

VIRGINIA:

BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD

IN THE MATTER OF
ROBERT B. MACHEN

DOCKET NO. 88-101-0236

SHOW CAUSE ORDER
AND
ORDER OF SUSPENSION AND HEARING

It appearing to the Board that Robert B. Machen is licensed to practice law within the Commonwealth of Virginia, and

It further appearing from the Order dated January 8, 1988, that Robert B. Machen has been convicted before the Honorable Albert V. Bryan, Jr., Judge, in the United States District Court for the Eastern District of Virginia, Alexandria Division, of the following offenses:

Obstruction of justice in violation of Title 18 USC,
§ 1503;

Engaging in misleading conduct with intent to alter records in violation of 18 USC, § 1512; and

It further appearing that such conduct by Robert B. Machen constitutes a crime within the meaning of Part Six, § IV: ¶ 13(A) of the Rules of the Supreme Court;

It is ORDERED that the license of Robert B. Machen to practice law within the Commonwealth of Virginia be, and the same is, hereby SUSPENDED, effective upon entry of this Order.

It is further ORDERED that the attested copy of the Order of the United States District Court in the matter United States of America v. Robert B. Machen, No. CR 87-234-A, dated January 8, 1988, be affixed to this Order and made a part hereof.

It is further ORDERED that a copy of this Order, with appendices, be mailed to Robert B. Machen at his last address of record with the Virginia State Bar, 10560 Main Street, Suite 221, The Mosby, Fairfax, Virginia 22030, by Certified Mail, Return Receipt Requested.

It is further ORDERED that a hearing be held before the Virginia State Bar Disciplinary Board and that Robert B. Machen show cause, if any he can, why his license to practice law within the Commonwealth of Virginia should not be suspended or revoked. Such hearing shall take place in the Red Courtroom of the United States Fourth Circuit Court of Appeals, Tenth and Main Streets, Richmond, Virginia, on Thursday, February 24, 1988, commencing at 9 o'clock a.m.

ENTER THIS ORDER THIS

DAY OF

2nd
February, 1988
VIRGINIA STATE BAR DISCIPLINARY BOARD

James R. Bassfield
Chairman

ROBERT B. MACHEN

THE EASTERN DISTRICT OF VIRGINIA

Alexandria Division

DOCKET NO

CR 87-234-A

JUDGMENT AND PROBATION/COMMITMENT ORDER AO 245 (9/82)

In the presence of the attorney for the government
the defendant appeared in person on this date _____

MONTH	DAY	YEAR
01	08	88

COUNSEL

☐ WITHOUT COUNSEL However, the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

☒ WITH COUNSEL Steven Schaars, Esquire
(Name of Counsel)

PLEA

☐ GUILTY, and the court being satisfied that
there is a basis for the plea.

☐ NOLO CONTENDERE, ☒ NOT GUILTY

V S B
EXHIBIT

Verdict: ☐ NOT GUILTY. Defendant is discharged.
☒ GUILTY.

FINDING &
JUDGMENT

Defendant is found guilty as charged of the offense(s) of Obstruction of justice in violation of Title 18 U.S.C. § 1503 - Counts I and VI and Engaging in misleading conduct with intent to alter records in violation of Title 18 U.S.C. § 1512 - Count IV.

Defendant was found not guilty as to Count V.
Counts II, III and VII were dismissed without prejudice on motion of U.S. Attorney.

SENTENCE
ON
PROBATION
ORDER

Defendant is sentenced to imprisonment for a term of twelve (12) months on each of Counts I, IV and VI and shall pay a fine to the United States in the sum of \$5,000.00 on each of Counts I and VI for a total of \$10,000.00. Said sentences of imprisonment imposed on Counts I, IV and VI shall run concurrently with each other.

In addition to the foregoing there is assessed, pursuant to 18 U.S.C. § 3013, against the defendant the amount of \$50.00 on Count VI.

Defendant released on present bond pending appeal and shall voluntarily surrender upon notification.

A True Copy, Teste:
Gordon R. Olney, Clerk

Theresa A. McElroy
Deputy Clerk

X

G. R. B.

January 8, 1988