondent from the unauthorized practice of law and ordering Respondent to pay costs in the sum of \$91.00.

DATED THIS 7TH DAY OF JUNE, 2004.


 WILLIAM R. LUCERO
 PRESIDING DISCIPLINARY JUDGE

Copies to:

James C. Coyle	Via Hand Delivery
Office of Attorney Regulation Counsel	
Jack Harpin	Via First Class Mail
Respondent	
Mac Danford	Via Hand Delivery
Colorado Supreme Court	



SUPREME COURT, STATE OF COLORADO
2 East 14th Avenue, 4th Floor
Denver, Colorado 80203

ORIGINAL PROCEEDING IN UNAUTHORIZED
PRACTICE OF LAW

Petitioner:
THE PEOPLE OF THE STATE OF COLORADO

Respondent:
JACK HARPIN

James C. Coyle # 14970
Deputy Regulation Counsel
Attorney for Petitioner
600 17th Street, Suite 200-South
Denver, CO 80202
Phone Number: (303) 893-8121, ext. 328
Fax Number: (303) 893-5302

Jack Harpin
Respondent
P.O. Box 326
Jamestown, CO 80455
Phone Number: (303) 449-2224

FILED

MAY 11 2004

PRESIDING DISCIPLINARY JUDGE
SUPREME COURT OF COLORADO

▲ COURT USE ONLY ▲

Case Number: 03SA303

**STIPULATION, AGREEMENT AND AFFIDAVIT CONSENTING TO
AN ORDER OF INJUNCTION**

On this 10th day of May, 2004, James C. Coyle, Deputy Regulation Counsel, and Jack Harpin, the respondent enter into the following stipulation, agreement, and affidavit consenting to an order of injunction ("stipulation") and submit the same to the Colorado Supreme Court for an order of injunction pursuant to C.R.C.P. 229-237.

1. The respondent's business address is P.O. Box 326, Jamestown, Colorado 80454. The respondent is not licensed to practice law in the State of Colorado.

Exhibit 1

2. The respondent enters into this stipulation freely and voluntarily. No promises have been made concerning future consideration, punishment, or lenience in the above-referenced matter. It is the respondent's personal decision, and the respondent affirms there has been no coercion or other intimidating acts by any person or agency concerning this matter.

3. The respondent is familiar with the rules of the Colorado Supreme Court regarding the unauthorized practice of law. The respondent acknowledges the right to a full and complete evidentiary hearing on the above-referenced petition for injunction. At any such hearing, the respondent would have the right to be represented by counsel, present evidence, call witnesses, and cross-examine the witnesses presented by the petitioner. At any such formal hearing, the petitioner would have the burden of proof and would be required to prove the charges contained in the petition for injunction. Nonetheless, having full knowledge of the right to such a formal hearing, the respondent waives that right.

4. The respondent and the petitioner stipulate to the following facts and conclusions:

a. The respondent was a defendant to a lawsuit, along with several other defendants. The respondent filed a responsive pleading not only on behalf of himself, but also as "assignee" of some of the other defendants.

b. In mitigation, the parties state that once the respondent was made aware by the opposing party that his pleading was inappropriate, the respondent took corrective measures. The respondent hired an attorney. That attorney entered his appearance on behalf of the respondent as well as on behalf of those other defendants. That attorney then filed an amended answer.

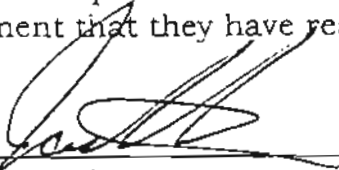
c. By answering and defending a district court lawsuit on behalf of other individuals who cannot assign their liability or defense, the respondent engaged in the unauthorized practice of law (the unauthorized practice of law includes acting as a representative in protecting, enforcing or defending the legal rights and duties of another and/or counseling advising and assisting that person in connection with legal rights and duties. See *Denver Bar Association v. P.U.C.*, 154 Colo. 273, 391 P.2d 467 (1964)). The respondent does not fall within any of the statutory or case law exceptions.

5. Pursuant to C.R.C.P. 251.32, the respondent agrees to pay the costs and administrative costs in the sum of \$91.00 incurred in conjunction with this matter within thirty (30) days after the acceptance of the stipulation by the Colorado Supreme Court.

RECOMMENDATION FOR AND CONSENT TO ORDER OF INJUNCTION

Based on the foregoing, the parties hereto recommend that an order be entered enjoining the respondent from the unauthorized practice of law, and requiring that the respondent pay costs in the amount of \$91.00.

Jack Harpin the respondent, and the petitioner's attorney, James C. Coyle, acknowledge by signing this document that they have read and reviewed the above.




Jack Harpin
Respondent
P.O. Box 326
Jamestown, CO 80455
Phone Number: (303) 449-2224

STATE OF COLORADO)
) ss.
COUNTY OF Boulder)

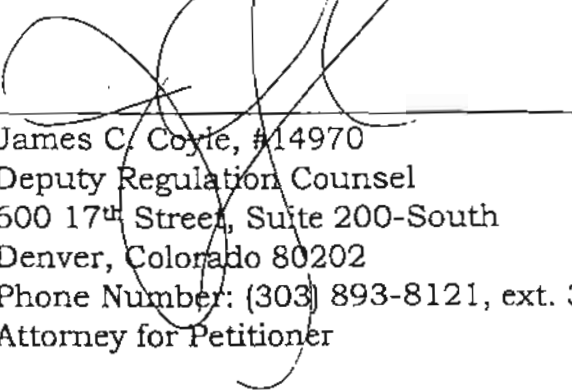
Subscribed and sworn to before me this 5 day of ^{May, 2004} ~~November~~, 2003, by Jack Harpin, respondent.

Witness my hand and official seal.

My commission expires: 3-8-05



Beth Ann Adams
Notary Public



James C. Coyle, #14970
Deputy Regulation Counsel
600 17th Street, Suite 200-South
Denver, Colorado 80202
Phone Number: (303) 893-8121, ext. 328
Attorney for Petitioner

SUPREME COURT, STATE OF COLORADO
2 East 14th Avenue, 4th Floor
Denver, Colorado 80203

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PRESIDING DISCIPLINARY JUDGE
SUPREME COURT OF COLORADO

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