



BEFORE THE ARKANSAS SUPREME COURT
COMMITTEE ON PROFESSIONAL CONDUCT
PANEL A

IN RE: QUENTIN ELLERY MAY
Arkansas Bar ID #2006034
CPC Docket No. 2020-027

FINDINGS AND ORDER

The formal charges of misconduct against Quentin Ellery May upon which this Findings and Order is based arose from a grievance filed by Larry Thomas Moorhead.

A-1 Diesel ("A-1"), comprised of Moorhead Trucking through Larry Thomas Moorhead ("Moorhead") and Evans Family Partnership through James Evans, with a location of 4907 S. Kerr Road in Scott, Arkansas, had a land dispute with a neighbor. A-1 Diesel needed an attorney and were referred to May. During the month of May in 2019, Moorhead met with May at the location on Kerr Road. May said he would take the case for \$5,000. A-1 hired May to represent them in the case. Moorhead Trucking paid May \$2,500, and Evans Family Limited Partnership paid May \$2,500.

On September 9, 2019, Moorhead sent a text to May at 501-454-5660. Moorhead let May know that he had been trying to reach him about the case and advised that the deadline was soon approaching. On September 10, 2019, May responded to Moorhead asking if he could call him later. Moorhead agreed and again told him that they needed to talk as the deadline was approaching. On September 12, 2019, Moorhead sent May a certified letter. Moorhead continued to text May through September 2019 and did not get a response until October 7, 2019 when May told him that he would call him when he finished with court. Moorhead continued to attempt to reach May for information about A-1's case but did not receive the information he hoped to receive from May.

On December 3, 2019, May informed Moorhead by text that he planned to have A-1's "suit out for service next week." On January 17, 2020, Moorhead sent May a text message, and May responded stating that the case was out for service. Moorhead never received any information or documents from May relating to the filing of any case, and May has not responded to Moorhead's requests for information. A review of Court Connect did not result in any information related to case(s) filed by May on behalf of A-1, or any of A-1's partners, against their neighbor. On March 19, 2020, Moorhead sent May a letter terminating the representation and requesting a refund. May did not respond to Moorhead. The Office of Professional Conduct ("OPC") notified May of Moorhead's grievance and made multiple requests for information and an informal written version of events. May failed to provide OPC with the information requested.

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

A. Quentin May's conduct violated Arkansas Rule 1.3 as May failed to act with reasonable diligence and promptness when representing his client, Larry Thomas Moorhead of A-1 Diesel, as he was retained in May 2019 and failed to take any action on his client's behalf. Arkansas Rule 1.3 requires that a lawyer shall act with reasonable diligence and promptness in representing a client.

B. Quentin May's conduct violated Arkansas Rule 1.4(a)(3) as May failed to keep his client, Larry Thomas Moorhead of A-1 Diesel informed about the status of his case. Arkansas Rule 1.4(a)(3) requires that a lawyer shall keep a client reasonably informed about the status of a matter.

C. Quentin May's conduct violated Arkansas Rule 1.4(a)(4) as May failed to respond to requests for information from his client, Larry Thomas Moorhead of A-1 Diesel. Arkansas Rule 1.4(a)(4) requires that a lawyer shall promptly comply with reasonable requests for information.

D. Quentin May's conduct violated Arkansas Rule 8.1(b) as May failed to respond to requests for information from the Office of Professional Conduct.

Arkansas Rule 8.1(b) requires that an applicant for admission to the bar, or a lawyer in connection with a bar admission application or in connection with a disciplinary matter, shall not fail to disclose a fact necessary to correct misapprehension known by the person to have arisen in the matter, or knowingly fail to respond to a lawful demand for information from an admissions or disciplinary authority, except that this rule does not require disclosure of information otherwise protected by Rule 1.6.

E. Quentin May's conduct violated Arkansas Rule 8.4(c) as May was dishonest and misrepresented the status of the case of his client Larry Thomas Moorhead of A-1 Diesel when on or about January 17, 2020 May told Moorhead by text that the case was out for service. Arkansas Rule 8.4(c) requires that a lawyer shall not engage in conduct involving dishonesty, fraud, deceit or misrepresentation.

WHEREFORE, it is the decision and order of the Arkansas Supreme Court Committee on Professional Conduct, acting through its authorized Panel A, that Quentin Ellery May, Arkansas Bar ID# 2006034 be, and hereby is, **REPRIMANDED** for his conduct in this matter, assessed a \$2,500.00 fine and ordered to pay \$5,000.00 Restitution to A-1 Diesel. In assessing a sanction, May's prior disciplinary record was a factor. The fine and restitution assessed herein, totaling \$7,500.00, shall be payable by cashier's check or money order payable to the "Clerk, 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.

ARKANSAS SUPREME COURT COMMITTEE
ON PROFESSIONAL CONDUCT - PANEL A

Mark Martin

Mark Martin, Chair, Panel A

3.23.21

Date