

VIRGINIA:

IN THE CIRCUIT COURT FOR THE CITY OF CHARLOTTESVILLE

IN THE MATTER OF
STEVEN SCOTT BISS
VSB DOCKET NO. 24-070-129894

CASE NO. CL23-491

ORDER FOR THE APPOINTMENT OF RECEIVER

This matter came this 20th day of September 2023 on the Verified Petition for Appointment of Receiver filed by the Virginia State Bar (“VSB”), by Assistant Bar Counsel Tenley Carroll Seli, asking the Court to issue an order appointing Elliott P. Park, who is licensed and in good standing to practice law in the Commonwealth of Virginia, as receiver for the law practice of Steven Scott Biss (“Respondent”) pursuant to Va. Code Ann. §54.1-3900.01.

Having considered the Petition, as verified by Assistant Bar Counsel, and the evidence submitted by the VSB, it appears that (1) on September 6, 2023, the VSB learned that Respondent suffered a stroke and was hospitalized in the Intensive Care Unit at University of Virginia Hospital; (2) Respondent is not expected to be able to return to the practice of law; (3) Respondent maintains a law office at 300 W. Main Street, Suite 102, Charlottesville, Virginia 22903; (4) Respondent has clients with pending cases before multiple courts; (5) Respondent maintains one or more trust accounts that contain funds that belong to clients; (6) no one other than Respondent has signatory authority on the trust account(s); (7) the VSB avers that no one has been identified who can properly protect the interests of the clients of Respondent’s law practice; and (8) a receiver needs to be appointed to protect the interests of the clients of Respondent’s law practice.

Accordingly, it is hereby **ORDERED** that Elliott P. Park, a discreet and competent attorney licensed to practice law in the Commonwealth of Virginia, is appointed as receiver

(“Receiver”) of Respondent’s law practice. The Receiver shall receive all funds or property belonging to or subject to the control of Respondent’s law practice, such appointment to be effective immediately and to continue until further order of this Court. The Receiver, upon application to this Court, shall be entitled to recover any costs incurred and to receive a reasonable fee for services rendered, said costs and fees to be fixed by this Court and judgment entered therefore against Respondent. As set forth in Va. Code Ann. §54.1-3900.01(E), if there are not sufficient non-trust funds to pay the award, then the shortfall shall be paid by the VSB, to the extent the VSB has funds available. The VSB shall have a claim against Respondent and/or Respondent’s estate for the amount paid. It is further

ORDERED that within 30 days of entry of this Order, the Receiver shall inform the Court whether he has taken control of assets greater than \$20,000, and if so, the Receiver shall obtain a surety bond in an amount equal to the assets under the Receiver’s control. It is further

ORDERED that the Receiver is authorized to enter and take possession of the offices, premises, or storage facilities of Respondent wherein the files, equipment and other property of Respondent’s law practice may be stored or maintained for purposes of carrying out the duties herein and pursuant to Va. Code Ann. §54.1-3900.01(C). Any agent, guardian, or other representative of Respondent is hereby directed to permit Receiver access to said premises and to any facility or accounts under his control or direction, including trust and operating bank accounts, wherein the client files and property of Respondent’s law practice may be or hereafter may be located or relocated and is further directed to turn over to the Receiver all files and property belonging to any clients of Respondent’s law practice. It is further

ORDERED that Receiver shall take the following actions:

- a. Inspect and copy, as necessary, all client records, papers, files, computer entries or

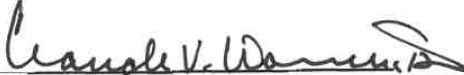
any other data of Respondent's law practice wherever located for the purposes of carrying out the duties ordered herein;

- b. Prepare and file with the VSB an inventory of all case files for Respondent's law practice;
- c. Notify all clients of Respondent's law practice of Receiver's appointment and take whatever action is indicated to protect the clients' interests;
- d. Identify and take control of all bank accounts, including but not limited to trust and operating accounts over which Respondent had signatory authority in connection with the law practice;
- e. Prepare an accounting of receipts and disbursements and account balances of all funds under Receiver's control for the law practice; and
- f. Take other necessary and proper actions pursuant to Va. Code Ann. § 54.1-3900.01 to protect the interests of the clients of Respondent's law practice. It is further

ORDERED that the Receiver shall file a written preliminary report of his findings and actions within 90 days of entry of this Order and appear at the Circuit Court for the City of Charlottesville as the Court may direct. It is further

ORDERED that the Clerk of the Court shall send an electronic copy of this Order to Tenley Carroll Seli, Assistant Bar Counsel, Virginia State Bar, at tseli@vsb.org; to Elliott P. Park at epp@parklawchambers.com; to Tanya Cornwell at atanya1111@gmail.com; and to Steven Scott Biss by email at stevenbiss@earthlink.net and by mail at 300 W. Main Street, Suite 102, Charlottesville, Virginia 23903.

ENTERED this 20th day of September, 2023.


Judge

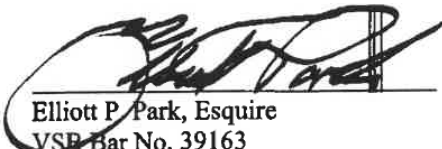
I ASK FOR THIS:

VIRGINIA STATE BAR

Tenley Carroll Seli

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SEEN AND AGREED:


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