

**BEFORE THE NEW ZEALAND LAWYERS AND
CONVEYANCERS DISCIPLINARY TRIBUNAL**

[2014] NZLCDT 85

LCDT 025/14

BETWEEN

**MANAWATU STANDARDS
COMMITTEE OF THE NEW
ZEALAND LAW SOCIETY**

Applicant

AND

JOHN CAMPION

Respondent

CHAIR

Judge BJ Kendall (retired)

MEMBERS OF TRIBUNAL

Ms S Gill

Mr S Maling

Mr T Simmonds

Ms P Walker

HEARING

On the Papers

DATE

5 December 2014

COUNSEL

Mr R McCoubrey for the Applicant

Mr D O'Neill for the Respondent

**DECISION OF THE NEW ZEALAND LAWYERS AND CONVEYANCERS
DISCIPLINARY TRIBUNAL CONCERNING CHARGES AND PENALTY**

[1] The Tribunal has been informed that the parties have reached a proposed resolution of the charges that the practitioner faces. They seek the Tribunal's approval of the proposal.

[2] The practitioner faces two charges relating to the estates of Mr and Mrs Hurst. Charge 1 relates to the administration of the estates. Charge 2 relates to invoices for fees debited.

[3] The proposed resolution is that:

- (a) The practitioner will admit Charge 1 on the basis of unsatisfactory conduct.
- (b) The practitioner undertakes to pay the two daughters of Mr and Mrs Hurst the sum of \$10,000.00 by 31 January 2015.
- (c) The Committee will seek to withdraw Charge 2.

[4] There is agreement that, in addition, the Tribunal censure the practitioner; order him to pay a contribution of \$15,000.00 towards the costs of the New Zealand Law Society; and pursuant to s 156(1)(l) of the Act, order him to take advice in relation to the management of his practice from Wanda Hendrikse or such other person approved by the New Zealand Law Society for a period of 12 months from the date of the order and that he pay any costs associated with the order.

[5] The Tribunal has considered the materials that have been filed in support of the charges and subsequently in support of the proposed resolution. It is satisfied that it can approve the proposal and does so.

[6] Accordingly the Tribunal grants leave to withdraw Charge 2. It accepts that the practitioner has admitted Charge 1 on the basis of unsatisfactory conduct.

[7] The Tribunal now makes the following orders:

- (a) Censure of the practitioner.
- (b) That he pay the sum of \$15,000.00 towards the costs of the New Zealand Law Society.
- (c) That he take advice in relation to the management of his practice from Wanda Hendrikse or such other person approved by the New Zealand Law Society for a period of 12 months from the date of the order and that he pay any costs associated with the order.
- (d) That he refund to the New Zealand Law Society the Tribunals costs as certified under s 257 of the Act. These costs are certified in the sum of \$2,172.

[8] The Tribunal records that the practitioner undertakes to pay the sum of \$10,000 to the daughters of Mr and Mrs Hurst by 31 January 2015.

DATED at AUCKLAND this 17th day of December 2014

BJ Kendall
Chairperson