



COPY

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The Disciplinary Board
AN AGENCY OF THE SUPREME COURT OF THE
STATE OF NEW MEXICO

20 First Plaza, Ste. 710
Albuquerque, NM 87102

Phone (505) 842-5781 • Facsimile (505) 766-6833

CONFIDENTIAL

July 2, 2014

Kelley Smoot
1550 Alpine Trail
San Marcos, TX 78666

Re: Complaints against Wycliff Butler, Esq., Vanessa DeNiro, Esq., Greg Mackenzie, Esq., Darryl Millet, Esq., Dan Pick, Esq. and Robert Simon, Esq.

Dear Ms. Smoot:

The office of disciplinary counsel has looked into your complaints against the above-referenced attorneys, but has found insufficient evidence to support allegations that they have violated the Rules of Professional Conduct. For that reason, the Board will be taking no further action.

The allegations against each of these attorneys are too numerous to itemize; however, this office has reviewed each and every allegation against the named attorneys. Your expectations regarding this matter are unrealistic and, as you were previously candidly advised by one of your attorneys, colored by the high degree of emotion in the case. Moreover, some of your accusations against the attorneys are based on unfounded speculations. There is no evidence that either your own attorneys, the trustee, or opposing counsel has engaged in professional misconduct. Instead, each appears to have attempted to work with you despite what some might view as unreasonable demands.

Although throughout your complaints (and in the series of additional information provided to this office) you request legal advice from this office, please be advised that that is beyond our jurisdiction. You will need to talk to another attorney about your questions.

Accordingly, the Disciplinary Board will be taking no further action. If you do not understand the reasons for this dismissal and wish to have the decision to dismiss this complaint reviewed by a member of the Disciplinary Board, you may submit a written request for review to this office. If the Disciplinary Board member feels that additional investigation is warranted, he



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will order the file reopened for that purpose. The Board member's authority does not, however, extend to ordering that disciplinary action be taken.

Sincerely,



Anne L. Taylor
Assistant Disciplinary Counsel

cc: Disciplinary Board Chair
Robert S. Simon, Esq.
Vanessa Deniro, Esq.
Briggs Cheney, Esq.
Darryl Millet, Esq.
Dan Pick, Esq.
Gregg Velazquez, Esq.