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**BEFORE THE BOARD OF COMMISSIONERS
ON GRIEVANCES AND DISCIPLINE OF
THE SUPREME COURT OF OHIO**

NOV 18 2014

BOARD OF COMMISSIONERS
ON GRIEVANCES & DISCIPLINE

In re:

Complaint against

**Gerald Wayne Salters, Esq.
659 Vedette Street
Reynoldsburg, OH 43068**

No. 14 - 090

Attorney Registration No. (0075470)

COMPLAINT AND CERTIFICATE

Respondent,

**(Rule V of the Supreme Court Rules for
the Government of the Bar of Ohio.)**

**Disciplinary Counsel
250 Civic Center Drive, Suite 325
Columbus, Ohio 43215-7411**

FILED

DEC 15 2014

Relator.

BOARD OF COMMISSIONERS
ON GRIEVANCES & DISCIPLINE

Now comes the relator and alleges that Gerald Wayne Salters, an Attorney at Law, duly admitted to the practice of law in the state of Ohio is guilty of the following misconduct:

1. Respondent, Gerald Wayne Salters, was admitted to the practice of law in the state of Ohio on November 18, 2002. Respondent is subject to the Rules of Professional Conduct and the Rules for the Government of the Bar of Ohio.
2. In December 2013, respondent was dating Brianne Hannah. Hannah was a bartender at Buffalo Wild Wings restaurant ("BWW") in Reynoldsburg, Ohio. Respondent was one of her regular customers.
3. On the morning of December 30, 2013, respondent discovered a text message from Hannah's ex-husband on her cell phone. The message caused respondent to believe Hannah was using drugs. Respondent ended their relationship.

4. At 11:30 a.m. on December 30, 2013, respondent dropped off his children at his parent's house and then visited Hannah at BWW. While there, he drank two Wild Bloody Marys.
5. Respondent left BWW at approximately 1:30 p.m. and returned at 3:00 p.m. Respondent drank six 23-ounce beers between approximately 3:00 p.m. and 6:30 p.m.
6. At approximately 6:30 p.m., respondent left BWW and went to Hannah's apartment. Hannah's ex-husband was there, and respondent became involved in a physical altercation with him. Police officers were dispatched to the area but no charges were filed.
7. The officers noticed that respondent was intoxicated. Respondent informed the police that he had been drinking beer and whisky. As a result, the officers would not allow respondent to drive, and they drove him to his parents' house.
8. Respondent returned to Hannah's apartment one hour later to retrieve his car. Respondent then picked up his two-year old daughter.
9. Respondent returned to Hannah's apartment, but when she did not answer the door, he went to BWW.
10. When respondent arrived at BWW, his daughter was asleep in the back seat of his vehicle. He left her there while he went inside BWW to drink alcohol.
11. Between approximately 10:30 p.m. and 11:30 p.m., respondent drank one 23-ounce beer. He informed the bartender that he could only stay for two beers because his daughter was sleeping in the car.
12. The bartender advised the manager that respondent's daughter was in respondent's vehicle. Employees then located his daughter, awake, in the back seat. The employees

advised respondent that she was awake, and respondent brought her into the bar while he finished his beer. BWW refused to serve respondent any more alcohol.

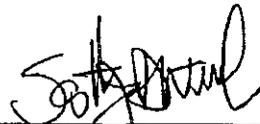
13. Around midnight, respondent again went to Hannah's apartment. His daughter remained in the vehicle. The vehicle was not running.
14. Respondent knocked, and when no one answered, he forcibly entered Hannah's apartment by kicking in the door.
15. Hannah's ex-husband confronted respondent, beat him, and forced respondent out of the apartment. Hannah called the police.
16. When the police responded, they found respondent bleeding on Hannah's front steps. When asked, Respondent informed them that his car was "far away." Respondent failed to advise the police that his daughter remained in his vehicle. An officer only discovered her when he heard the child crying while he was canvassing the area.
17. Hannah's ex-husband was injured during the two altercations and reported to police that he was diagnosed with a nasal fracture, right orbital fracture, cervical sprain, and lumbosacral strain.
18. On March 19, 2014, respondent was charged, through a Bill of Information in the Licking County Common Pleas Court, with Trespass in a Habitation, a fourth-degree felony, Operating a Motor Vehicle While Intoxicated, a first-degree misdemeanor, and Child Endangering, a first-degree misdemeanor.
19. On the same day, respondent pled guilty to all of the charges.
20. At sentencing, the court denied respondent's request for Intervention in Lieu of Conviction and placed respondent on Community Control for three years with a suspended 15-month prison sentence for the Trespass charge. Additionally, the court

suspended a five-month jail sentence and ordered respondent to serve 30 days in jail on the remaining two charges. Finally, the court ordered respondent to pay \$5,290 in restitution for the injuries and property damage and to pay \$2,500 in fines.

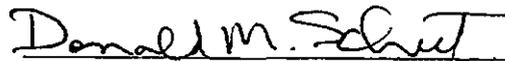
21. Respondent's conduct violates the Rules of Professional Conduct Rule 8.4(h) [a lawyer shall not engage in conduct that adversely reflects on the lawyer's fitness to practice law].

CONCLUSION

Wherefore, pursuant to Gov. Bar R. V, the Code of Professional Responsibility and Rules of Professional Conduct, relator alleges that respondent is chargeable with misconduct; therefore, relator requests that respondent be disciplined pursuant to Rule V of the Rules of the Government of the Bar of Ohio.



Scott J. Drexel (0091467)
Disciplinary Counsel

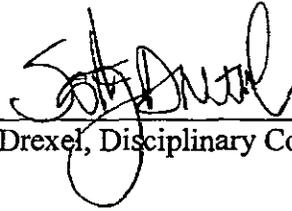


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CERTIFICATE

The undersigned, Scott J. Drexel, Disciplinary Counsel, of the Office of Disciplinary Counsel of the Supreme Court of Ohio hereby certifies that Donald M. Scheetz is duly authorized to represent relator in the premises and has accepted the responsibility of prosecuting the complaint to its conclusion. After investigation, relator believes reasonable cause exists to warrant a hearing on such complaint.

Dated: November 18, 2014



Scott J. Drexel, Disciplinary Counsel

Gov. Bar R. V, § 4(I) Requirements for Filing a Complaint.

(1) Definition. "Complaint" means a formal written allegation of misconduct or mental illness of a person designated as the respondent.

(7) Complaint Filed by Certified Grievance Committee. Six copies of all complaints shall be filed with the Secretary of the Board. Complaints filed by a Certified Grievance Committee shall be filed in the name of the committee as relator. The complaint shall not be accepted for filing unless signed by one or more attorneys admitted to the practice of law in Ohio, who shall be counsel for the relator. The complaint shall be accompanied by a written certification, signed by the president, secretary, or chair of the Certified Grievance Committee, that the counsel are authorized to represent the relator in the action and have accepted the responsibility of prosecuting the complaint to conclusion. The certification shall constitute the authorization of the counsel to represent the relator in the action as fully and completely as if designated and appointed by order of the Supreme Court with all the privileges and immunities of an officer of the Supreme Court. The complaint also may be signed by the grievant.

(8) Complaint Filed by Disciplinary Counsel. Six copies of all complaints shall be filed with the Secretary of the Board. Complaints filed by the Disciplinary Counsel shall be filed in the name of the Disciplinary Counsel as relator.

(9) Service. Upon the filing of a complaint with the Secretary of the Board, the relator shall forward a copy of the complaint to the Disciplinary Counsel, the Certified Grievance Committee of the Ohio State Bar Association, the local bar association, and any Certified Grievance Committee serving the county or counties in which the respondent resides and maintains an office and for the county from which the complaint arose.