

NO. 2002-01066

UNAUTHORIZED PRACTICE OF  
LAW COMMITTEE FOR THE  
SUPREME COURT OF TEXAS,

VS.

CLIFFORD F. WILLIAM

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IN THE DISTRICT COURT OF

HARRIS COUNTY, TEXAS

270<sup>th</sup> JUDICIAL DISTRICT

TEMPORARY INJUNCTION

The Application of the UNAUTHORIZED PRACTICE OF LAW COMMITTEE FOR THE SUPREME COURT OF TEXAS, Plaintiff in this cause, for a Temporary Injunction and a Permanent Injunction came on for hearing this day, due notice having been given. Counsel for Plaintiff and the attorney for the Defendant attended a meeting on the Plaintiff's application for a Temporary Restraining Order on this date.

In considering the affidavit evidence received and the argument of counsel, the Court finds and concludes that Plaintiff will probably prevail on the hearing on temporary injunction and the trial of this cause; that Defendants and all of them, intend to continue to operate corporations which dispense legal advice, make representations to members of the public and primarily targeted at the elderly, for the preparation of a trust and power of attorney package, and that the fees paid by the elderly for the trust and power of attorney packages are paid to kept in large part by corporations which are not and cannot be licensed to practice law, all to the detriment of the citizens of the State of Texas.

The Court finds that Defendant Clifford F. William is currently advising and representing "clients" by recommending legal documents, and the information to be contained therein, for filing in their litigation. The Court makes the following findings and that Clifford F. William does business in substantially the following manner, all of which constitutes the unauthorized practice of law upon the citizens of the state of Texas:

**F I L E D**  
CHARLES BAGARISSE  
District Clerk

FEB - 1 2002  
Harris County, Texas

By \_\_\_\_\_ Deputy

1. CLIFFORD F. WILLIAM is not a licensed attorney in the State of Texas and he does not possess the necessary skill, knowledge and training to direct the selection of documents, or the information to be contained therein, for a litigant.
2. All of the money, totaling about \$11,500.00 received from Mr. Mills, "client" of **Clifford F. William**, amounts to attorney's fees for the preparation of legal instruments and documents, and for legal advice;
3. The practice of law is defined in §81.101(a), Texas Government Code: " 'the practice of law' means..... as well as a service rendered out of court, including the giving of advice or the rendering of any service requiring the use of legal skill or knowledge, such as preparing a will, contract, or other instrument, the legal effect of which under the facts and conclusions involved must be carefully determined";
4. The selection of documents and the information they should contain for a divorce proceeding by **Clifford F. William** amounts to the practice of law;
5. It is declared by statute that the Defendant **Clifford F. William** is not permitted to practice law;
6. The actions of the Defendant **Clifford F. William**, enumerated above constitute the unauthorized practice of law;
7. It is illegal for the Defendants **Clifford F. William** to practice law or to receive money for the selection and sale of documents to be filed in a legal proceeding on behalf of the public; and to instruct the public in how to litigate their own cause;
8. That because of the pattern of misconduct, as found herein, on the part of the Defendant **Clifford F. William** and his continued, uninterrupted activities, that this Defendant will, in the future, engage in a course of conduct the same or similar to that course of conduct set out above, which constitutes the unauthorized practice of law;
9. That the public interest and protection of the public demand that legal advice and legal services be rendered to the public only by persons duly qualified, schooled and educated in the law and who are attorneys duly admitted to practice under the laws of the State of Texas;

10. That the actions of the Defendant **Clifford F. William** are in violation of the finding that the public interest and protection of the public demand that legal advice and legal services be rendered to the public only by persons duly qualified, schooled and educated in the law and who are attorneys duly admitted to practice under the laws of the State of Texas;
11. That the public interest demands that persons receiving legal services will receive the same directly from qualified persons who are at all times subject to the ethical considerations and disciplinary rules of the State Bar of Texas and of our courts;
12. That the actions of Defendant have the present adverse affect and the potential to adverse affect the legal rights of their "*clients*", customers, and unknown members of the public;
13. That should the activities of Defendants continue unabated, irreparable harm would occur to Defendant's "*clients*", customers, and the elderly citizens of the state of Texas and to the legal-services-consuming-public generally, of which there would likely be no remedy and certainly no adequate legal remedy;
14. That the activities of the Defendants constitute a present and continuing illegal and unauthorized practice of law for the personal benefit of unlicenced persons and business corporations, all of which perpetrates a fraud on the citizens of the state of Texas, especially the elderly members who are least capable of protecting themselves from the Defendants' illegal operations;

Unless Defendant is deterred from carrying out his intentions, Plaintiff will be without any adequate remedy at law in that the harm to Plaintiff and to the public it is sworn to protect is incapable of being precisely ascertained and is unpredictable and unending.

IT IS ORDERED that the Defendant **Clifford F. William**, should be and is hereby commanded forthwith to desist and refrain from offering any legal services or representation to any new "*clients*", from giving any legal advice, preparing or assisting to prepare any legal documents, from calling any citizen of the state of Texas for the purposes of selling legal advice, interpreting any legal documents, from counseling as to legal rights and procedures for litigation, and from preparing, advising, printing, reproducing, promoting, selling, accepting checks or money for the purpose of preparing or presenting any legal document or any other instrument which does or purports to affect any legal right. New "*client*" means any person or business solicited or contracted with after this

date or the signing of this order.

The Court further finds that a danger is posed that the Defendant will further prejudice legal rights of citizens of this State by his inept legal services and illegal organizations and assumed names, will thereby alter the status quo intended to make ineffectual any judgment in favor of Plaintiff, and unless Defendant is deterred from continuing their present practices, Plaintiff will be without an adequate remedy of law, in that the harm to Plaintiff and to the public it is sworn to protect, is incapable of being precisely ascertained and is unpredictable and unending.

IT IS FURTHER ORDERED that the Defendant, and his agents, attorneys, servants, employees, assigns, purchasers, predecessors, successors, or any person or entity acting in concert with him (all of them are hereby included within the term "*Defendant*"), indirectly or directly, are hereby enjoined as follows until a temporary induction or a final judgment in this cause is entered by this Court:

- a. The Defendant **Clifford F. William** from promoting the sale of legal documents, preparing divorce petitions, decrees, responses to discovery requests, and related instruments, or advice, giving seminars to promote the sale of legal services, directly or indirectly, or through any other person or entity, and from selling documents or forms which are, or represent to be prepared for use in litigation.
- b. The Defendant **Clifford F. William** from contacting the public for the purpose of rendering legal service, as defined by §81.101(a), Texas Government Code, to any other person for the purpose of promoting the sale of legal documents, the preparation of any document that is intended to be filed with a court or the clerk of a court, giving seminars to the public on tax related legal issues, directly or indirectly, through any other person or entity, and from preparing or selecting documents which are or represent to be for use in litigation or legal matters.

The Court finds that Plaintiff is exempt, under the law, from filing a bond as otherwise required by law and therefore no bond shall be required.

IT IS ORDERED that this case is set for a hearing for the issuance of a permanent injunction on the 8<sup>th</sup> day of February, 2002, at 1:00 o'clock p.m.

SIGNED this 1st day of February 2002.

  
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JUDGE PRESIDING

APPROVED:

CLYNE & ASSOCIATES, PLLC

  
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For The Supreme Court of Texas