

People v. David J. Furtado. 15PDJ056. November 2, 2015.

The Presiding Disciplinary Judge approved the parties' conditional admission of misconduct and publicly censured David J. Furtado (Attorney Registration Number 28002). The sanction takes effect on December 7, 2015.

Furtado served as general counsel for two medical marijuana dispensaries. In 2013, Furtado agreed to assist in tracking and accounting the dispensaries' funds earmarked for taxes and bills. Furtado arranged to open two new COLTAF accounts with Wells Fargo bank under his own name. Wells Fargo did not allow entities that indicated they were marijuana-related businesses to open accounts. Respondent was aware of Wells Fargo's policy but failed to inform the bank that the COLTAF accounts were opened in order to pay the bills for two medical marijuana dispensaries. In so doing, Furtado violated Colo. RPC 8.4(c) (a lawyer commits professional misconduct by engaging in conduct involving dishonesty, fraud, deceit, or misrepresentation).