



VIRGINIA DEFENDERS
INDIGENT DEFENSE COMMISSION

February 14, 2024

Brian Hill
310 Forest Street, Apartment 2
Martinsville, VA 24112

Dear Brian Hill:

We received your Standards of Practice complaint dated January 27, 2024. This letter serves as a determination on the listed complaints:

1. Rule 4.1 Truthfulness to others. You have not alleged any misconduct.
2. Rule 3.3 Candor toward the tribunal. You have presented no evidence that Mr. Smith lied to a tribunal concerning the appeal that you represented yourself on.
3. Rule 1.2 Scope of representation. Mr. Smith did not represent you on the appeal you claim he caused to be dismissed.
4. Standard 1.0- You do not state a violation here.
5. Standard 1.0- You have provided no evidence that Mr. Smith lied to the assistant attorney general. The secret recording that you made of the conversation with Mr. Smith was of him advising you to call the assistant attorney general concerning an extension. This was entirely reasonable as you represented yourself on the appeal.
6. Standard 1.1- You do not state a violation here.
7. Standard 1.2- You have provided no evidence that Mr. Smith does not have the education, training or experience necessary to represent you on the charge he was appointed to represent you.

For the previously listed reasons, the Standard of Practice complaint concerning Attorney Fred Smith is not founded and is dismissed.

Sincerely,

William Efird
Standards of Practice Enforcement Attorney