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BEFORE THE BOARD OF PROFESSIONAL CONDUCT
OF THE SUPREME COURT OF OHIO

MAY 07 2015

WARREN COUNTY BAR ASSOCIATION :
c/o Lisa Cook, Secretary :
500 Justice Drive :
Lebanon, OH 45036 :

BOARD OF PROFESSIONAL CONDUCT

Original Action

Case No. 15 - 040 a a

Relator,

vs.

PARKER LEE CLIFTON
2734 Chancellor Dr, Suite #201
Crestview Hills, KY 41017

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

Respondent. :

JUN 12 2015

BOARD OF PROFESSIONAL CONDUCT

COMPLAINT AND CERTIFICATE

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CO-COUNSEL & BAR COUNSEL FOR RELATOR
WARREN COUNTY BAR ASSOCIATION

Now comes the Relator, Warren County Bar Association, by and through the undersigned Co-counsel and Bar Counsel, and hereby states the following allegations that an attorney at law, duly admitted to the practice of law in the State of Ohio, is guilty of the following misconduct:

PARTIES AND JURISDICTION

1) Relator, Warren County Bar Association ("Relator") is a Certified Local Grievance Committee in Warren County, Ohio, pursuant to Gov. Bar R., Rule 5.3 (C)(1), and is authorized in accordance with Gov. Bar R., Rule 5.3 (C)(2) to investigate allegations of misconduct of attorneys practicing within its geographic area, as well as initiate complaints as a result of such investigations under the provisions of Gov. Bar R., Rule 5.

2) Respondent, Parker L. Clifton ("Respondent") was admitted to the Ohio Bar in 2007, and was assigned Registration Number 0081815. His current registration status is 'active'.

STATEMENT OF FACTS

3. Respondent was an employee of Lavin Law Group on February 28, 2012, when he met with Franklin Henry, son of Frank Henry, for the purpose of discussing estate planning documents for Frank Henry. It is not clear if Frank Henry was present at the meeting, as Respondent is not in possession of a 'Client Intake Sheet' utilized by Lavin Law Group and which Respondent would have prepared at that initial meeting.

4. A second meeting occurred on March 14, 2012, at which both Frank Henry and Franklin Henry were present with Respondent. During this meeting Frank Henry told Respondent he wished to exclude his other son, Stephen Henry, and his daughter, Joanna Davis, as beneficiaries of his estate. By electronic mail dated March 16, 2012, Franklin Henry contacted Respondent to advise that Stephen Henry would be a contingent beneficiary and that Joanna Heagen, Frank Henry's sister, would be successor Trustee.

5. Respondent forwarded the "Trust Intake Sheet" to a paralegal at Lavin Law Group, to allow the paralegal to draft the appropriate documents. On that Trust Intake Sheet Respondent failed to list Joanna Davis as a child, which caused her name to be omitted from the documents that were prepared by the paralegal.

6. The documents were delivered to and executed by Frank Henry on April 2, 2012. Respondent did not review the documents with Frank Henry prior to their execution, or witness his execution of them.

7. Frank Henry passed away on February 1, 2013. Respondent was retained by Franklin Henry to handle the Probate estate. In completing the

required Form 1.0, wherein the closest living blood relatives are identified, Respondent realized the name of Joanna Davis should be included but that her name was missing from the will.

8. On August 12, 2013, Respondent added the name of Joanna Davis to the Last Will and Testament signed by Frank Henry, and then had Franklin Henry sign an Application to Probate (Form 2.0) the altered will. On the Application to Probate is the statement that "A document purporting to be decedent's last will and testament is attached and offered for probate..."

9. The Application to Probate and the altered will were presented to the Probate Court of Warren County, Ohio on August 15, 2013.

COUNT ONE

[Rules of Prof. Cond., Rule 3.3(a)(1)—Candor Toward the Tribunal]

10. Relator incorporates the allegations set forth in paragraphs 1 through 9 above as if fully restated herein.

11. The actions of Respondent in changing the Last Will and Testament of Frank Henry after it had been executed by the decedent constitute making a false statement of fact to a tribunal.

COUNT TWO

[Rules of Prof. Cond., Rule 3.3(a)(1)---Candor Toward the Tribunal]

12. Relator incorporates the allegations set forth in paragraphs 1 through 9 above as if fully restated herein.

13. The actions of Respondent in submitting to the Warren County, Ohio Probate Court a Form 2.0 he knew to contain a false statement constitute making a false statement of fact to a tribunal.

COUNT THREE

[Rules of Prof. Cond., Rule 8.4(c)---Misconduct]

14. Relator incorporates the allegations set forth in paragraphs 1 through 9 above as if fully restated herein.

15. The actions of Respondent in changing the Last Will and Testament after it had been executed constitute conduct involving dishonesty, fraud, deceit or misrepresentation.

COUNT FOUR

[Rules of Prof. Cond., Rule 8.4(c)---Misconduct]

16. Relator incorporates the allegations set forth in paragraphs 1 through 9 above as if fully restated herein.

17. The actions of Respondent in submitting a Form 2.0 containing a false statement constitute conduct involving dishonesty, fraud, deceit or misrepresentation.

COUNT FIVE

[Rules of Prof. Cond., Rule 8.4(d)---Misconduct

18. Relator incorporates the allegations set forth in paragraphs 1 through 9 above as if fully restated herein.

19. The actions of Respondent in changing the Last Will and Testament after it had been executed constitute conduct that is prejudicial to the administration of justice.

COUNT SIX

[Rules of Prof. Cond., Rule 8.4(d)---Misconduct

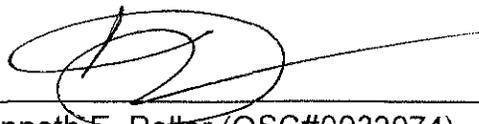
20. Relator incorporates the allegations set forth in paragraphs 1 through 9 above as if fully restated herein.

21. The actions of Respondent in submitting a Form 2.0 containing a false statement constitute conduct that is prejudicial to the administration of justice.

WHEREFORE, Relator alleges that Respondent is chargeable with misconduct as an attorney at law, which misconduct has brought disrepute to the legal profession and by reason thereof, Relator requests that the Respondent be disciplined pursuant to Gov. Bar R., Rule 5.

RESPECTFULLY SUBMITTED,

WARREN COUNTY BAR ASSOCIATION



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CERTIFICATE OF SERVICE

I hereby certify a copy of the foregoing was served on the following by ordinary U.S. mail on this 26 day of April, 2015.

OFFICE OF THE DISCIPLINARY COUNSEL
OF THE STATE OF OHIO
250 Civic Center Dr., Suite 325
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OHIO STATE BAR ASSOCIATION
CERTIFIED GRIEVANCE COMMITTEE
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Relator,

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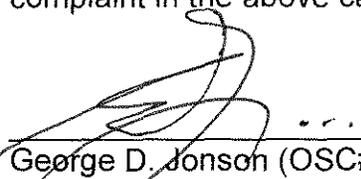
vs.

WAIVER OF
PROBABLE CAUSE

PARKER LEE CLIFTON
2734 Chancellor Dr, Suite #201
Crestview Hills, KY 41017

Respondent. :

Respondent, Parker Lee Clifton, hereby waives a determination of probable cause by a panel of the Board of Professional Conduct, of Relator's complaint in the above captioned matter.


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