

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2015-39

In re: PETITIONER, ALAN IRA KARTEN
FLORIDA BAR # 200263

FILED by	KS	D.C.
ELECTRONIC		
June 4, 2015		
<small>STEVEN M. LARIMORE CLERK U.S. DIST. CT. S. D. OF FLA. - MIAMI</small>		

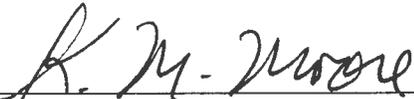
ORDER DENYING MOTION FOR REINSTATEMENT

THIS CAUSE is before the Court upon attorney Alan Ira Karten's Motion for Reinstatement to the Bar of the United States District Court for the Southern District of Florida. Pursuant to Rule 9(c) of this Court's Rules Governing Attorney Discipline, the undersigned submitted this matter to the Court for its consideration at a regularly scheduled Judges' meeting held on May 21, 2015. Having reviewed the Petition, attachments to the Petition, and having otherwise considered the matter, by a unanimous vote of the Judges in attendance (except for one abstention), the Court finds that Petitioner does not qualify for reinstatement to this Court's Bar. There is no need to repeat the history of this matter, as it is set out in detail in previous orders. *See* Administrative Orders 2007-48, 2007-63, 2014-41, and 2014-51. Reinstatement was previously denied based upon Petitioner's own testimony before the Florida Board of Bar Examiners, as recounted in detail in Administrative Order 2014-41.

In the most recent Motion for Reinstatement, filed one year and three days after his previous request for reinstatement was denied, Petitioner makes no attempt to address the concerns raised by his Bar testimony. He instead cites the Court to his requests for readmission that were granted by the Eleventh Circuit and the Fifth Circuit. However, Petitioner was granted readmission to the Eleventh Circuit on May 7, 2014, which is before this Court denied Petitioner's Motion for Reconsideration of Order Denying Reinstatement on June 4, 2014. Thus, Petitioner's readmission to the Eleventh Circuit is not new information. The only new information presented

by Petitioner is his readmission to the Fifth Circuit, which does not provide a sufficient basis for this Court to readmit him.¹ The Court exercises its discretion pursuant to Rule 9(c) and denies Alan Ira Karten's Motion for Reinstatement.

DONE AND ORDERED at Miami, Miami-Dade, Florida, this 4th day of June, 2015.



R. MICHAEL MOORE
CHIEF UNITED STATES DISTRICT JUDGE

c: Honorable Ed Carnes, Chief Judge, Eleventh Circuit
All Southern District Judges and Magistrate Judges
All Southern District Bankruptcy Judges
Alan Ira Karten

¹ Pursuant to Rule 9(c) of this Court's Rules Governing Attorney Discipline, where the Chief Judge has submitted the petition to the Ad Hoc Committee on Attorney Admissions, Peer Review, and Attorney Grievance, the:

[P]etitioner shall have the burden of establishing by clear and convincing evidence that he or she has the moral qualifications, competency, and learning in the law required for admission to practice before this Court and that his or her resumption of the practice of law will not be detrimental to the integrity and standing of the bar or the administration of justice, or subversive of the public interest.

While this burden is applicable solely to hearings before the Ad Hoc Committee, the Court has nevertheless considered whether Petitioner has met the standard. The Court finds that the standard has not been met.