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February 21, 2023

To:

David Penn
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Francis X. Sullivan
Thomas J. Laitsch
Melissa Chicker
Office of Lawyer Regulation
110 E. Main Street, Suite 315
Madison, WI 53703

You are hereby notified that the Court has entered the following order:

No. 2023XX16-D

Office of Lawyer Regulation v. David V. Penn

On January 4, 2023, the Office of Lawyer Regulation (OLR) filed a motion and supporting affidavit asking this court to issue an order to show cause under SCR 22.21(1) why Attorney David V. Penn's license to practice law should not be temporarily suspended. OLR alleged that Attorney Penn's "continued practice of law poses a threat to the interests of the public and the administration of justice." This court issued the show-cause order on January 9, 2023, requiring a response from Attorney Penn within 10 days. On January 19, 2023, Attorney Penn requested an extension of time to respond. On January 20, 2023, this court issued an order granting Attorney Penn an additional 10 days to respond to the show-cause order. Attorney Penn filed a response and affidavit on February 2, 2023, opposing the temporary suspension of his license to practice law. On February 15, 2023, OLR filed a memorandum and accompanying exhibits in support of the temporary suspension. Pursuant to SCR 22.21(2), and except as otherwise provided in that section, all filings in this proceeding have been sealed.

Having closely reviewed all of the materials submitted by the parties, the court concludes that it appears that Attorney Penn's continued practice of law poses a threat to the interests of the public and the administration of justice under SCR 22.21(1). Therefore,

IT IS ORDERED that Attorney David V. Penn's license to practice law is temporarily suspended as of the date of this order; and

Page 2

February 21, 2023

No. 2023XX16-D

Office of Lawyer Regulation v. David v. Penn

IT IS FURTHER ORDERED that within four months of the date of this order, the Office of Lawyer Regulation shall either proceed under SCR 22.21(3), or advise that Attorney Penn's license to practice law should be reinstated.

Sheila T. Reiff
Clerk of Supreme Court