

**STATE OF VERMONT  
PROFESSIONAL RESPONSIBILITY PROGRAM**

In re: Melvin Fink, Esq.  
PRB Docket No. 2019-012

**ORDER**

A petition of misconduct has been filed against Respondent, Melvin Fink, Esq. The petition alleges that Respondent engaged in a serious crime in violation of Rule 8.4(b) of the Vermont Rules of Professional Conduct. The charge of misconduct is allegedly based on the same conduct that is the subject of charges separately pending against Respondent in a Criminal Division proceeding, *State v. Melvin Fink*, Docket No. 124-1-19 Bncr (“the criminal proceeding”). The petition of misconduct alleges that Respondent has been arraigned on an information that was filed by the Attorney General.

By letter dated February 27, 2019, Respondent requested a stay of this lawyer disciplinary proceeding pending resolution of the related criminal proceeding. By letter dated February 28, 2019, Disciplinary Counsel indicated that she does not object to the requested stay.

Rule 16(G) of Administrative Order 9 provides as follows:

The processing of a disciplinary matter shall not be delayed because of substantial similarity to the material allegations of pending criminal or civil litigation unless the Board or a hearing panel in its discretion authorizes a stay for good cause shown.

A.O. 9, Rule 16(G).

In connection with the Hearing Panel’s consideration of Respondent’s request for a stay, it is hereby ORDERED that the parties shall, within seven (7) days of this Order, file: (1) a copy of the information filed in the criminal proceeding; and (2) any and all orders issued by the trial court in the criminal proceeding that impose on the defendant any terms or conditions of release pending trial.

Dated: March 8, 2019

**Hearing Panel No. 3**

*Sheila M. Ware /mtg*

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Sheila M. Ware, Esq., Chair

*Gary F. Karnedy /mtg*

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Gary F. Karnedy, Esq.

*Peter Zuk /mtg*

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Peter Zuk, Public Member