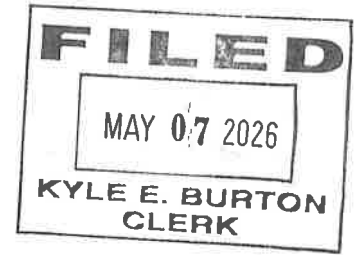


**BEFORE THE ARKANSAS SUPREME COURT
COMMITTEE ON PROFESSIONAL CONDUCT
PANEL B**



IN RE; Dana K. McClain, Respondent Attorney
Arkansas Bar No. 2001028
Case No. CPC-2026-011

CONSENT FINDINGS AND ORDER

The formal charges of misconduct upon which this Findings and Order is based arose from information self-reported to the Committee by Dana K. McClain on January 2, 2026. The information related to her conduct in Arkansas Supreme Court Case No. CV-25-758.

1. McClain is licensed by the Supreme Court of Arkansas and has been assigned Arkansas Bar No. 2001028.

2. McClain, in her capacity as an Attorney Ad Litem, was counsel for the minor child in Lonoke County Circuit Court Case No. 43JV-23-113, which the Arkansas Department of Human Services appealed with a petition for writ of certiorari to the Arkansas Supreme Court in Case No. CV-25-758.

3. On December 3, 2025, McClain filed a response to the writ on behalf of the minor child.

4. McClain's response contained artificially generated case citations and quotations that did not exist.

5. On January 2, 2026, McClain self-reported her conduct in this matter to the Office of Professional Conduct.

6. On February 5, 2026, the Supreme Court entered a Per Curiam Order of Reprimand for McClain's conduct.

On February 19, 2026, Respondent was served with a formal complaint, supported by a Per Curiam entered by the Supreme Court on February 5, 2026. A response was filed. The

Respondent and the Executive Director negotiated a discipline by consent proposal, which was submitted to this Panel.

Upon consideration of the formal complaint and attached exhibit materials, the response, the consent proposal, and other matters before it, and the Arkansas Rules of Professional Conduct, Panel B of the Arkansas Supreme Court Committee on Professional Conduct finds:

A. McClain's conduct, as set forth in the formal complaint, violated Rule 1.3 **Diligence**, when she failed to proofread and verify the contents of her response to the writ of certiorari. Arkansas Rule 1.3 requires that a lawyer shall act with reasonable diligence and promptness in representing a client.

B. McClain's conduct, as set forth in the formal complaint, violated Rule 5.3(b) **Non-Lawyer Assistance**, when she used generative artificial intelligence (GAI) tools that provided incorrect or non-existent case citations and quotations. Arkansas Rule 5.3(b) provides that, with respect to a non-lawyer employed or retained by or associated with a lawyer, a lawyer having direct supervisory authority over the non-lawyer assistance shall make reasonable efforts to ensure that the non-lawyer assistance is compatible with the professional obligations of the lawyer.

WHEREFORE, it is the decision and order of the Arkansas Supreme Court Committee on Professional Conduct, acting through its authorized Panel B, that Dana K. McClain, Arkansas Bar No. 2001028, be, and hereby is, **CAUTIONED** for her conduct in this matter.

The Panel further assesses costs of One Hundred Fifty Dollars and No Cents (\$150.00).

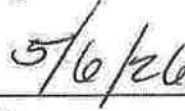
The costs assessed herein shall be payable by cashier's check or money order payable to the Arkansas Supreme Court, delivered to the Office of Professional Conduct, within thirty (30) days of the date this Findings and Order is filed of record with the Clerk of the Arkansas Supreme Court.

IT IS SO ORDERED.

ARKANSAS SUPREME COURT COMMITTEE
ON PROFESSIONAL CONDUCT - PANEL B



Wendy R. Howerton, Chair, Panel B



Date

(13.M. Rev.08/04/25)