

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

April 10, 2003

MISCELLANEOUS ORDERS

The Supreme Court of Ohio has issued orders imposing sanctions upon forty-three attorneys and judges for noncompliance with the provisions of Gov. Bar R. X and Gov. Jud. R. IV. The text of the entry imposing the sanction is reproduced below. This is followed by a list of the attorneys and judges who were sanctioned. The list includes each attorney's or judge's Attorney Registration Number; the county and state of residence and the county and state of the attorney's or judge's employer, as last registered with the Attorney Registration Section; and the amount of the sanction fee imposed by the Supreme Court.

In re Report of the Commission
on Continuing Legal Education.

[Name of Attorney]
#[Attorney Registration No.],
Respondent.

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O R D E R

This matter originated in this Court on the filing of a report by the Commission on Continuing Legal Education (the "Commission") pursuant to Gov. Bar R. X, Sec. 6, Div. (A)(1)(b) and Div. (A)(2)(d). The Commission recommended the imposition of sanctions against certain attorneys and judges, including the above-named respondent, for failure to comply with the applicable continuing legal education provisions of Gov. Bar R. X and Gov. Jud. R. IV for the 2000-2001 reporting period.

The Commission's report recommended imposition of a sanction against the respondent in the total amount of \$[] for noncompliance in the 2000-2001 reporting period. Furthermore, the Commission's report recommended that the respondent be suspended from the practice of law pursuant to Gov. Bar R. X, Sec. 5, Div. (A)(4), for failure to pay a previous court ordered sanction for noncompliance in a previous reporting period in addition to noncompliance in the 2000-2001 reporting period. On November 6, 2002, this Court issued to the respondent an order to show cause why the Commission's recommendation should not be adopted and an order so entered against the respondent. Respondent filed no objections to the Commission's recommendation and this cause was considered by the Court. Upon consideration thereof,

IT IS ORDERED by the Court that the recommendation of the Commission is adopted and respondent, [Name of Attorney], is immediately suspended from the practice of law pursuant to Gov. Bar R. X, Sec. 6, Div. (B)(3), and Gov. Bar R. X, Sec. 5, Div. (A)(4), until respondent is reinstated by order of this Court pursuant to Gov. Bar R. X, Sec. 7.

IT IS FURTHER ORDERED that, within 30 days of the date of this order, respondent shall pay to the Commission on Continuing Legal Education, by certified check, bank check or money order, a sanction fee which is hereby imposed in the total amount of \$[].

IT IS FURTHER ORDERED that, payment of the sanction fee notwithstanding, respondent shall comply with the requirements imposed by Gov. Bar R. X for the 2000-2001 reporting period. See CLE Reg. 503.4.

IT IS FURTHER ORDERED that respondent immediately cease and desist from the practice of law in any form and is hereby forbidden to appear on behalf of another before any court, judge, commission, board, administrative agency or other public authority.

IT IS FURTHER ORDERED that respondent is hereby forbidden to counsel or advise or prepare legal documents for others or in any manner perform such services.

IT IS FURTHER ORDERED that respondent is hereby divested of each, any and all of the rights, privileges and prerogatives customarily accorded to a member in good standing of the legal profession of Ohio.

IT IS FURTHER ORDERED that respondent surrender forthwith respondent's certificate of admission to practice law and attorney registration card to the Clerk of this Court on or before 30 days from the date of this order, and that respondent's name be stricken from the roll of attorneys maintained by this Court.

IT IS FURTHER ORDERED that, pursuant to Gov. Bar R. X, Sec. 3 (G), respondent shall complete one credit hour of continuing legal education for each month, or portion of a month, of the suspension. As part of the total credit hours of continuing legal education required by Gov. Bar R. X, Sec. 3 (G), respondent shall complete one credit hour of instruction related to professional conduct required by Gov. Bar R. X, Sec. 3 (A) (1), for each six months, or portion of six months, of the suspension.

IT IS FURTHER ORDERED that respondent shall not be reinstated to the practice of law in Ohio until (1) respondent complies with the requirements for reinstatement set forth in Gov. Bar R. X, Sec. 7; (2) respondent complies with the Supreme Court Rules for the Government of the Bar of Ohio; (3) respondent complies with this and all other orders of the Court; and (4) this Court orders respondent reinstated.

IT IS FURTHER ORDERED that, within 30 days of the date of this order, respondent shall:

1. Notify all clients being represented in pending matters and any co-counsel of respondent's suspension and consequent disqualification to act as an attorney after the effective date of this order and, in the absence of co-counsel, also notify the clients to seek legal service elsewhere, calling attention to any urgency in seeking the substitution of another attorney in respondent's place;

2. Regardless of any fees or expenses due respondent, deliver to all clients being represented in pending matters any papers or other property pertaining to the client, or notify the clients or co-counsel, if any, of a suitable time and place where the papers or other property may be obtained, calling attention to any urgency for obtaining such papers or other property;

3. Refund any part of any fees or expenses paid in advance that are unearned or not paid, and account for any trust money or property in the possession or control of respondent;

4. Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties, of respondent's disqualification after the effective date of this order, and file a notice of disqualification of respondent with the court or agency before which the litigation is pending for inclusion in the respective file or files;

5. Send all notices required by this order by certified mail with a return address where communications may thereafter be directed to respondent;

6. File with the Clerk of this Court and the Disciplinary Counsel of the Supreme Court an affidavit showing compliance with this order, showing proof of service of notices required herein, and setting forth the address where the affiant may receive communications; and

7. Retain and maintain a record of the various steps taken by respondent pursuant to this order.

IT IS FURTHER ORDERED that respondent shall keep the Clerk of this Court and the Disciplinary Counsel advised of any change of address where respondent may receive communications.

IT IS FURTHER ORDERED, sua sponte, that all documents filed with this Court in this case shall meet the filing requirements set forth in the Rules of Practice of the Supreme Court of Ohio, including requirements as to form, number, and timeliness of filings.

IT IS FURTHER ORDERED by the Court that the Clerk shall send this order by certified mail to the respondent at the business address registered with the Attorney Registration Section under Gov. Bar R. VI; that, if this order is returned as undeliverable or unclaimed, the Clerk shall resend it by regular mail to the respondent at the residence address registered with the Attorney Registration Section; and that service of this order in accordance with the foregoing shall be deemed effective service.

IT IS FURTHER ORDERED that, pursuant to Gov. Bar R. X, Sec. 6, Div. (H), the Clerk of this Court send certified copies of this order to those persons or organizations named in Gov. Bar R. V, Sec. 8, Div. (D)(1), and that publication be made as required under Gov. Bar R. X, Sec. 6, Div. (H).

<u>Attorney Name</u>	<u>Registration #</u>	<u>Residence</u>		<u>Employer</u>		<u>Sanction Amount</u>
		<u>County</u>	<u>State</u>	<u>County</u>	<u>State</u>	
Mary Majella Biagioli	0018825		MO			\$750.00
Gerald Polster Goulder	0042914		NC			\$750.00
Kent Brian Cicerchi	0037350	Cuyahoga	OH			\$750.00
Walter Clarence Danison Jr.	0037875	Cuyahoga	OH			\$750.00
Theresa Helen Eady	0040776	Cuyahoga	OH			\$750.00
Dee Marie Driscole	0062964	Cuyahoga	OH			\$750.00
Richard John Ellis Jr.	0059060	Erie	OH			\$750.00
Keith Richard Forfia	0032386	Summit	OH			\$600.00
Judith Ann Berman	0040297		AZ		AZ	\$680.00
Robert Hitz Burton	0059681		MA		CT	\$750.00
David Rohrer Fuller	0026817		MD		DC	\$590.00
Francis Bayley	0019453		FL		FL	\$600.00
Matthew Robert Hartley	0068886		DC		GA	\$750.00
Barbara Foster Condit	0040256		IL		IL	\$750.00
Kristina Brigette Goodman	0067824		IL		IL	\$750.00
James Allen Gallagher Jr.	0041918		IN		IN	\$750.00
Richard Edward Holmes	0038752		MI		MI	\$750.00
Karen Ingles Swedan	0062038		MI		MI	\$750.00
Paul Michael Ledwidge	0064202		MI		MI	\$750.00
Robert Richard Hanneman, Jr.	0068712		NJ		NJ	\$750.00
David W. Fassett	0029221		NV		NV	\$750.00
James Burl DeWeese	0025575		VA		NY	\$600.00
Stephen Edward Atkins	0037190		PA		PA	\$100.00
Catherine Lynne Dawson	0067098		TX		TX	\$750.00
Joseph Jeffrey Church	0006961	Cuyahoga	OH	Cuyahoga	OH	\$650.00
Christopher Gerard Flowers	0018378	Cuyahoga	OH	Cuyahoga	OH	\$590.00
Margaret Ann Kennedy	0033153	Cuyahoga	OH	Cuyahoga	OH	\$55.00
John Robert Evers	0065724	Cuyahoga	OH	Cuyahoga	OH	\$750.00
Richard Arlen Cathey	0017854		VA	Erie	OH	\$750.00
Robert Owen Frye	0062991	Franklin	OH	Franklin	OH	\$250.00
John Walter Burton	0066181	Franklin	OH	Franklin	OH	\$750.00
Zelimira Juric Schulte	0067019	Franklin	OH	Franklin	OH	\$750.00
Vincent J. LoNigro	0070318	Franklin	OH	Franklin	OH	\$750.00
Roger Reed Chacksfield	0002925	Hamilton	OH	Hamilton	OH	\$270.00
Susan Wainscott Kamp	0037242	Hamilton	OH	Hamilton	OH	\$750.00
Matthew Paul Kammerer	0055438	Hamilton	OH	Hamilton	OH	\$490.00
James Darren Harris	0066049	Hamilton	OH	Hamilton	OH	\$750.00
Suzan Wendy Glueck	0064718	Cuyahoga	OH	Lake	OH	\$750.00
James William Knisley	0012529	Montgomery	OH	Montgomery	OH	\$750.00
Eric Eisenhower Line	0063187	Preble	OH	Preble	OH	\$750.00
Deborah Lynn Bobinets	0065166	Summit	OH	Summit	OH	\$750.00
Michael William Kirkendall	0014599	Van Wert	OH	Van Wert	OH	\$750.00
Hans Christopher Geho	0040636	Cuyahoga	OH	Wayne	OH	\$750.00

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The Commission's report recommended imposition of a sanction against the respondent in the total amount of \$[] for noncompliance in the 2000-2001 reporting period. Furthermore, the Commission's report recommended that the respondent be suspended from the practice of law pursuant to Gov. Bar R. X, Sec. 5, Div. (A)(4) for violation of Gov. Bar R. X for the third consecutive reporting period, and for continuous and ongoing noncompliance with Gov. Bar R. X during the last three reporting periods. On November 6, 2002, this Court issued to the respondent an order to show cause why the Commission's recommendation should not be adopted and an order so entered against the respondent. Respondent filed no objections to the Commission's recommendation and this cause was considered by the Court. Upon consideration thereof,

IT IS ORDERED by the Court that the recommendation of the Commission is adopted and respondent, [Name of Attorney], is immediately suspended from the practice of law pursuant to Gov. Bar R. X, Sec. 6, Div. (B)(3), and Gov. Bar R. X, Sec. 5, Div. (A)(4), until respondent is reinstated by order of this Court pursuant to Gov. Bar R. X, Sec. 7.

IT IS FURTHER ORDERED that, within 30 days of the date of this order, respondent shall pay to the Commission on Continuing Legal Education, by certified check, bank check or money order, a sanction fee which is hereby imposed in the total amount of \$[].

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3. Refund any part of any fees or expenses paid in advance that are unearned or not paid, and account for any trust money or property in the possession or control of respondent;

4. Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties, of respondent's disqualification after the effective date of this order, and file a notice of disqualification of respondent with the court or agency before which the litigation is pending for inclusion in the respective file or files;

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Keith Arthur Fournier	0006221		VA			\$600.00
Robert Joseph Hoffman	0061246		AZ			\$750.00
Sara Allswede Arons	0061186		GA		GA	\$520.00
Dale William Arnett	0039387		IN		IN	\$200.00
Steven Jay Kriegshaber	0032031		KY		KY	\$750.00
Franklin Todd Lewis	0068432		KY		KY	\$750.00
Henry Clay Bridgeforth Jr.	0038388		TN		TN	\$220.00
James Thomas Carey	0066197		WV		WV	\$600.00
Fred Leslie Brunstetter	0041289	Belmont	OH	Belmont	OH	\$750.00
David Lee Heitfield	0062755	Butler	OH	Butler	OH	\$750.00
Elliott Ray Kelley	0009587	Cuyahoga	OH	Cuyahoga	OH	\$200.00
Larry Darnell Collins	0038052	Cuyahoga	OH	Cuyahoga	OH	\$610.00
Robert Joseph Birge	0031191	Medina	OH	Cuyahoga	OH	\$750.00
Chester Lawrence Cudzilo	0039817	Geauga	OH	Geauga	OH	\$750.00
Linda Johnson	0012960	Clermont	OH	Hamilton	OH	\$620.00
William Harry Ebben	0060011	Hamilton	OH	Hamilton	OH	\$750.00
Richard Paul Brudzynski	0025108	Montgomery	OH	Montgomery	OH	\$90.00
Charles Gilmary Hallinan	0025666	Montgomery	OH	Montgomery	OH	\$650.00
Barry Frederick Brickley	0011435	Richland	OH	Richland	OH	\$750.00
Christopher Dean Leedy	0016815	Stark	OH	Stark	OH	\$750.00