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BEFORE THE PRESIDING DISCIPLINARY JUDGE

In the Matter of a Member of
the State Bar of Arizona,

DAVID S. GINGRAS,
Bar No. 021097,

Respondent.

PDJ 2026-9010

**STATE BAR'S REQUEST RE:
RESPONDENT'S NOTICE OF
STATE BAR'S FAILURE TO
COMPLY WITH DISCLOSURE
RULES**

[State Bar Nos. 24-1692, 24-1826, 24-
2483, 24-2819, 24-3080 and 25-1230]

The State Bar of Arizona, by undersigned bar counsel, moves the Presiding Disciplinary Judge of the Supreme Court of Arizona (PDJ) to notify bar counsel of any expectations of the State Bar regarding *Respondent's Notice of State Bar's Failure to Comply with Disclosure Rules*. Specifically, the State Bar does not know whether a written response is authorized without a court order or request by the PDJ.

Respondent submitted the aforementioned *Notice* pursuant to Rule 58(f)(3), Ariz. R. Sup. Ct. However, that rule does not state whether counsel for the State Bar may or should file a response to a notice of failure to comply with discovery

rules. Also, while Rule 7.1, Ariz. R. Civ. P., is incorporated into the lawyer disciplinary procedural rules by Rules 47(d) and 48(b), Ariz. R. Sup. Ct., that rule allows the non-moving party to file a response to a “motion.” As noted above, Respondent filed a “notice” pursuant to Rule 58(f)(3), Ariz. R. Sup. Ct., and not a “motion.”

Undersigned counsel seeks direction from the PDJ regarding what, if anything, the PDJ may want or need regarding this matter.

DATED this 1st day of April, 2026.

STATE BAR OF ARIZONA

/s/ James D. Lee
James D. Lee
Senior Bar Counsel

Original filed with the Disciplinary Clerk of
the Office of the Presiding Disciplinary Judge
of the Supreme Court of Arizona
this 1st day of April, 2026.

Copy of the foregoing emailed
this 1st day of April, 2026, to:

Honorable Lisa A. VandenBerg
Presiding Disciplinary Judge
Supreme Court of Arizona
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by: /s/Melissa Duarte
JDL/md