

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Complainant,

v.

JULIO J. MARTINEZ,

Respondent.

Supreme Court Case
No. SC-

The Florida Bar File
No. 2015-50,908(17D)

CONDITIONAL GUILTY PLEA FOR CONSENT JUDGMENT

COMES NOW, the undersigned respondent, Julio J. Martinez, and files this Conditional Guilty Plea for Consent Judgment pursuant to Rule 3-7.9 of the Rules Regulating The Florida Bar.

1. Respondent is, and at all times mentioned herein was, a member of The Florida Bar, subject to the jurisdiction of the Supreme Court of Florida.

2. Respondent is currently the subject of a Florida Bar disciplinary matter which has been assigned The Florida Bar file number set forth above.

3. As to TFB case 2015-50,908(17D), there has been a finding of probable cause by the Grievance Committee.

4. Respondent is acting freely and voluntarily in this matter and tenders this Plea without fear or threat of coercion. Respondent is represented in this matter.

5. The disciplinary measures to be imposed upon respondent are as follows:

- A. A public reprimand by publication.
- B. 2 years of probation with the following conditions:
 - 1. Respondent will enter into a new rehabilitation contract with Florida Lawyers Assistance, Inc. (FLA, Inc.). Respondent shall abide by all the terms of such contract and shall abide by all recommendations of FLA, Inc. for the duration of the entire probationary period, including but not limited to completing an updated evaluation, if needed.
 - 2. Respondent will pay a probation monitoring fee of \$100.00 per month directly to FLA, Inc. The Florida Bar will monitor respondent's compliance with his FLA, Inc. rehabilitation contract, including nonpayment of the monthly monitoring fees. Should respondent fail to pay FLA, Inc., respondent's failure

to pay will be reported to The Florida Bar and the bar will follow up, with regards to respondent's noncompliance, up to and including holding respondent in contempt for failure to pay the monthly monitoring fees.

C. Respondent waives confidentiality so that FLA, Inc. is authorized, and indeed required, to notify The Florida Bar of respondent's evaluation and progress during the term recommended by FLA, Inc.

D. Based on this waiver of confidentiality between FLA, Inc. and The Florida Bar, any breach of respondent's FLA, Inc. rehabilitation contract shall be reported immediately to The Florida Bar.

E. All of the foregoing shall be at respondent's expense.

F. Respondent shall pay The Florida Bar's costs in this matter.

6. The following allegations and rules provide the basis for respondent's guilty plea and for the discipline to be imposed in this matter:

A. In September 2014, respondent was arrested for possession of cocaine after a traffic stop.

B. After completing drug court, the charges were dismissed in or about August 2017.

C. Respondent accepted a diversion to FLA, Inc., in or about January 2018.

D. Respondent thereafter tested positive for cocaine several times.

E. Respondent failed to complete the diversion program and the file was returned to the grievance committee.

F. Respondent admits that his conduct violated R. Regulating Fla. Bar 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.).

7. In mitigation of his actions, respondent asserts the following:

a. Respondent has been a member of The Florida Bar since 2010 and has no previous disciplinary record.

b. Respondent had no dishonest or selfish motive in this matter.

c. Respondent suffers from a substance-related disorder.

i. Respondent has advised that he already completed residential treatment at South Atlanta Detox from

May 26, 2021, through June 2, 2021, and then completed further residential treatment at the TREK program from June 2, 2021, through August 25, 2021.

ii. Also, he has advised that he recently became a resident at Hope Quest Transitional Program, a Sober home, that requires two monitored drug screens a week and a minimum of four meetings per week.

d. Respondent is remorseful for his conduct.

8. The Florida Bar has approved this proposed plea in the manner required by Rule 3-7.9.

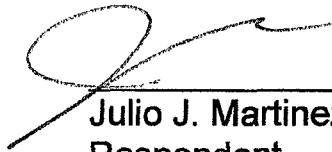
9. If this plea is not finally approved by the Board of Governors of The Florida Bar and the Supreme Court of Florida, then it shall be of no effect and may not be used by the parties in any way.

10. If this plea is approved, then respondent agrees to pay all reasonable costs associated with this case pursuant to Rule 3-7.6(q) in the amount of \$1,262.15. These costs are due within 30 days of the Court order. Respondent agrees that if the costs are not paid within 30 days of the Court's order becoming final, respondent shall pay interest on any

unpaid costs at the statutory rate. Respondent further agrees not to attempt to discharge the obligation for payment of the bar's costs in any future proceedings, including but not limited to, a petition for bankruptcy. Respondent shall be deemed delinquent and ineligible to practice law pursuant to Rule 1-3.6 if the cost judgment is not satisfied within 30 days of the final court order, unless deferred by the Board of Governors of The Florida Bar.

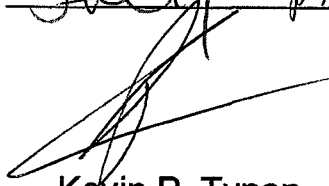
11. Respondent acknowledges the obligation to pay the costs of this proceeding and that payment is evidence of strict compliance with the conditions of any disciplinary order or agreement and is also evidence of good faith and fiscal responsibility. Respondent understands that failure to pay the costs of this proceeding will reflect adversely on any other bar disciplinary matter in which respondent is involved.

12. This Conditional Guilty Plea for Consent Judgment fully complies with all requirements of the Rules Regulating The Florida Bar.



Julio J. Martinez, Esq.
Respondent
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Dated this 3 day of ~~July~~ Sept^R, 2021.



a/ 7/21

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Dated this 8th day of September, 2021.



Linda Ivelisse Gonzalez, Bar Counsel
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