

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

*In re:* :

**LORAIN COUNTY BAR ASSOCIATION:  
LEGAL ETHICS AND GRIEVANCE  
COMMITTEE** :  
c/o Lorain County Bar Association :  
The Lawyer's Loft :  
627 W. Broad Street :  
Elyria, Ohio 44035 :

CASE NO.

15 - 041  

**CERTIFIED COMPLAINT**

Relator, :

-v- :

**PATRICK C. MACKIN, ESQ.** :  
P.O. Box 77 :  
33467 Lake Road, Ste. 211 :  
Avon Lake, Ohio 44012 :  
Registration No. 0038677 :

Respondent. :

FILED

JUN 15 2015

BOARD OF PROFESSIONAL CONDUCT

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NOW COMES Relator, Lorain County Bar Association Legal Ethics and Grievance Committee, by and through the undersigned Bar Counsel, and alleges that Respondent, Patrick C. Mackin (Registration No. 0038677) Attorney at Law, duly admitted and in good-standing to practice law in the State of Ohio, is guilty of the misconduct more fully described below.

## INTRODUCTION

1. That Respondent, Patrick C. Mackin (“Respondent”), was admitted to the practice of law in the State of Ohio on November 16, 1987.
2. That Respondent is subject to the Code of Professional Responsibility; The Ohio Rules of Professional Conduct; and the Ohio Supreme Court Rules for the Government of the Bar.
3. That Respondent has no prior Discipline from the Supreme Court of Ohio.
4. That Respondent’s status as an attorney in the State of Ohio is currently “In Good Standing.”
5. That in late July, 2014 concerns over Respondent’s conduct in the handling of several cases in the Lorain County Court of Common Pleas, Probate Division, were raised by Judge James T. Walther.
6. That on July 31, 2014 LCBA, by and through its Certified Legal Ethics and Grievance Committee (“The Committee”), opened a formal investigation in relation to the concerns raised by Judge Walther and assigned the case to Attorney Margaret O’Byron (“Attorney O’Byron”), a member of The Committee.
7. That on September 19, 2014 Attorney O’Byron sent Respondent a letter advising Respondent of The Committee’s investigation into his handling of four specific cases in the Lorain County Court of Common Pleas and Ninth District Court of Appeals and requested that he respond within twenty (20) days.
8. That Respondent failed and refused to respond to Attorney O’Byron’s request.

9. That over the course of the next several months, The Committee worked diligently with Respondent and made significant efforts to assist Respondent resolve the issues surrounding his law practice.

10. That despite The Committee's efforts, Respondent was unable to conform his law practice to acceptable professional standards.

11. That as a result, on February 23, 2015 at a regularly scheduled meeting of The Committee, affirmative votes were recorded finding probable cause that Respondent committed multiple violations of the Ohio Rules of Professional Conduct and the Ohio Supreme Court Rules for the Government of the Bar.

12. That the matter was assigned to Attorney D. Chris Cook, undersigned, a member of The Committee and Bar Counsel to LCBA, for prosecution.

13. That on May 26, 2015 the Notice of Intent to File with copy of Complaint was served upon Respondent via E-Mail.

14. That pursuant to the Notice of Intent to File, The Committee's Local Rules, and Gov. Bar Rule V, Respondent was given the opportunity to appear at a regularly scheduled meeting of The Committee to address the Certified Complaint and allegations contained therein.

15. That as of the date of service of the Certified Complaint, it is unknown whether Respondent will attend the meeting of The Committee.

## FACTUAL ALLEGATIONS

16. Relator incorporates and realleges the allegations contained in paragraphs 1-15 above as if fully rewritten herein.

17. That as previously stated, The Committee opened a formal investigation into Respondent's conduct in relation to concerns raised by Judge Walther over Respondent's mishandling of several probate cases.

18. That Judge Walther became aware of Respondent's misconduct in his capacity as Judge of the Lorain County Court of Common Pleas, Probate Division.

19. That as a result, on September 19, 2014 Attorney O'Bryon sent Respondent a letter advising Respondent of The Committee's investigation and requested that he respond to numerous questions regarding the specific handling of four cases in the Lorain Court of Common Pleas and Ninth District Court of Appeals.

20. That on November 4, 2010 Respondent opened an estate in the Lorain County Court of Common Pleas, Probate Division ("Court") in the case of *In Re: Estate of Donald F. Bobek*, Case No. 2010 ES 01040 ("Bobek.")

21. That on May 11, 2011 the Court issued a Citation in the Bobek case for Respondent and the fiduciary's failure to file an inventory, account, Guardian's Report or other designated matter.

22. That the Court ordered Respondent and the fiduciary to appear and answer on June 9, 2011 or to file an acceptable inventory, account, Guardian's Report or other designated matter by said date.

23. That on June 9, 2011 Respondent filed an acceptable inventory with the Court and the Citation was dismissed.

24. That on September 22, 2011 the Court issued a second Citation in the Bobek case for Respondent and the fiduciary's failure to file an inventory, acceptable account, Guardian Report or other designated matter.

25. That the Court ordered the account to be filed on or before November 1, 2011.

26. That upon request of Respondent, the Court granted an additional thirty (30) days, or until December 1, 2011, for Respondent and the fiduciary to appear or file an account.

27. That on December 1, 2011, the matter came for hearing on the citation to the fiduciary to appear or otherwise file an account.

28. That the fiduciary failed to appear at the December 1, 2011 hearing or file an account.

29. That as a result, the Court, on its own motion, set the matter for a status conference on April 25, 2013 concerning the termination of estate administration.

30. That the Court issued notice of the hearing to both Respondent and the fiduciary via regular mail.

31. That neither the Respondent nor the fiduciary appeared at the April 25, 2013 status conference nor was an account opened.

32. That as of April 25, 2013, the estate had been opened for approximately two and one-half years and the accounting was seventeen (17) months past the date on which it was ordered to be filed.

33. That as a consequence, the Magistrate recommended the fiduciary be cited for contempt of court in addition to citing her to show cause why she should not be removed.

34. That on October 24, 2013 the Court, on its own motion, ordered the fiduciary to appear for a contempt and removal hearing on November 26, 2013 for failure to file an account as previously ordered by the Court.

35. That on June 6, 2014 the Court, on its own motion, set a status conference on removal for July 31, 2014 and ordered both Respondent and the fiduciary to personally appear for the hearing.

36. That upon information and belief, Respondent appeared at the July 31, 2014 status conference and requested that the executor sign a Certificate of Transfer that was neither completed nor correct.

37. That upon information and belief, a corrected Certificate of Transfer has not been filed and a waiver for said certificate has not been obtained.

38. That Respondent further attempted to close the Bobek estate without addressing a \$3,000.00 loan that was owed to the estate.

39. That in addition to the above, Respondent accepted a payment of \$4,500.00 as a fee prior to filing a final account on the estate.

40. That on September 29, 2012 Respondent opened an estate in the Lorain County Court of Common Pleas, Probate Division ("Court") in the case of *In Re: Estate of Rosalie A. Carr*, Case No. 2012 ES 00968 ("Carr.")

41. That on February 5, 2013 the Court issued a Citation in the Carr case for Respondent and the fiduciary's failure to file a Certificate of Service of Giving Notice of Admission of Will to Probate.

42. That the Court ordered the fiduciary and Respondent to appear and answer on March 14, 2013 or file a Certificate of Service by said date.

43. That on March 13, 2013 the Court continued the Citation set for March 14, 2013 for sixty (60) days until May 10, 2013.

44. That on May 8, 2013 Respondent filed the Certificate of Service with the Court and the Citation set for May 10, 2013 was subsequently dismissed.

45. That on June 14, 2013 the Court issued a second Citation in the Carr case for Respondent and the fiduciary's failure to file an Inventory which was required to be filed by statute on or before January 17, 2013.

46. That the Court ordered Respondent and the fiduciary to appear and answer on July 23, 2013 or file an acceptable Inventory by said date.

47. That on July 23, 2013 Respondent appeared at a Magistrate's pre-trial on behalf of the fiduciary and presented a facsimile copy of the Inventory.

48. That Respondent indicated to the Court that he would file the original Inventory once he received a signed inventory from the out-of-town fiduciary.

49. That as of August, 2013 Respondent failed to provide the Court with an original, signed Inventory.

50. That as result, the Court set the matter for a status conference on October 10, 2013 to follow-up on the filing of an original inventory.

51. That on October 10, 2013 Respondent failed to appear for the scheduled status conference concerning the failure to file an original inventory.

51. That despite Respondent's failure to appear at the status conference, both co-executors of the estate appeared for the hearing.

52. That both of the co-executors complained to the Court that they had been unable to contact Respondent and provided emails and text messages to support their contentions.

53. That co-executor, LuAnn King, had provided Respondent with a file which contained all of the documentation regarding tax information, Medicare, funeral expenses, OPERS and the estate checking account.

54. That the co-executors provided financial records to the Court detailing the assets and expenses of the estate.

55. That the Court determined that the co-executors made a good-faith effort to comply with their responsibilities as fiduciaries and utilized the Magistrate Report on Status Conference in lieu of an inventory and partial accounting in order to allow the fiduciaries to close out the estate.

56. That on May 13, 2014 the Magistrate Report was approved as the final account and the estate was closed without Respondent's involvement and/or presence.

57. That upon information and belief, estate taxes were not filed.

58. That in addition to the above, Respondent served as counsel of record for Defendants, Phillip E. Brand and Janet L. Brand ("Brands"), in a foreclosure suit filed on March 28, 2013 in the Lorain County Court of Common Pleas, *Onewest Bank v. Phillip E. Brand*, Case No. 13CV179816.

59. That on November 25, 2013 Respondent filed a Motion for Time to Move or Plead on behalf of the Brands.

60. That on November 27, 2013, the Court granted the Brands leave until December 20, 2013 to move or plead to the Complaint.

61. That Respondent failed to file an Answer on behalf of the Brands.

62. That as a result, on February 18, 2014 Plaintiff filed a Motion for Default Judgment against the Brands.

63. That on March 7, 2014 the Court issued a Judgment for Foreclosure and ordered a sale of the Brands' property.

64. That on June 16, 2014 the Brands' property was sold at a Sherriff's sale in the amount \$91,000.00.

65. That in addition to the above, Respondent represented Plaintiff, James Banjoff ("Banjoff"), in a civil suit filed on June 28, 2011 in the Lorain County Court of Common Pleas, *James Banjoff v. Christine Fulton*, Case No. 11CV172635.

66. That on May 11, 2012 the Court granted Defendant's Motion for Summary Judgment finding that, as a matter of law, the Lorain County Probate Court had exclusive jurisdiction over the subject matter in the case.

67. That on June 6, 2012 Respondent filed an appeal to the Ninth District Court of Appeals in *James Banjoff v. Christine Fulton*, 12CA010241.

68. That on May 29, 2013 the Ninth Court of Appeals dismissed the appeal, finding that the appeal was from a decision that was not a final, appealable order.

69. That the case then proceeded in the trial court on Defendant's counterclaim until January 14, 2014 when said counterclaim was dismissed by Defendant without prejudice.

70. That on February 13, 2014 Respondent filed a second appeal to the Ninth District Court of Appeals in *James Banjoff v. Christine Fulton*, 14CA010545.

71. That Respondent was granted an extension of time until April 28, 2014 to file Appellant, Banjoff's brief.

72. That Respondent failed to file a brief on behalf of Banjoff.

73. That on May 30, 2014 as a consequence of Respondent's failure to file a brief on behalf of Banjoff, the appeal was dismissed

74. That in addition to all of the above, since October 30, 2014 Respondent has failed to appear for five (5) consecutive hearings in the Lorain County Court of Common Pleas Probate Court.

75. That the case of *In Re: Guardianship of Cynthia Schuler*, Case No. 1987GD14217 is pending on the docket of the Lorain County Probate Court.

76. That since October, 2010, Respondent has claimed to be the attorney for the fiduciaries, Lawrence R. Schuler and Sandra A. Schuler.

77. That the Guardians Report and Statement of Expert Evaluation were due to be filed by the fiduciaries in October, 2012.

78. That a Citation hearing was set for October 31, 2013 for failure to file the aforementioned Guardians Report and Statement of Expert Evaluation.

79. That on or about November 1, 2013 Respondent requested a continuance of said hearing, which the Court granted until December 19, 2013.

80. That neither the Respondent nor the fiduciaries appeared for the December 19, 2013 hearing.

81. That as a result, the Court scheduled a removal hearing for September 25, 2014.

82. That on or about September 23, 2014 Respondent caused an "Application for Continuance" to be faxed to the Court which was signed by the fiduciaries but not by Respondent himself.

83. That the Court granted the continuance until November 3, 2014 at 10:00 a.m. yet indicated that there would be "No further continuances."

84. That on November 3, 2014 neither Respondent nor the fiduciaries appeared for the removal hearing.

85. That as of November 5, 2014, Respondent had not filed the required Report and Evaluation.

86. That the case of *In Re: Estate of Catherine M. Zaworski*, Case No. 2010ES00384 is pending on the docket of the Lorain County Probate Court.

87. That Respondent is the attorney for the Estate and the fiduciary for the Estate is John Zaworski.

88. That on April 5, 2011 a Citation on Account was issued to Respondent and Zaworski to appear on May 12, 2011.

89. That on May 11, 2011 Respondent faxed an "Application for Extension for Time for Filing" to the Court requesting additional time to file the Account.

90. That the Court granted Respondent and Zaworski until June 9, 2011 to either file the Account or appear.

91. That on June 9, 2011 neither Respondent nor the fiduciary appeared for the hearing and the Account was not filed.

92. That on July 21, 2011 the Court set the matter for a hearing on September 1, 2011 for purposes of removing the fiduciary.

93. That on September 1, 2011 the Court gave the fiduciary until October 3, 2011 to file the Account otherwise he was to be removed.

94. That the Account was not filed.

95. That on May 9, 2012 the Court set a hearing for May 31, 2012 and indicated that a successor fiduciary would be appointed.

96. That on May 31, 2012 Respondent appeared and represented that the Account had been prepared and sent to the fiduciary, John Zaworski.

97. That the Court reset the matter for hearing on July 26, 2012 at which time both Respondent and Zaworski failed to appear.

98. That on July 28, 2014 the Court set the matter for the removal of John Zaworski as fiduciary on September 25, 2014.

99. That the Court subsequently received a faxed "Application for Continuance" requesting an additional thirty (30) days to file the Account.

100. That the Court granted the Application until November 3, 2014 and further indicated that there would be "No further continuances."

101. That on November 3, 2014 neither Respondent nor the fiduciary appeared for the removal hearing.

102. That as of November 5, 2014 Respondent had not filed the required accounting.

103. That the case of *In Re: Trust of Dominick A. Tardio*, Case No. 1993TR00001 is pending on the docket of the Lorain County Probate Court.
104. That Respondent is the attorney for the Trustee and the Trustee is Patricia C. Haehn.
105. That on August 5, 2014 a Citation on Account was issued to Respondent and the trustee for a hearing on October 2, 2014.
106. That on October 1, 2014 at 5:07 p.m. Respondent faxed an “Application for Continuance” to the Court indicating his desire to have the hearing reset to October 30, 2014.
107. That the Court granted the continuance to October 30, 2014 at 10:00 a.m.
108. That on October 30, 2014 neither Respondent nor the trustee appeared for the Removal hearing.
109. That as of November 5, 2014, the Court has not received the required accounting.
110. That the case of *In Re: Estate of Alice Klima*, Case No. 2011ES01215 is pending on the docket of the Lorain County Probate Court.
111. That Respondent is the attorney for the Estate and the fiduciary for the Estate is Diane M. Tarone.
112. That on September 13, 2013 the Court caused a notice to be sent to Respondent indicating that the Certificate of Termination was overdue to be filed.
113. That on December 23, 2013 the Court issued a Citation to Respondent and the fiduciary for failure to file the Certificate of Termination and set a hearing on same for January 28, 2014.

114. That on January 28, 2014 neither Respondent nor the fiduciary appeared for the Citation hearing.

115. That on June 18, 2014 the Court issued a second Citation to Respondent and the fiduciary for failure to file the Certificate of Termination and set the matter for hearing on August 7, 2014.

116. That on August 7, 2014 neither Respondent nor the fiduciary appeared for the Citation hearing.

117. That on September 4, 2014 the Court set the matter for a Removal hearing on October 30, 2014 at 10:00 a.m.

118. That on October 29, 2014, after the Court closed at 4:00 p.m., Respondent faxed an "Application for Continuance" to the Court at 4:43 p.m. for the hearing scheduled for the following morning.

119. That on October 30, 2014 neither Respondent nor the fiduciary appeared for the Removal hearing.

120. That on the morning of October 30, 2014 Respondent called the Court and indicated that he heard that the Application for Continuance was denied and that neither he nor his client would be appearing.

121. That as of November 5, 2014, the Court had not received the required accounting.

122. That the case of *In Re: Estate of Dorothy Dietz*, Case No. 2011ES00461 is pending on the docket of the Lorain County Probate Court.

123. That Respondent is the attorney for the fiduciary and the fiduciary for the Estate is Robert J. Dietz.

124. That on January 20, 2012 a Citation on Account was issued to Respondent and Dietz to appear on February 28, 2012.

125. That the Magistrate issued an entry indicating that neither Respondent nor the fiduciary appeared for the hearing and that the Account was not filed.

126. That a status conference was reset to April 24, 2012 at which time Respondent appeared and indicated to the Court that the Final Account would be filed within sixty (60) days.

127. That on August 14, 2012 a Removal hearing was scheduled for September 20, 2012.

128. That on September 20, 2012 the Court received the First Partial Account and dismissed the Citation.

129. That on September 16, 2014 a Citation on Account was issued to Respondent and Dietz to appear on November 6, 2014.

130. That on November 3, 2014 the Court received the Second Partial Account from the fiduciary which was identical to the First Partial Account.

131. That the fiduciary has been in telephone contact with the Court and has indicated that he personally prepared the Second Partial Account because he has been unable to speak with Respondent.

132. That as a result of all of the above, the Court has filed entries, pursuant to Sup.R.78(D), to prevent Respondent from filing any new cases in its Court.

**COUNT ONE**  
(ORPC 1.3 – *DILIGENCE*)

133. Relator incorporates and realleges the allegations contained in paragraphs 1-132 above as if fully rewritten herein.

134. That all as outlined above, Respondent failed to diligently represent his clients in numerous court proceedings pending in the Lorain County Court of Common Pleas and the Ninth District Court of Appeals.

135. That as outlined above, Respondent failed to diligently maintain and manage his legal practice and/or client matters by failing to file required documents and/or pleadings and failing to appear at a number of required hearings all to the detriment of his clients.

136. That as a direct and proximate result of Respondent's failure to act diligently, multiple clients were harmed by either the improper handling of their probate matters, the foreclosure of their property, or the dismissal their claims.

137. That Respondent's failure to represent his clients with reasonable diligence constitutes a violation of ORPC 1.3.

**COUNT TWO**  
(ORPC 1.4(a)(1-4) – *COMMUNICATION: INFORMED IN GENERAL*)

138. Relator incorporates and realleges the allegations contained in paragraphs 1-137 above as if fully rewritten herein.

139. That Respondent failed to properly and adequately communicate with his clients as a result of the following:

- A. Failing to reasonably consult with his clients about the status of their cases;

- B. Failing to return emails, make telephone calls, or schedule appointments;
- C. Failing to communicate with his clients regarding the filing of accounts, inventories and/or other designated matters;
- D. Failing to advise or discuss with his clients the failure to appear for hearings and/or file required documents and/or pleadings with the Court and the ramifications thereto.

140. That Respondent's failure to properly and adequately communicate with his clients constitutes a violation of ORPC 1.4(a)(1-4).

**COUNT THREE**

(ORPC 1.5(a) – *FEES AND EXPENSES: EXCESSIVE FEE*)

141. Relator incorporates and realleges the allegations contained in paragraphs 1-140 above as if fully rewritten herein.

142. That Respondent charged an excessive fee by:

- A. Charging a \$4,500.00 up-front fee for the handling of the Bobek Estate without first obtaining Court approval of the fee.
- B. Accepting payment of a \$4,500.00 fee for the handling of the Bobek Estate before filing a final account on the estate.

143. That by charging an excessive fee on the Bobek Estate, Respondent has violated ORPC 1.5(a).

**COUNT FOUR**

(ORPC 1.15 – *SAFEKEEPING FUNDS AND PROPERTY*)

144. Relator incorporates and realleges the allegations contained in paragraphs 1-143 above as if fully rewritten herein.

145. Respondent accepted \$4,500.00 in up-front fees for the handling of the Bobek Estate and failed to safeguard his funds as follows:

- A. He failed to keep Smith's funds separate from his own.
- B. He failed to deposit unearned fees into his trust account.

146. That Respondent's failure to safeguard his client's funds constitutes violations of ORPC 1.15(a) and 1.15(c).

**COUNT FIVE**  
(ORPC 1.4(c) – *COMMUNICATION: INSURANCE*)

146. Relator incorporates and realleges the allegations contained in paragraphs 1-146 above as if fully rewritten herein.

147. That at all times relevant hereto, Respondent was required by the Ohio Rules of Professional Conduct to either maintain professional liability insurance or to inform his clients in writing that he did not.

148. That during the entire course of Respondent's representation of the multiple clients at issue, upon information and belief, Respondent failed to either maintain professional liability insurance or inform his clients in writing that he did not.

149. That Respondent's failure to either maintain professional liability insurance or inform his clients in writing that he did not constitutes a violation of ORPC 1.4(c.)

**COUNT SIX**  
(ORPC 8.4(d) – *MISCONDUCT: CONDUCT PREJUDICIAL TO THE ADMINISTRATION OF JUSTICE*)

150. Relator incorporates and realleges the allegations contained in paragraphs 1-149 above as if fully rewritten herein.

151. That all as alleged above, the Lorain County Probate Court was harmed by Respondent's pattern of conduct in its Court.

152. That Respondent repeatedly failed to timely file inventories, accounts and other designated matters thereby causing the Court to issue multiple Citations and schedule numerous untold hearings that did not go forward.

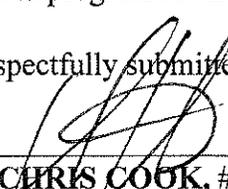
153. That Respondent further requested multiple continuances from the Court for hearings for which he then repeatedly failed to appear thereby causing a waste of the Court's valuable time, energy and resources.

154. That Respondent's pattern of neglect constitutes conduct prejudicial to the administration of justice and is a violation of ORPC 8.4(d.)

**WHEREFORE**, pursuant to Gov. Bar R V, Relator alleges that Respondent, Attorney Patrick C. Mackin, has violated the Ohio Rules of Professional Conduct and the Ohio Rules for the Government of the Bar.

As such, Relator respectfully requests that the Board proceed accordingly; certify this matter for prosecution; and allow this matter to progress forthwith.

Respectfully submitted,



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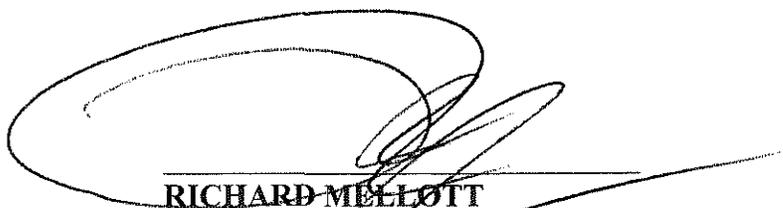
**D. CHRIS COOK**, #0061073  
Attorney for Relator & Bar Counsel  
Lorain County Bar Association  
Legal Ethics and Grievance Committee  
The Commons  
520 Broadway, Third Floor  
Lorain, OH 44052  
PH: (440) 246-2665  
FX: (440) 246-2670  
email: [cooklaw@centurytel.net](mailto:cooklaw@centurytel.net)

**CHAIRMAN'S AUTHORIZATION**

The undersigned, Richard Mellott, Chairman of the Lorain County Bar Association Legal Ethics and Grievance Committee, hereby certifies that Attorney D. Chris Cook, Bar Counsel, is duly authorized to represent Relator in the premises and has accepted the responsibility of prosecuting this Complaint to its conclusion.

After investigation, Relator believes reasonable cause exists to warrant a hearing on such complaint *in re*: PATRICK C. MACKIN.

Dated: May 27<sup>th</sup>, 2015.



**RICHARD MELLOTT**  
Chairman, LCBA Legal Ethics  
and Grievance Committee

**PROOF OF SERVICE**

The undersigned represents that a copy of the foregoing Complaint was served upon the following via Hand-Delivery and/or Fed-Ex this 27<sup>th</sup> day of May, 2015:

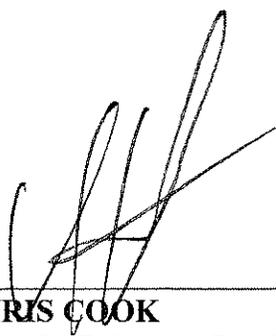
Richard Dove, Esq.  
Director of the Board of Professional Conduct  
65 S. Front Street, 5<sup>th</sup> Floor  
Columbus, OH 43215-3431

Scott Drexel, Esq.  
Supreme Court of Ohio  
Office of Disciplinary Counsel  
250 Civic Center Drive, #325  
Columbus, OH 43215-7411

Eugene P. Whetzel, Esq.  
Ohio State Bar Association  
Certified Grievance Committee  
1700 Lakeshore Drive  
Columbus, OH 43204

Jeannie Motylewski, Exec. Director  
Lorain County Bar Association  
627 Broad Street  
Elyria, Ohio 44035

Patrick C. Mackin, Esq.  
P.O. Box 77  
33467 Lake Road, Ste. 211  
Avon Lake, Ohio 44012



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**D. CHRIS COOK**  
Attorney for Relator & Bar Counsel  
Lorain County Bar Association  
Legal Ethics and Grievance Committee

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627 W. Broad Street :  
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P.O. Box 77 :  
33467 Lake Road, Ste. 211 :  
Avon Lake, Ohio 44012 :  
Registration No. 0038677 :

Respondent. :

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CASE NO.

15 - 041 

NOTICE OF WAIVER OF  
PROBABLE CAUSE REVIEW

NOW COMES Respondent, Patrick C. Mackin, Esq., *pro se*, and pursuant to Gov. Bar R. V §11(B), hereby expressly waives probable cause review of the Certified Complaint to be filed with the Board of Professional Conduct and consents to certification by The Board.

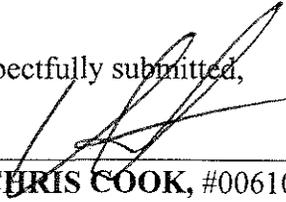
READ & APPROVED:



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**PATRICK C. MACKIN, ESQ.**  
Registration No. 0038677

Respectfully submitted,



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**D. CHRIS COOK, #0061073**  
Attorney for Relator & Bar Counsel  
Lorain County Bar Association  
Legal Ethics and Grievance Committee  
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# The Supreme Court of Ohio

## BOARD OF PROFESSIONAL CONDUCT

65 SOUTH FRONT STREET, 5<sup>TH</sup> FLOOR, COLUMBUS, OH 43215-3431

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PAUL M. DE MARCO

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VICE-CHAIR

RICHARD A. DOVE

DIRECTOR

D. ALLAN ASBURY

SENIOR COUNSEL

HEIDI WAGNER DORN

COUNSEL

TO: Relator, Respondent, and Counsel of Record

FROM: Richard A. Dove 

DATE: June 15, 2015

SUBJECT: Lorain County Bar Association v. Patrick Charles Mackin, Case No. 2015-041

On this date, a formal complaint in this matter was certified to the Board of Professional Conduct. Enclosed is the notice of certification of the complaint.

Enclosure