



November 4, 2008

NOTICE TO THE PROFESSION

NOTICE TO: All Active Members and Students-at-Law,
All Executive Directors of other Law Societies in Canada,
All Justices of the Court of Appeal and Court of Queen's Bench,
All Judges of the Provincial Court of Alberta,
All Masters in Chambers,
All Clerks of the Court

Notice of Disbarment

On November 3, 2008, a Hearing Committee found **David Eugene Kiester**, who resides in Calgary and practised there until his suspension in August of 2005, guilty of the following citations: that he collected GST and misappropriated the funds to his own personal use, that he collected retainers from clients and misappropriated funds prior to fully earning the retainers, and that he disguised the receipt of income from his practice to avoid a garnishee on his general account.

The Hearing Committee ordered, pursuant to Section 72(1)(a) of the *Legal Profession Act*, that the member be disbarred, effective immediately. In addition to disbarment the Hearing Committee ordered that the member is required to pay costs of the hearing, fixed at the sum of \$5,000.00.

The Hearing Committee further directed, in accordance with Section 78(6) of the *Legal Profession Act*, that the Executive Director send a copy of the hearing record to the Minister of Justice and Attorney General.

The Custodian of David Eugene Kiester's practice, appointed in August 2005, continues to be Ms. Brenda L. Edwards of Edwards Law Office in Calgary.

R. Gregory Busch
Director, Lawyer Conduct
Law Society of Alberta