

# In the United States Court of Federal Claims

FILED

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U.S. COURT OF  
FEDERAL CLAIMS

In the Matter of:

Lynn Hubbard, III

No. 17-11202

## FINAL ORDER

On November 29, 2016, the Supreme Court of California entered an order placing Lynn Hubbard, III, on probation for a period of three years and suspending him from practice for a minimum of one year. *In re Lynn Hubbard III*, Nos. 11-O-14081, 13-J-11204, 13-O-17118 (Cal. Nov. 29, 2016). Among other conditions of probation, the Supreme Court imposed a second, two-year period of suspension, which it stayed. *Id.*

Mr. Hubbard has been a member of this court's bar since April 5, 1977. Under Rule 83.2(c)(2) of the Rules of the United States Court of Federal Claims ("RCFC"), an attorney admitted to practice before this court may be disciplined on the grounds of an act or omission that results in the disbarment or suspension of the attorney by another court.

Although Mr. Hubbard notified the court of his suspension, his notification was untimely. RCFC 83.2(e)(1)(B) (requiring an attorney admitted to practice before this court to notify the Clerk in writing within fourteen (14) days of the attorney's disbarment or suspension by another court). This delinquency is grounds for discipline under RCFC 32.2(c)(4); however, the court finds that the ten-day delay in reporting is *de minimis*.

According to a December 23, 2016 letter from his ethics counsel, Mr. Hubbard stipulates to the imposition of reciprocal discipline by the Court of Federal Claims. In light of Mr. Hubbard's stipulation, the Standing Panel declines to issue a Show Cause Order under RCFC 83.2(g)(6) before issuing a final order in this matter. *See* RCFC 83.2(h)(4) ("[i]f an attorney . . . does not object to the imposition of discipline, the standing panel may issue a final order imposing such discipline"). Therefore,

IT IS ORDERED that Lynn Hubbard, III, shall be placed on probation for a period of three (3) years and suspended from practice before the United States Court of Federal Claims for an indefinite period of at least one year, effective, *nunc pro tunc*, November 29, 2016. Mr. Hubbard's reinstatement to the United States Court of Federal Claims bar is not automatic and shall be conditioned upon reinstatement to the California bar. *See* RCFC 83.2(k).

IT IS FURTHER ORDERED that the Clerk of Court shall serve Mr. Hubbard with a copy of this order.

  
MARY ELLEN COSTER WILLIAMS  
Judge

  
ELAINE D. KAPLAN  
Judge

  
LYDIA KAY GRIGGSBY  
Judge