

BRIAN L. WEBB
(Suspension)

On June 2, 2022, the Idaho Supreme Court entered a Disciplinary Order suspending Eagle attorney Brian L. Webb from the practice of law for a period of five years, with two years of that suspension withheld. The suspension is effective retroactively to January 17, 2022, the date Mr. Webb voluntarily ceased practicing law.

The Idaho Supreme Court found that Mr. Webb violated I.R.P.C. 1.7(a)(2) [Conflict of interest based on personal interests of the lawyer]; 1.8(a) [Entering into business transactions with a client]; and 8.4(c) [Engaging in conduct involving dishonesty]. The Idaho Supreme Court's Disciplinary Order followed a stipulated resolution of an Idaho State Bar disciplinary proceeding in which Mr. Webb admitted that he violated those Rules.

The formal charge case related to Mr. Webb's personal relationship with a female client in 2017 and 2018. Mr. Webb engaged in a sexual relationship with that client while simultaneously providing her with legal advice. Also in 2017, he drafted and entered into two loan transactions with the client without fully disclosing the loan terms in writing, advising the client in writing of the desirability of seeking the advice of independent legal counsel, and obtaining the client's written informed consent to the essential terms of the loan. Mr. Webb's firm subsequently represented the client in a civil matter, but he failed to disclose to the other attorneys in his firm his relationship with the client and that his firm was a creditor based on the 2017 loans. In 2018, Mr. Webb requested and obtained from the client medications that had been prescribed to her relative.

The Disciplinary Order provided that upon reinstatement, if any, after the three-year period of imposed suspension, Mr. Webb will serve a two-year period of probation with terms and conditions that include counseling and the immediate imposition of the withheld period of suspension if he violates the terms of his probation or admits or is found to have violated any Idaho Rules of Professional Conduct for which a public sanction is imposed for conduct that occurred during the probationary period.

Inquiries about this matter may be directed to: Bar Counsel, Idaho State Bar, P.O. Box 895, Boise, Idaho 83701, (208) 334-4500.