

THE LAW SOCIETY OF BRITISH COLUMBIA

IN THE MATTER OF THE *LEGAL PROFESSION ACT*, SBC 1998, C. 9

AND

ZAO (AIDAN) HUANG

(a member of the Law Society of British Columbia)

RULE 3-7.1 CONSENT AGREEMENT SUMMARY

1. On September 28, 2021, the Chair of the Discipline Committee accepted a proposal submitted by Zao (Aidan) Huang (the “Lawyer”), pursuant to Rule 3-7.1 of the Law Society Rules.
2. Under the proposal, the Lawyer admitted that he committed the following misconduct:
 1. On August 20, 2020, the Lawyer was charged under the *Criminal Code of Canada* with the following offences:
 - (i) one count of assault of AA on or about May 21, 2020, under section 266;
 - (ii) one count of uttering a threat to AA on or about May 21, 2020, under section 264.1(1)(a);
 - (iii) one count of assault of BB with a weapon or an imitation weapon on or about June 10, 2020, under section 267(a); and
 - (iv) one count of assault of AA on or about June 10, 2020, under section 266.(Collectively, the “Criminal Charges”).
 2. On or about October 18, 2019, the Lawyer threatened AA with bodily harm.

3. On or about July 26, 2020, the Lawyer told AA about a recent notorious murder file in China, in order to intimidate her.
 4. On or about May 21, 2021, the Lawyer punched AA several times in the facial area, back of the head and kicked her in the leg.
 5. On or about June 10, 2020, the Lawyer struck BB with a weapon or imitation weapon.
 6. On or about June 10, 2020, the Lawyer kicked AA.
 7. The Lawyer further admitted that his conduct constitutes conduct unbecoming the profession, pursuant to s. 38(4) of the *Legal Profession Act*.
3. At all material times, the Lawyer was in a position of trust in relation to both AA (an adult) and BB (a minor).
 4. Under the proposal, the Lawyer agreed to be suspended from the practice of law for a period of three months, commencing on November 1, 2021.
 5. In making its decision, the Chair of the Discipline Committee considered an Agreed Statement of Facts and a letter to the Chair of the Discipline Committee.
 6. The Lawyer did not have a pre-existing Professional Conduct Record. This consent agreement will now form part of the Lawyer's Professional Conduct Record.
 7. Pursuant to Rule 3-7.1(5) of the Rules, and subject to Rule 3-7.2 of the Rules, the Law Society is bound by an effective consent agreement, and no further action may be taken on the complaint that gave rise to the agreement.
 8. The admitted facts were set out in the Agreed Statement of Facts. They have been anonymized and summarized below.

I. Summary of Facts

9. On August 14, 2018, the Lawyer was called to the bar and admitted as a member of the Law Society of British Columbia.
10. The Lawyer practices part time, primarily in criminal law, although he also does some family law and civil litigation work.
11. Since February 2020, the Lawyer has practised at Aidan Huang Law Corporation Limited.
12. On August 10, 2020, a four-count Information was laid against the Lawyer at the Provincial Court of British Columbia, setting out the Criminal Charges.
13. On January 28, 2021, all charges against the Lawyer were withdrawn.
14. The Lawyer was previously arrested for a prior incident in October 2019, for assault of and uttering threats to AA. The Crown did not ultimately approve charges in that matter.
15. The Law Society received redacted copies of the Report to Crown Counsel regarding both the 2020 Criminal Charges, and the prior incident and arrest in 2019.
16. Following the Criminal Charges, the Lawyer attended several sessions of counselling, including six relationship counselling sessions, eight hours of virtual counselling, 17 sessions of group counselling addressing specific patterns of violence and the associated impacts, and additional counselling sessions recommended by the Ministry of Children and Family Development.
17. The Lawyer explained that, through counselling, he has realized the impact of his mistakes, and has expressed his remorse to AA and to his family.
18. The Lawyer has made the admissions set out at paragraph 2 herein, and has admitted that this conduct constitutes conduct unbecoming the profession.