

ATTACHMENT A*In Re: Alexander Zeno*

517 F. Supp. 2d 591 (D.P.R. 2007)

*Affirmed by In Re Zeno*

504 F.3d 64 (1st Cir. 2007)

EXCERPTS

\* \* \*

In addition to ordering Zeno to respond to Judge Cerezo's and Judge Dominguez' complaints in this document, we also chose to take the opportunity to write in detail about other instances, of which there are many, where Zeno had behaved questionably before various members of this court....[O]ur aim in listing Zeno's many instances of misbehavior was meant simply to communicate to him that we take investigating Judge Cerezo's and Judge Dominguez's complaints seriously, and that he should, too, because they are only the most recent examples of his chronically questionable conduct before various members of this court.

\* \* \*

Zeno's announcement of the First Circuit complaint [to Judge Cerezo] is a veiled threat. We find that Zeno's presentation of the announcement is not as innocuous as he claims. Attorneys across the country do not routinely file similar letter complaints every day when they disagree with a judge's ruling.

\* \* \*

Zeno already clearly merits sanctions under Rule 3.5(d) for the disrespectful conduct disruptive of the judicial process of which he stands accused by Judge Cerezo and Judge Dominguez, . . .

\* \* \*

The idea that Zeno would upbraid Judge Dominguez for noting that Zeno had failed to do what every lawyer is absolutely required to do, *i.e.*, fully brief every single one of his client's arguments before the court, is breathtaking in its obliviousness and insolence.

\* \* \*

Given Zeno's chronic tendency to violate Rule 3.5(d) by using belligerent and insulting prose in addressing members of this court instead of measured discussions of fact and law [*Footnote omitted*], we suggest that he take advantage of this lenient suspension from federal practice to familiarize himself with the standards of conduct set forth by the ABA's Model Rules of Professional Conduct for attorneys. He should reflect about the fact that successful advocacy entails and requires attorneys to navigate the waters of litigation with patience and civility.