

In the United States Court of Federal Claims

In re:

Kenneth A. Rubin

No. 18-11216

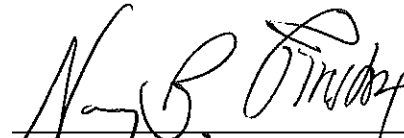
FINAL ORDER

On May 11, 2009, the Supreme Court of Pennsylvania issued an order disbarring Kenneth A. Rubin, on consent, from the practice of law in Pennsylvania. *Office of Disciplinary Counsel v. Kenneth Andrew Rubin*, 192 DB 2008 (Pa. May 11, 2009). On February 28, 2018, Mr. Rubin notified the Court by letter of his disbarment. ECF No. 1.

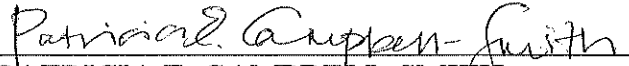
Mr. Rubin has been a member of this Court's bar since January 2, 2003. Under Rule 83.2(c)(3) of the Rules of the United States Court of Federal Claims ("RCFC"), an attorney admitted to practice before this Court may be disciplined on the grounds of his or her disbarment on consent or resignation from the bar of another court while an investigation into an allegation of misconduct is pending. Reciprocal disbarment is the presumed discipline for an attorney's disbarment on consent or resignation from the bar of another court during a misconduct investigation. RCFC 83.2(g)(7)(C). Mr. Rubin also failed to notify the Court of his disbarment for more than eight years, which is a violation of RCFC 83.2(e)(1)(C) (requiring an attorney admitted to practice before this Court to notify the clerk within fourteen (14) days of disbarment by another court) and additional grounds for discipline under RCFC 83.2(c)(4).

On August 27, 2019, the Court issued an order directing Mr. Rubin to show cause within thirty (30) days why the Court should not impose discipline equivalent to that imposed by the Supreme Court of Pennsylvania. ECF No. 4. On September 17, 2019, Mr. Rubin responded to the Court by letter and consented to the imposition of discipline identical to that imposed in Pennsylvania. ECF No. 5. For these reasons,

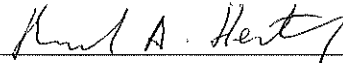
IT IS ORDERED that Kenneth A. Rubin is disbarred from the practice of law before the United States Court of Federal Claims effective, *nunc pro tunc*, May 11, 2009, the date of his disbarment by the Supreme Court of Pennsylvania. *See* RCFC 83.2(h)(4). The filing of any petition for reinstatement will be governed by RCFC 83.2(k)(1).



NANCY B. FIRESTONE
Senior Judge



PATRICIA E. CAMPBELL-SMITH
Judge



RICHARD A. HERTLING
Judge