

ALASKA BAR ASSOCIATION

June 18, 2004

VIA FAX 278-9455 & FIRST CLASS MAIL 2 pages

CONFIDENTIAL

Thomas S. Obermeyer, Attorney
3000 Dartmouth Drive
Anchorage, AK 99508-4413

Rec'd tno
6/18/04

RE: Disclosure of confidential disciplinary matters
on public website: <http://www.tobermeyer.info/>

Dear Mr. Obermeyer:

I was advised today that there is a listing of grievances that your wife, Theresa Obermeyer, has filed with the Alaska Bar Association that appears on the website sponsored by both of you. I confirmed that this document is located at: http://www.tobermeyer.info/ABA_B0004-5.pdf.

Alaska Bar Rule 22(b) provides that:

Complainants and all persons contacted during the course of the investigation have a duty to maintain confidentiality of discipline and disability proceedings prior to the initiation of formal proceedings subject to Bar Rule 21(c). It will be regarded as contempt of court to breach this confidentiality in any way. It will not be regarded as a breach of confidentiality for a person so contacted to consult with an attorney. A Respondent may waive confidentiality in writing and request disclosure of any information pertaining to the Respondent to any person or to the public.

Unless a respondent attorney consents to disclosure, an exception to confidentiality exists under Alaska Bar Rule 21 or the Alaska Supreme Court orders that a confidential disciplinary matter be made public, it is a violation of this rule of court to publicly disclose confidential disciplinary information. A knowing violation of a rule of court is a violation of Alaska Rule of Professional Conduct 3.4(c). Further, under Alaska Rule of Professional Conduct 8.4(a), "[i]t is professional misconduct for a lawyer to violate the rules of professional conduct, knowingly assist or induce another to do so, or do so through the acts of another."

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Within five days of the date of this letter, you must 1) advise this office that you have removed all disciplinary information that is confidential under Alaska Bar Rule 22(b) appearing *anywhere* on your website or 2) provide this office with written Alaska Bar Rule 22(b) confidentiality waivers by the attorneys whose confidential disciplinary information appears *anywhere* on your website or provide proof that an exception to confidentiality exists under Alaska Bar Rule 21 or provide proof that the Alaska Supreme Court has ordered that these confidential disciplinary matters be made public.

If you do not comply with either of these requirements, I will conclude that you are knowingly violating Alaska Bar Rule 22(b) and initiate a disciplinary investigation.

Sincerely,

ALASKA BAR ASSOCIATION



Stephen J. Van Goor
Bar Counsel