

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA

AUGUSTA DIVISION

IN RE JOSEPH NEAL, JR.)
) No. MC-112-008
)

DECLARATION

I, ROSSER ADAMS MALONE, do here by declare, pursuant to 28 U.S.C. § 1746, that the following is true and correct to the best of my knowledge and belief:

1. I am licensed to practice law in the State of Georgia and am a member of the Bar of the Northern and Middle Districts of Georgia.
2. I am familiar with the character and reputation of Joe Neal, Jr., and make this Declaration in Support of Joe Neal Jr.'s Motion to Vacate his suspension from practice in this federal district.
3. I am generally familiar with the allegations against Joe Neal, Jr., arising out of an indictment for rape in the Superior Court of Richmond County and am familiar with the resolution of that case.
4. The matter was tried before the Superior Court of Richmond County and resulted in a dismissal of the rape charge and a plea agreement to three non-violent, non-sexual misdemeanors on a separate accusation.

5. However morally reprehensible some persons may assess Mr. Neal's conduct to be, private sexual conduct between adults of legal age is not unlawful. Private sexual conduct between consenting adults of legal age should not be a basis for suspension or disbarment.

6. The rape charge has been dismissed. The misdemeanors dispositions are first offenses which rarely, if ever, have been justification for suspension or disbarment.

7. I am aware of no conduct in Mr. Neal's history involving dishonesty or misuse of his license as a lawyer. I would endorse Mr. Neal's reinstatement to the bar and urge this Honorable Court to allow him to continue his successful representation of injured clients and their families.

8. I declare under penalty of perjury that the foregoing 7 paragraphs are true and correct, and that this declaration was executed on 17th day of September, 2012, in Atlanta, Georgia.



ROSSER ADAMS MALONE, ESQ.
State Bar No. 468005