

*Not published*

**UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS**

NO. 13-8003

IN RE PETER J. NICKITAS, MEMBER OF THE BAR

Before HAGEL, MOORMAN, and PIETSCH, *Judges.*

**ORDER**

Respondent attorney Peter J. Nickitas, a member of this Court's bar, was suspended from the Minnesota bar by the Minnesota Supreme Court for thirty days effective May 21, 2013. The Minnesota Supreme Court's order also imposed preconditions on any application for reinstatement to the Minnesota bar that Mr. Nickitas may choose to file and two years supervised probation upon any reinstatement.

On June 19, 2013, this Court, through the Clerk, ordered that an immediate temporary non-disciplinary suspension from practice before the Court be imposed on Mr. Nickitas until proceedings under the Court's Rules of Admission and Practice (Rules) were concluded. In the same order, the Court, through the Clerk, ordered that this matter be referred to the Court's Standing Panel on Admission and Discipline, pursuant to Rule 7(d)(1)(B) of the Rules. *See* U.S. VET. APP. R. ADM. & PRAC. 7(d)(1)(B). A copy of that order was sent to Mr. Nickitas.

On June 19, 2013, pursuant to Rule 7(d)(2)(B), the Court also issued an Order to Show Cause (OSC) to Mr. Nickitas ordering that, within 30 days of the order, "Mr. Nickitas shall show cause as to why similar discipline to that imposed by the Minnesota Supreme Court should not be imposed by this Court, including suspension from practice for 30 days with the condition that Mr. Nickitas may seek to resume practice before this Court only after filing with the Clerk evidence of reinstatement by the Minnesota bar."

Mr. Nickitas has failed to respond to the OSC. Accordingly, pursuant to Rule 7(d)(3)(B), it is

ORDERED that Peter J. Nickitas, Esq., is suspended from this Court's bar for thirty days, retroactive to May 21, 2013. The suspension period having been served, it is further

ORDERED that, should Mr. Nickitas desire to seek readmission to this Court's bar, he must file a motion for reinstatement pursuant to Rule 11(b). Any such motion must also demonstrate Mr. Nickitas's qualifications pursuant to Rule 46(a) of the Court's Rules of Practice and Procedure. *See* U.S. VET. APP. R. PRAC. & PROCEDURE 46(a).

DATED: Oct 24, 2013

PER CURIAM.

Copy to:

Peter J. Nickitas

Enclosures: *In re* Petition for Disciplinary Action against Peter James Nickitas, No. A12-0821  
(Minn. May 7, 2013).

CERTIFIED MAIL -- RETURN RECEIPT REQUESTED