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THE LAW SOCIETY OF MANITOBA and
PETER OTTAVIO JACHETTA

REASONS

PANEL MEMBERS: Douglas Finkbeiner, Q.C. (Chair)
 Jennifer Cooper, Q.C.
 Suzanne Hrynyk

COUNSEL FOR THE LAW SOCIETY OF MANITOBA:
 Darcia A.C. Senft

COUNSEL FOR MEMBER: Michael Cook, Esq.

Hearing held at The Law Society of Manitoba,
219 Kennedy Street, Winnipeg, Manitoba, July 20, 2015.

FOUR SEASONS REPORTING
91 Ashford Drive
Winnipeg, Manitoba R2N 1K7
(204) 256-2343

ORIGINAL

1 THE CHAIR: We have considered the able
2 submission of both counsel, and we are ready to render a
3 decision.

4 Pursuant to rule 5-96(5) of The Law Society
5 Rules we find that the acts set out in the citation are
6 proven. As a consequence, we accept the joint submission
7 of counsel, and order that Peter Jachetta be disbarred
8 and struck from the rolls of The Law Society, and that he
9 be required to pay costs to The Law Society of \$42,176 as
10 a contribution towards the costs associated with the
11 investigation, prosecution and hearing of this matter.

12 We note that the misappropriations by
13 Mr. Jachetta are particularly egregious, among the highest
14 that we recall in our Law Society history.

15 The citation sets out 25 clients whose funds
16 were misappropriated. These acts took place over many
17 years in a very deliberate way, and these misappropriations
18 were from estates, and because of the circumstances of
19 dealing with estates these individuals were particularly
20 vulnerable to this activity.

21 We recognize that Mr. Jachetta has a history
22 of personal health and financial problems, and while we can
23 sympathize with those, those circumstances in no way excuse
24 the very egregious and disgraceful behaviour that he has
25 carried out.

1 We thank counsel for the joint recommendation,
2 but we must say that we wholeheartedly agree that
3 disbarment in the circumstance is the only appropriate
4 remedy.

5 Thank you, counsel. Any questions?

6 MS. SENFT: No. Just, will the transcript of
7 your oral reasons then become the written reasons once they
8 are circulated?

9 THE CHAIR: That is fine with us, yes.

10 MS. SENFT: Thank you.

11 MR. COOK: I have no questions.

12 THE CHAIR: I assume publication is pursuant to
13 the usual processes assembled?

14 MS. SENFT: Correct. We will be putting
15 something in The Free Press, and it will go up on our
16 website. I think it can probably go up today.

17 THE CHAIR: Thank you, counsel.

18 MR. COOK: Thank you.

19 THE CHAIR: We are adjourned.

20 MS. SENFT: Thank you.

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22 (PROCEEDINGS CONCLUDE AT 11:35 A.M.)
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CERTIFICATE OF REPORTER

I, KATHY BRUCE, Court Reporter, do hereby certify that the foregoing pages, numbered 1 to 3, are a true and accurate transcript of the proceedings herein as reported by me to the best of my skill and ability.



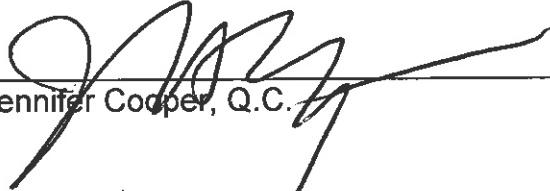
Kathy Bruce
Court Reporter

THE PRECEDING 4 PAGES CONSTITUTE
THE DECISION AND REASONS FOR
DECISION OF THE DISCIPLINE COMMITTEE
OF THE LAW SOCIETY OF MANITOBA
RENDERED THE 20th DAY OF JULY, 2015, IN
THE MATTER OF:

PETER OTTAVIO JACHETTA



Douglas Finkbeiner, Q.C., Chair



Jennifer Cooper, Q.C.



Suzanne Hrynyk