

In the United States Court of Federal Claims

FILED

JUL 27 2018

U.S. COURT OF
FEDERAL CLAIMS

In the Matter of:

Corey Brent Kaye

No. 18-11217

FINAL ORDER

On April 25, 2018, Corey Brent Kaye resigned as an attorney and was disbarred from the practice of law by order of the Supreme Court of the State of New York. *In re Corey B. Kaye*, No. 17-13257, slip op. (N.Y. App. Div. Apr. 25, 2018). At the time of his resignation, “Mr. Kaye [was] the subject of an investigation conducted by the Grievance Committee for the Ninth Judicial District involving allegations of professional misconduct, including ‘the conversion of multiple client funds.’” *Id.* at 2. Mr. Kaye affirmed that he could not “successfully defend against the allegations based upon the facts and circumstances of professional conduct as described” and “consent[ed] to the entry of an order by the Court . . . directing him to make monetary restitution to the clients from whom he has misappropriated funds.” *Id.*

Mr. Kaye has been a member of this court’s bar since July 17, 2012. Under Rule 83.2(c)(2) of the Rules of the United States Court of Federal Claims (“RCFC”), an attorney admitted to practice before this court may be disciplined on the grounds of an act or omission that results in the disbarment of the attorney by another court. Reciprocal disbarment is the presumed discipline for an attorney’s disbarment on consent or resignation from the bar of another court while an investigation into an allegation of misconduct is pending. RCFC 83.2(g)(7)(C).

Mr. Kaye also failed to promptly notify the court of his disbarment, which is further grounds for discipline. *See* RCFC 83.2(c)(4)(failure to notify the court is grounds for discipline); RCFC 83.2(e)(1)(an attorney admitted to practice before the court must notify the clerk in writing within fourteen (14) days of the attorney’s disbarment by another court).


On May 31, 2018, the court issued an Order to Show Cause, directing Mr. Kaye to show cause within thirty (30) days why the court should not impose discipline identical to that imposed by the Supreme Court of New York. To date, Mr. Kaye has not responded to the Order to Show Cause. Therefore,

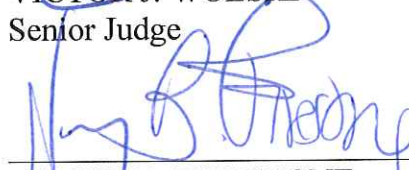
IT IS ORDERED that Corey Brent Kaye shall be disbarred from the practice of law before the United States Court of Federal Claims, effective, *nunc pro tunc*, April 25, 2018, the date of his disbarment by the Supreme Court of New York. The filing of any petition for reinstatement shall be governed by RCFC 83.2(k)(1).

IT IS FURTHER ORDERED that the Clerk of Court shall remove Mr. Kaye as an attorney of record in *Dilascio v. Sec'y of Health & Human Servs.*, No. 10-611, in accordance with Rules 14(a)(1) and 14(b)(1) of the Vaccine Rules of the United States Court of Federal Claims.

IT IS FURTHER ORDERED that the Clerk of Court shall serve Corey Brent Kaye with a copy of this order by certified mail.


MARY ELLEN COSTER WILLIAMS
Senior Judge


VICTOR J. WOLSKI
Senior Judge


NANCY B. FIRESTONE
Senior Judge