

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Complainant,

v.

RONALD STUART LUBETSKY,

Respondent.

Supreme Court Case
No. SC-

The Florida Bar File
No. 2024-50,090(17F)

_____/

NOTICE OF DETERMINATION OR JUDGMENT OF GUILT

COMES NOW, The Florida Bar, and files this Notice of Determination or Judgment of Guilt, pursuant to Rule 3-7.2(f), Rules of Discipline of The Florida Bar and says:

1. Respondent is a member of The Florida Bar, admitted on October 31, 2002.
2. On or about September 22, 2021, in the Southern District Court of Florida in the *United States of America v. Ronald Stuart Lubetsky*, Case No. 21-20485-CR-KING/BECERRA, an indictment was filed against respondent. **(Attached hereto as The Florida Bar Exhibit 1).**
3. Respondent was charged with ten (10) counts of knowingly and intentionally dispensing a controlled substance without authorization by law, in violation of Title 21, United States Code, Section 841(a)(1),

involving oxycodone, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(b)(1)(C) and two (2) counts of knowingly and intentionally dispensing a controlled substance without authorization by law, in violation of Title 21, United States Code, Section 841(a)(1), involving oxycodone and morphine, Schedule II controlled substances, in violation of Title 21, United States Code, Section 841(b)(1)(C).

4. On or about November 3, 2022, respondent was found guilty by a jury on seven (7) counts of knowingly and intentionally dispensing a controlled substance without authorization by law, in violation of Title 21, United States Code, Section 841(a)(1), five (5) counts involving oxycodone, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(b)(1)(C) and two counts involving oxycodone and morphine, Schedule II controlled substances, in violation of Title 21, United States Code, Section 841(b)(1)(C).

5. On or about January 10, 2023, a judgment was entered finding respondent guilty of the seven (7) counts and respondent was committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of sixty (60) months. **(Attached here to as The Florida Bar Exhibit 2).**

6. By the conduct set forth above, respondent violated R.

Regulating Fla. Bar 3-4.3 (The commission by a lawyer of any act that is unlawful or contrary to honesty and justice may constitute a cause for discipline....); 3-4.4 (A determination or judgment by a court of competent jurisdiction that a member of The Florida Bar is guilty of any crime or offense that is a felony under the laws of that court's jurisdiction is cause for automatic suspension from the practice of law in Florida....); 4-8.4(a) (A lawyer shall not violate or attempt to violate the Rules of Professionally Conduct, knowingly assist or induce another to do so, or do so through the acts of another.); and 4-8.4(b) (A lawyer shall not commit a criminal act that reflects adversely on the lawyer's honesty, trustworthiness, or fitness as a lawyer in other respects.).

WHEREFORE, The Florida Bar respectfully requests that this Court enter an order:

A. Finding Respondent guilty of violating R. Regulating Fla. Bar 3-4.3 (The commission by a lawyer of any act that is unlawful or contrary to honesty and justice may constitute a cause for discipline....); 3-4.4 (A determination or judgment by a court of competent jurisdiction that a member of The Florida Bar is guilty of any crime or offense that is a felony under the laws of that court's jurisdiction is cause for automatic

suspension from the practice of law in Florida....); 4-8.4(a) (A lawyer shall not violate or attempt to violate the Rules of Professional Conduct, knowingly assist or induce another to do so, or do so through the acts of another.); and 4- 8.4(b) (A lawyer shall not commit a criminal act that reflects adversely on the lawyer's honesty, trustworthiness, or fitness as a lawyer in other respects.);

B. Suspending respondent pursuant to Rule 3-7.2(f), Rules of Discipline of The Florida Bar;

C. Ordering respondent to furnish a copy of the suspension order to: (1) all of the respondent's clients with matters pending in the respondent's practice; (2) all opposing counsel or co-counsel in the matters listed in (1) above; (3) all courts, tribunals, or adjudicative agencies before which the respondent is counsel of record; and (4) all state, federal, or administrative bars of which respondent is a member, as required by Rule 3-5.1(h) of the Rules of Discipline of The Florida Bar and to furnish staff counsel with the requisite affidavit listing the names and addresses of all persons and entities that have been furnished copies of the order within 30 days after service of the Court's order; and

D. Appointing or directing the appointment of a referee to conduct a hearing on sanctions pursuant to Rule 3-7.2(h), Rules of Discipline of The Florida Bar.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I certify that this Notice of Determination or Judgment of Guilt has been E-filed with The Honorable John A. Tomasino, Clerk of the Supreme Court of Florida, with a copy provided to Respondent via regular US Mail, whose current mailing address is with Miami Federal Correctional Institution under Ronald Stuart Lubetsky, Registration # 67786-509, FCI Miami, Federal Correctional Institution, P.O. Box 779800, Miami, FL 33177, and to Staff Counsel, The Florida Bar, via email at psavitz@floridabar.org, on this 7th day of September, 2023.



Jessica Brito, Bar Counsel

NOTICE OF TRIAL COUNSEL AND DESIGNATION OF PRIMARY EMAIL ADDRESS

PLEASE TAKE NOTICE that the trial counsel in this matter is Jessica Brito, Bar Counsel, whose address, telephone number and primary email address are The Florida Bar, Ft. Lauderdale Branch Office, Lake Shore Plaza II, 1300 Concord Terrace, Suite 130, Sunrise, Florida 33323, (954) 835-0233 and jbrito@floridabar.org and smiles@floridabar.org. Respondent need not address pleadings, correspondence, etc. in this matter to anyone other than trial counsel and to Staff Counsel, The Florida Bar, 651 E Jefferson Street, Tallahassee, FL 32399-2300, psavitz@flabar.org.