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July 9, 2016

Ms. Linda Acevedo, Chief Disciplinary Counsel
State Bar of Texas
P.O. Box 12487
Austin, Texas 78711

Via email and facsimile

lacevedo@texasbar.com / (512) 427-4100

Re: Bryan F. "Rusty" Russ, Jr., SBOT #17405010

Ms. Acevedo:

I write concerning Bryan F. "Rusty" Russ, Jr., a member of the State Bar of Texas. With the electronic version of this letter, I have attached a July 9, 2016 letter to the Robertson County Grand Jury with its exhibits. I incorporate that letter and its exhibits by reference. Yet again, Mr. Russ has perpetrated a felony while acting as an attorney, and yet again I am filing a grievance against him.

Frankly, I am filing this grievance partly out of curiosity, because I genuinely want to know just how far your office will go to protect Mr. Russ. As your records will reflect, I have previously filed grievances against Mr. Russ for barratry, a seven-figure real estate fraud, and flagrant conflicts of interest, *e.g.*, representing clients on both sides of the same case. Each time, the grievances have been dismissed.

Most recently, your own personnel obtained a transcript of Mr. Russ's testimony wherein he admitted his involvement in the seven-figure fraud. They obtained that transcript while prosecuting me for something spurious, and I agreed to settle my case because I was told that your office wanted to pursue the fraud case against Mr. Russ and his partner. After I settled the case, no charges were filed against Mr. Russ or his partner. Go figure.

In retrospect, I wish I had never settled. Before settling, I asserted a selective prosecution / equal protection defense, and I now wish I had seen it all the way through to a jury verdict. Why? Because there is an obvious double standard for golden boys like Mr. Russ, who previously served on one of your grievance committees, and the rest of us peons (never mind a peon like me who is an outspoken critic of the lawlessness and favoritism in your office). It would have been nice to publish a jury verdict impugning your office for its hypocrisy (and I may yet represent a colleague *pro bono* against your office in order to obtain just such a verdict).

So I must ask, just what does it take for your office to prosecute one of the golden boys? Does Mr. Russ need to rob a bank or murder someone? Is a million-dollar fraud not enough? As explained in my letter to the grand jury, there is already sufficient evidence to prosecute Mr. Russ and his cronies on organized crime charges.

In addition to my letter to the grand jury, I wish to incorporate by reference all of my prior grievances against Mr. Russ as well as the contents of *BoogerCountyMafia.com* and its supporting documents and links. I published that website and I vouch for its contents. I allege that Mr. Russ's latest crime is part of a larger pattern of professional misconduct and criminal activity. In particular, I allege that Mr. Russ has engaged in organized criminal activity in violation of Section 71.02 of the Texas Penal Code.

Finally, I object to the participation of K.W. Morgan in the processing of this grievance. Ms. Morgan dismissed my previous barratry complaint against Mr. Russ on the grounds that I had already filed a grievance on the same subject matter. Obviously, she failed to read that grievance or the prior grievances (or perhaps any of them). I showed the dismissed grievance to Chad Childers, and he agreed that it was unrelated to my previous grievances, but I had no avenue of appeal because of the way Ms. Morgan classified it. She has been very careless in evaluating other grievances that I have filed, and I ask for the assignment of someone else to this grievance (or any other grievance that I file).

Thank you in advance for your attention to these matters.

Sincerely,

A handwritten signature in black ink, appearing to read 'Ty Clevenger', with a long horizontal flourish extending to the right.

Ty Clevenger

cc: Texas Commission for Lawyer Discipline
Mr. Chad Childers, Administrative Attorney
Office of Chief Disciplinary Counsel