

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF DISCIPLINE OF
THOMAS IRWIN ARMSTRONG.

No. 46423

FILED

MAY 04 2006

[Signature]
DEPUTY CLERK

ORDER OF DISBARMENT

This is a petition under SCR 114 to reciprocally discipline attorney Thomas Armstrong, based on his suspension and disbarment in California.

Armstrong was admitted to practice law in Nevada on October 1, 1989. He was also admitted to practice law in California in 1992. Armstrong is currently suspended in Nevada for being delinquent in payment of his bar dues and for failure to meet continuing legal education requirements.

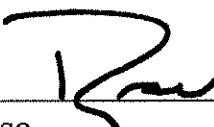
On or about February 4, 2005, the State Bar of California notified the State Bar of Nevada that disciplinary actions had been taken against various attorneys, including Armstrong. The California bar provided the Nevada bar with certified copies of the documentation concerning Armstrong's December 23, 2004 suspension. In March 2005, the California bar notified the Nevada bar that additional disciplinary actions were initiated against Armstrong in California. On July 1, 2005, the California Supreme Court entered an order disbaring Armstrong in California.

Effective Date: May 4, 2006
Bar Number: 3673


06-09331

Armstrong claims to have evidence that would excuse or absolve him of the misconduct alleged in California, but failed to produce it to the California court, the Nevada bar, or this court. The burden of proof is on Armstrong to demonstrate that substantially different discipline in Nevada is warranted for his misconduct,¹ or that "there was such an infirmity of proof establishing the misconduct" in California that this court could not accept the California court's decision as having been fairly reached.² We conclude that Armstrong has failed to meet his burden so that reciprocal discipline should be imposed. Accordingly, Armstrong is disbarred from the practice of law in this state.³

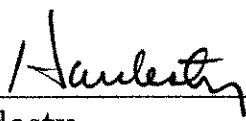
It is so ORDERED.


_____, C. J.
Rose


_____, J.
Becker


_____, J.
Maupin


_____, J.
Douglas


_____, J.
Hardesty


_____, J.
Parraguirre

¹SCR 114(4)(c).

²SCR 114(4)(b).

³Armstrong shall comply with the provisions of SCR 115.

cc: Rob W. Bare, Bar Counsel
Allen W. Kimbrough, Executive Director
Howard M. Miller, Southern Nevada Disciplinary Panel
Thomas Irwin Armstrong
Perry Thompson, Admissions Office, U.S. Supreme Court