

2020

NOVA SCOTIA BARRISTERS' SOCIETY

IN THE MATTER OF: *The Legal Profession Act*, S.N.S. 2004, c. 28 and the Regulations
of the Nova Scotia Barristers' Society, as amended

BETWEEN:

The Nova Scotia Barristers' Society

-and-

Adam Rodgers

RESOLUTION

WHEREAS the Charges dated July 24, 2020 were laid by the Nova Scotia Barristers' Society (the "Society") against Adam Rodgers of *Guysborough*, Nova Scotia pursuant to the Regulations made under the *Legal Profession Act, S.N.S. 2004, c.28*, and were subsequently amended;

AND WHEREAS a hearing was held on October 5th and October 6th, 2020, into the charges against Adam Rodgers before a Hearing Panel of the Hearing Committee of the Society ("the Panel");

AND WHEREAS the Hearing Panel, having considered the evidence at the hearing and the submissions made by counsel for the Society and Adam Rodgers, found Adam Rodgers guilty of professional misconduct and rendered a decision dated January 12th, 2021;

AND WHEREAS the Hearing Panel heard submissions as to penalty from counsel for the Society and Adam Rodgers on February 8th, 2021;

AND WHEREAS the Hearing Panel has considered the written and oral submissions on behalf of the Society and Adam Rodgers;

THE PANEL HAS UNANIMOUSLY RESOLVED THAT:

1. Adam Rodgers is to be suspended for a period of twelve (12) months, effective July 1, 2021, until June 30, 2022.
2. Adam Rodgers shall make the necessary arrangements for his practice in accordance with the *Guidelines for Suspended Members* established by the Nova Scotia Barristers' Society and shall obtain approval of the Executive Director for such arrangements. Failure to do so will result in the appointment of a Receiver by the Society with the costs associated with that Receivership being payable in full by Adam Rodgers as a condition of his reinstatement to practice.

3. During the period of suspension, Adam Rodgers shall adhere to the *Guidelines for Suspended Members* established by the Nova Scotia Barristers' Society.
4. Adam Rodgers shall attend and complete successfully, at his own expense, the Professional Responsibility course taught at The Schulich School of Law at Dalhousie University, within 20 months of the commencement of his suspension.
5. Adam Rodgers shall pay costs of this investigation and proceeding in the amount of \$12,000.00 pursuant to s 45(4)(h) of the Act . \$4000.00 of these costs shall be paid prior to Mr. Rodgers' return to practice after his suspension. The remaining amounts will be paid in 12 equal monthly installments starting on July 1, 2022. A failure to make a monthly payment shall result in automatic suspension from practice until such payment is made.

DATED at Halifax, Nova Scotia this 22nd day of March 2021.

NOVA SCOTIA BARRISTERS' SOCIETY

Per: 

Douglas B. Shatford , QC

Hearing Panel Chair