

BEFORE THE INVESTIGATIVE PANEL OF THE
LAWYER DISCIPLINARY BOARD
STATE OF WEST VIRGINIA

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IN RE: SCOTT A. CURNUTTE,
A licensed member of the
West Virginia State Bar,

Bar No. 5780
I.D. No. 22-02-028
22-01-133
22-03-226
23-02-082

ANSWER

1. Respondent admits paragraph 1 of the *Statement of Charges*.
2. Respondent admits paragraph 2 of the *Statement of Charges*.
3. Respondent admits paragraph 3 of the *Statement of Charges*.
4. Respondent admits paragraph 4 of the *Statement of Charges*.
5. Respondent admits Mr. McFarlan made the claims alleged in paragraphs 5 to 9 of the *Statement of Charges*, but denies Mr. McFarlan's recollection is correct.
6. Respondent admits paragraphs 10 to 16 of the *Statement of Charges*.
7. Respondent admits paragraph 17 of the *Statement of Charges*.
8. Respondent admits paragraph 18 of the *Statement of Charges*.
9. Respondent admits paragraph 19 of the *Statement of Charges*.
10. Respondent admits paragraph 20 of the *Statement of Charges*.
11. Respondent admits paragraph 21 of the *Statement of Charges*.
12. Respondent admits paragraph 22 of the *Statement of Charges*.
13. Respondent admits paragraph 23 of the *Statement of Charges*.
14. Respondent admits paragraph 24 of the *Statement of Charges*.
15. Respondent admits paragraph 25 of the *Statement of Charges*.
16. Respondent admits paragraph 26 of the *Statement of Charges*.

17. Respondent admits paragraph 27 of the *Statement of Charges*.
18. Respondent admits paragraph 28 of the *Statement of Charges*.
19. Respondent admits paragraph 29 of the *Statement of Charges*.
20. Respondent denies paragraph 30 of the *Statement of Charges*.
21. Respondent denies paragraph 31 of the *Statement of Charges*.
22. Respondent denies paragraph 32 of the *Statement of Charges*.
23. Respondent denies paragraph 33 of the *Statement of Charges*.
24. Respondent admits paragraph 34 of the *Statement of Charges*.
25. Respondent admits Ms. Channel made the claims alleged in paragraphs 34 to 38 of the *Statement of Charges*, but denies her recollection is correct.
26. Respondent admits paragraph 39 of the *Statement of Charges*.
27. Respondent admits paragraph 40 of the *Statement of Charges*.
28. Respondent admits paragraph 41 of the *Statement of Charges*.
29. Respondent admits paragraphs 42 to 49 of the *Statement of Charges*.
30. Respondent admits paragraph 50 of the *Statement of Charges*.
31. Respondent admits paragraph 51 of the *Statement of Charges*.
32. Respondent admits paragraph 52 of the *Statement of Charges*.
33. Respondent admits paragraph 53 of the *Statement of Charges*.
34. Respondent admits paragraph 54 of the *Statement of Charges*.
35. Respondent admits paragraph 55 of the *Statement of Charges*.
36. Respondent admits paragraph 56 of the *Statement of Charges*.
37. Respondent admits paragraph 57 of the *Statement of Charges*.
38. Respondent admits paragraph 58 of the *Statement of Charges*.
39. Respondent denies paragraph 59 of the *Statement of Charges*.

40. Respondent denies paragraph 60 of the *Statement of Charges*.
41. Respondent admits Mr. Orrillio [please note the correct spelling of his last name] made the claims alleged in paragraphs 61 to 63 of the *Statement of Charges*, but denies the accuracy of Mr. Orrillio's claims.
42. Respondent admits paragraph 64 of the *Statement of Charges*.
43. Respondent admits paragraph 65 of the *Statement of Charges*.
44. Respondent admits paragraph 66 of the *Statement of Charges*.
45. Respondent admits paragraph 67 of the *Statement of Charges*.
46. Respondent admits paragraph 68 of the *Statement of Charges*.
47. Respondent admits paragraph 69 of the *Statement of Charges*.
48. Respondent admits paragraph 70 of the *Statement of Charges*.
49. Respondent admits paragraph 71 of the *Statement of Charges*.
50. Respondent admits paragraph 72 to 75 of the *Statement of Charges*.
51. Respondent denies paragraph 76 of the *Statement of Charges*.
52. Respondent admits paragraph 77 of the *Statement of Charges*.
53. Respondent admits paragraph 78 of the *Statement of Charges*.
54. Respondent admits Mr. Kramer made the claims alleged in paragraphs 79 to 82 of the *Statement of Charges*, but denies the accuracy of Mr. Kramer's claims.
55. Respondent admits paragraph 83 of the *Statement of Charges*.
56. Respondent admits paragraph 84 of the *Statement of Charges*.
57. Respondent admits paragraph 85 of the *Statement of Charges*.
58. Respondent admits paragraph 86 of the *Statement of Charges*.
59. Respondent admits paragraph 87 of the *Statement of Charges*.
60. Respondent admits paragraph 88 of the *Statement of Charges*.

61. Respondent admits paragraph 89 of the *Statement of Charges*.
62. Respondent admits paragraph 90 of the *Statement of Charges*.
63. Respondent admits paragraph 91 of the *Statement of Charges*.
64. Respondent denies paragraph 92 of the *Statement of Charges*.
65. Respondent denies paragraph 93 of the *Statement of Charges*.
66. Respondent denies paragraph 94 of the *Statement of Charges*.
67. Respondent denies acting as an attorney in any way in connection with Mr. Kramer's mediation.
68. Respondent denies jurisdiction of this tribunal in connection with Mr. Kramer's claims.
69. Respondent admits the prior sanction alleged in paragraph 95 of the *Statement of Charges* but denies the balance of that paragraph.

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CERTIFICATE OF SERVICE OF SCOTT CURNUTTE'S ANSWER

I certify I filed the foregoing *Answer* using FileExpress which will send electronic copies to Parties of record.

Dated at Elkins, West Virginia, 26 January 2024.



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