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VIRGINIA:

VIRGINIA STATE BAR

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

VIRGINIA STATE BAR, EX REL
TENTH DISTRICT COMMITTEE,

Petitioner

v.

Misc. Law No. 48700

ROBERT B. MACHEN, ESQUIRE,

Respondent

FINAL ORDER

THIS MATTER came on to be heard upon the Complaint and Petition for Rule to Show Cause filed by the Virginia State Bar against the Respondent and the Rule to Show Cause entered April 29, 1992 by Circuit Court Judge Richard J. Jamborsky. Pursuant to Va. Code §54.1-3935, a Three Judge Court was appointed by the Chief Justice of the Supreme Court of Virginia: Thomas D. Horne, Chief Judge Designate; Dixon L. Foster, Judge Designate and Robert K. Woltz, Judge Designate. The Virginia State Bar was represented by James M. McCauley, Assistant Bar Counsel. The Respondent, Robert B. Machen, appeared in person and was represented by counsel, Stephen A. Armstrong, Esquire. The Three Judge Court heard testimony and received exhibits over the course of seven days, September 10-11, 1992; October 30, 1992 and January 4-7, 1993. After due consideration of the testimony of the witnesses and the exhibits introduced in this proceeding, the Three-Judge Court makes the following findings with respect to the Charges of Misconduct certified by the Tenth District Committee which are the subject of the Bar's complaint:

As to the Charges of Misconduct specified under paragraph 23 of the Certification, in which it is alleged by the Bar that the Respondent

