

New Case Request 1179

Filer Mark gansert
Status Draft

Last Modified 04/06/2025 03:23 PM

Case Type 1.Grievance Complaint
Initiating Action Online Filing

Parties

Party 1

Party Type Registered Filer (Must be the Complainant)
Last Name gansert
First Name Mark
Middle Name patrick
SSN # 361-52-3946

Contact Information

Address Type Home Address
Address 8611 Waters Edge Dr
714
City San Antonio
State Texas
Zip 78245
Phone Type Cell
Phone (210) 396-8797
Email pointlessemail2024@gmail.com

Party 2

Party Type Complainant
Last Name gansert
First Name Mark
Middle Name patrick

Contact Information

Address Type Home Address
Address 8611 Waters Edge Dr
714
City San Antonio
State Texas
Zip 78245
Phone Type Cell
Phone (210) 396-8797
Email pointlessemail2024@gmail.com

Additional Fields

Have you contacted CAAP? (CAAP Referral)

No

Who is your employer?

Disabled

What is your employer's address?

n/a

What is the name of a person who can always reach you in the event that the Office of Chief Disciplinary Counsel Needs to locate you? *Please note that confidentiality is not waived and this individual does not have the authority to contact the Office of Chief Disciplinary Counsel in order to obtain information about this grievance.

I have no other contacts

What is this person's phone number?

n/a

What is this person's address?

n/a

Do you understand and write in the English language?

Yes

If no, what is your primary language?

No English is my primary language PLEASE FIX YOUR FORM

Who helped you prepare this form?

noone

Will they be available to translate future correspondence during this process?

Yes

Are you a Judge?

No

If you are a Judge what is your Court, County, City and State?

n/a

Are you an attorney?

No

If yes, are you currently in litigation with the attorney named in this grievance?

No

Please list the Full Name of the attorney you're filing against.

Mr. Daniel P. 'Dan' McCarthy

What is the address, city, state and zip code of the attorney you're filing against?

17339 Redland Rd Ste 100 San Antonio, TX 17339 2105727888

Please list the home phone number of the attorney you're filing against?

121

Please list the work phone number of the attorney you're filing against?

17

Please list the alternate phone number of the attorney you're filing against?

210

Please provide the bar card number of the attorney you're filing against.

13367100

Have you or a member of your family filed a grievance about this attorney previously?

No

If yes, what was its approximate date and outcome of the grievance?

n/a

Have you or a member of your family ever filed an appeal with the Board of Disciplinary Appeals about this attorney?

No

If yes, what was its approximate date and outcome of the appeal?

n/a

Please Select one of the following

This attorney was hired to represent someone else

If this attorney represents someone else please select from one of the options below:

I have an interest in, or connection with the attorney or the legal matter or the facts alleged in the grievance

Please provide additional facts if you have an interest in, or connection with, the attorney or the legal matter or the facts alleged in the grievance.

Filing complnt vs Dan McCarthy, TX atty (#13367100), for poss civil/crim liab from acts of his agnt Dennis Parker & rep of Wilhoit Props mgmt in illegal evict try. I'm HUD HCV tenant. On 4/6/25, Parker, McCarthy's emp (ex-cop, failed PI), threw 30-day pay/quit notice at me, said "faggot" to provoke fight. Rent's paid via HCV, notice is BS. Emailed McCarthy my HUD/EPA/BBB/TX AG complnts post-incident. His liab: 1) Parker's acts (TX Penal 12.47 hate crime, TX Civ Prac vicar liab) under his watch (Rule 5.03 fail); 2) Wilhoit's illegal Conservevice billing (CPS only in SA) & retaliatory evict (TX Prop 92.331). Issues since 7/27/24: fence, graffiti, trash, dog crap.

If you hired the attorney, tell us how you met the attorney. Specifically, please provide details about you came to know and hire this attorney

Wilhoit bought prop w/ Conservevice scam from old owners—\$60 fake bill, 4000% markup, no meter access. McCarthy must know, still pushes evict (Rules 1.02, 8.04 breach). Told him I'll add his name to HUD/EPA/BBB/TX AG filings—he's silent. Liab: civil (FHA), crim (accessory?). Req St Bar inv: 1) No control of Parker's discrim acts; 2) Rep of client in illegal billing/evict; 3) Ethics fail. Got evid of 4/6/25, emails, Conservevice fraud, prop cond—will send if asked. Pls update me on status, next steps. THX

What was the date the attorney was hired or appointed?
04/04/2025

What was the attorney hired or appointed to do?
Represent Wilhoit Properties in an eviction proceeding

What was the fee arrangement with the attorney?
dont know

How much did you pay the attorney? If you signed a contract and have a copy, please attach. If you have copies of checks and/or receipts, please attach. Do not send originals.
wasnt me

Are you currently represented by an attorney?
No

If yes, please provide the name, bar card number, address, phone number, contact information and any other additional information on the attorney
n/a

Do you claim the attorney has an impairment, such as depression or a substance use disorder?
No

If yes, please provide specifics (your personal observations of the attorney such as slurred speech, odor of alcohol, ingestion of alcohol or drugs in your presence etc., including the date you observed this, the time of day, and location.)
n/a

Did the attorney ever make any statements or admissions to you or in your presence that would indicate that the attorney may be experiencing an impairment, such as depression or a substance use disorder? If so, please provide details
No however his agent during the service of notice committed a hate crime against me, calling me faggot and trying to bait me into violence.

Where did the activity you are complaining about occur?
Bexar, San Antonio

If your grievance is about a lawsuit what is the name of the court?
No filings as of yet.

If your grievance is about a lawsuit what is the title of the suit?
It is an flatly retaliatory eviction

If your grievance is about a lawsuit what is the case number and date suit was filed?
n/a

If you are not a party to this suit, what is your connection with it? Explain briefly.
i am a party

Explain in detail why you think this attorney has done something improper or has failed to do something which should have been done.
This was explained in detail above

How did you learn about the State Bar of Texas' Attorney Grievance Process?
Other

Any answer for the following four questions other than "Yes" will automatically result in an automatic rejection of your submission. Do you consent to these terms?
Yes

ANY ANSWER OTHER THAN "I agree" WILL RESULT IN THE AUTOMATIC REJECTION OF YOUR SUBMISSION:I hereby expressly waive any attorney-client privilege as to the attorney, the subject of this Grievance, and authorize such attorney to reveal any information in the professional relationship to the Office of Chief Disciplinary Counsel of the State Bar of Texas. I understand that it may be necessary to act promptly to preserve any legal rights I may have, and that commencement of a civil action may be required to preserve those rights.
I agree

ANY ANSWER OTHER THAN "I agree" WILL RESULT IN THE AUTOMATIC REJECTION OF YOUR SUBMISSION:I understand that the Office of Chief Disciplinary Counsel may exercise its discretion and refer this Grievance to the Client-Attorney Assistance Program (CAAP) of the State Bar of Texas for assistance in resolving a subject matter of this Grievance. In that regard, I hereby acknowledge my understanding that such discretionary referral does not constitute the commencement of a civil action and that the State Bar of Texas will not commence any civil action on my part. I acknowledge that it is my responsibility to seek and obtain any necessary legal advice with respect to this matter. I also understand that any information I provide to the State Bar of Texas may be used to assist me and will remain confidential for purposes of resolving the issue(s) described above.
I agree

ANY ANSWER OTHER THAN "I agree" WILL RESULT IN THE AUTOMATIC REJECTION OF YOUR SUBMISSION:I understand that the Office of Chief Disciplinary Counsel maintains as confidential the processing of Grievances.
I agree

ANY ANSWER THAN "I agree" WILL RESULT IN THE AUTOMATIC REJECTION OF YOUR SUBMISSION:I hereby swear and affirm that I am the person named in Section II, Question 1 of this form (the Complainant) and that the information provided in this Grievance is true and correct to the best of my knowledge.
I agree

Printed Signature
Mark Patrick Gansert

Documents

Document 1

Document Type	eFiling Initial Action
Page Count	7

Attachments

File Name	Page Count	Date Uploaded	
WILHOITBBB.pdf	3	04/06/2025 03:23 PM	Supplemental <input type="checkbox"/>
document.pdf	4	04/06/2025 03:23 PM	Supplemental <input checked="" type="checkbox"/>

Convenience Fee	\$.00
Total	\$.00
Paid	\$.00
Owed	\$.00

Filing Note

I am a disabled man living in a ersatz HUD housing project against the very core idea of the HCV program. This attorney needs to be aware he is now responsible for answering for the maintenance requests and that because of such any such forms of "silence" will also be held as retaliatory. My unanswered complaints stretch back to 7-27-24, 10 days after I moved in... They still have not repaired and behaved in a manner set forth in the lease. Instead they harass and retaliate. Mr. McCarthy's agent Mr. Parker proves this continuing abuse of lawful paying tenants of Wilhoit Properties. We are all impoverished, we are all seeking justice against this nightmare of a property owner. I am the only one who will stand against them. They are dead-to-rights, indefensible, and need to be reeled in.