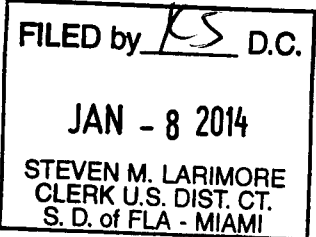


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2014-4

IN RE: **SHERMAN N. SMITH, III**
 Florida Bar # 132630



ORDER OF SUSPENSION

The Supreme Court of Florida has entered Order of Suspension dated August 22, 2013, suspending Sherman N. Smith, III from the practice of law. *See The Florida Bar v. Smith, III*, 123 So.3d 561 (Fla. 2013). The suspension was predicated on The Florida Bar's Petition for Contempt and Order to Show Cause and the attorney's failure to file a response to the Supreme Court of Florida's Order to Show Cause. The Clerk served attorney Smith by certified mail with an Order to Show Cause why this Court should not impose the same discipline, accompanied by the Supreme Court of Florida's Order of Suspension. Service at Smith's Florida Bar address was signed for by Smith.


Rule 5(a) of the Rules Governing Attorney Discipline, Local Rules of the United States District Court for the Southern District of Florida, requires that "[a]n attorney admitted to practice before this Court shall, upon being subjected to suspension or disbarment . . . promptly inform the Clerk of the Court of such action." Rule 5(d) provides in pertinent part that after expiration of the time for submitting a response to an Order to Show Cause, "the Court may impose the identical discipline or may impose any other sanction the Court may deem appropriate." Given this background, pursuant to Rule 5(a) and (d), and the Court's inherent power to regulate membership in its bar for the protection of the public interest, *see Chambers v. NASCO, Inc.*, 501 U.S. 32, 43 (1991) ("[A] federal court has the power to control admission to its bar and to discipline attorneys who appear before it."),

IT IS ORDERED that said attorney be suspended from practice in this Court, effective immediately. The Clerk of Court shall strike this attorney from the roll of attorneys eligible to

practice in the United States District Court for the Southern District of Florida, and shall also immediately revoke the attorney's CM/ECF password.

IT IS FURTHER ORDERED by this Court that said attorney advise the Clerk of Court of all pending cases before this Court in which he is counsel or co-counsel of record.

IT IS FURTHER ORDERED by this Court that the Clerk of Court attempt to serve by certified mail a copy of this Order of Suspension upon the attorney at his court record address.

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, this  day of January, 2014.


FEDERICO A. MORENO
CHIEF UNITED STATES DISTRICT JUDGE

Copies furnished as follows:

Honorable Ed Carnes, Chief Judge, Eleventh Circuit
All Miami Eleventh Circuit Court of Appeals Judges
All Southern District Judges
All Southern District Bankruptcy Judges
All Southern District Magistrate Judges
United States Attorney
Circuit Executive
Federal Public Defender
Clerk of Court
Clerk of Court, 11th Circuit
Southern District Bankruptcy Court
National Lawyer Regulatory Data Bank
Florida Bar
Attorney Admissions Clerk
Library
Sherman N. Smith, III