

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

IN THE MATTER OF  
STUART ADAM JAY

CASE NO. 14-DP-9

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ORDER DENYING APPLICATION FOR REINSTATEMENT

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Before the Disciplinary Panel is the recommendation of the Committee on Conduct that the Disciplinary Panel deny the Application for Reinstatement of Stuart Adam Jay. On May 13, 2014, the Colorado Supreme Court suspended Mr. Jay for a period of six months, effective immediately. Mr. Jay's bar status in this court was downgraded to "not in good standing" as of the effective date of his suspension pursuant to D.C.COLO.LAttyR 3(c). The conduct that led to his suspension was threatening statements he made to a Charles Schwab employee when he was denied access to his wife's trading account. The police, acting on a report from Charles Schwab, arrested Mr. Jay when he met the officers at the door to his home with a two-foot long ceremonial sword or bayonet. He was charged with two counts of felony menacing under Colorado law and on January 30, 2014, received a deferred judgment and sentence that allowed for his guilty plea to be withdrawn and the charges dismissed after a two-year deferral period.

Mr. Jay petitioned the Supreme Court of Colorado for reinstatement, which was granted on January 28, 2015, subject to conditions contained in a stipulation agreement with Office of Attorney Regulation. The conditions, which included random drug testing and attendance at Alcoholic's Anonymous meetings, runs for a period of three years from the date of his reinstatement. By all accounts, Mr. Jay is in full compliance with all conditions.

Mr. Jay petitioned the District Court for the District of Colorado for reinstatement on February 2, 2015. The matter was referred to the standing Committee on Conduct pursuant to D.C.COLO.LAttyR 6(c), and assigned by the Committee Chair to the Subcommittee C. Subcommittee C fully investigated the matter and recommended to the full Committee that the Committee recommend to the Disciplinary Panel that the Application be denied without prejudice to refiling subsequent to the expiration of the two-year deferral period. The Committee voted unanimously to accept the recommendation of Committee C. Mr. Jay was notified of the Committee's negative recommendation, but failed to respond within the allowed response time as provided under D.C.COLO.LAttyR 11(a)(1).

It is therefore ORDERED that the Application for Reinstatement of STUART ADAM JAY is DENIED without prejudice to refiling upon verified proof that all criminal charges were dismissed with prejudice and his guilty plea withdrawn pursuant to the terms of the deferred judgment he entered on January 30, 2014.

Dated at Denver, Colorado this 5<sup>th</sup> day of .

BY THE DISCIPLINARY PANEL OF THE COURT:

s/ Marcia S. Krieger  
Chief Judge Marcia S. Krieger

s/ Philip A. Brimmer  
Judge Philip A. Brimmer

s/ Christine M. Arguello  
Judge Christine M. Arguello