UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2020-99 CASE # 20-MC-24566

IN RE: SANTIAGO ASCONAPE FLORIDA BAR # 85710 FILED BY CC D.C.

Dec 16, 2020

ANGELA E. NOBLE
CLERK U.S. DIST. CT.
S. D. OF FLA. - MIA

## **ORDER OF SUSPENSION**

On November 5, 2020, the Supreme Court of Florida entered an Order of Suspension, suspending Santiago Asconape from the practice of law. *See The Florida Bar v. Asconape*, No. SC20-557, 2020 WL 6498790 (Fla. Nov. 5, 2020) (ECF No. 1). The suspension was predicated on an uncontested report of the referee. The Clerk served attorney Asconape 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. (ECF No. 2). Return receipts received from service at attorney's court record and Florida Bar addresses were signed for by Asconape.

Rule 8(a) of the Rules Governing the Admission, Practice, Peer Review, and Discipline of Attorneys, 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 reprimand, discipline, suspension, or disbarment by a court of any state . . . promptly inform the Clerk of the Court of such action." Rule 8(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 8(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 attorney may not resume the practice of law before this Court until reinstated by order of this Court. *See* Rule 12(a). 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 and Florida Bar addresses.

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, this <u>16th</u> day of December, 2020.

K. MICHAEL MOORE

CHIEF UNITED STATES DISTRICT JUDGE

c: All South Florida 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

Clerks of Court – District, Bankruptcy and 11<sup>th</sup> Circuit

Florida Bar and National Lawyer Regulatory Data Bank

Library

Santiago Asconape