

PETITIONER

JAMES C. SCARLETTA

Notice is given that **James C. Scarletta** (P68858) has filed a petition in the Michigan Supreme Court seeking reinstatement as a member of the State Bar and restoration of his license to practice law.

On November 1, 2012, the parties filed a stipulation to suspend the petitioner's license to practice law, pursuant to MCR 9.115(H)(2). On November 8, 2012, the hearing panel approved the stipulation and ordered that the petitioner's license to practice law in Michigan be suspended until further order of the panel.

Effective November 8, 2012, the petitioner was suspended from the practice of law for one year, pursuant to an order of suspension with conditions (by consent) in *Grievance Administrator v James C. Scarletta*, ADB Case No. 12-63-JC. The petitioner was convicted by guilty plea to impaired driving in the 52-3 District Court on December 26, 2010, and entered a guilty plea to a probation violation in this matter on March 12, 2012. On December 22, 2011, the petitioner was placed on deferred sentencing for aggravated assault and domestic violence in the 86th District Court, and entered a guilty plea to a probation violation on March 23, 2012, which resulted in misdemeanor convictions for aggravated assault, in violation of MCL 750.81(A); and domestic violence, in violation of MCL 750.812. The petitioner's convictions constituted professional misconduct, in violation of MCR 9.104(A)(5).

The reinstatement hearing is scheduled for June 23, 2015, at the office of Hearing Panel Chairman Clifford J. De Vine, 41000 Woodward Ave., Stoneridge West, Bloomfield Hills, MI 48034.

Any interested person may appear at the hearing and be heard in support of or in opposition to the petition for reinstatement. Any person having information bearing on the petitioner's eligibility for reinstatement should contact:

Cynthia C. Bullington
Assistant Deputy Administrator
Attorney Grievance Commission
535 Griswold, Ste. 1700
Detroit, MI 48226
(313) 961-6585

REQUIREMENTS OF THE PETITIONER

To be reinstated to the practice of law, pursuant to MCR 9.123, the petitioner is required to establish the following by clear and convincing evidence:

1. He desires in good faith to be restored to the privilege of practicing law in Michigan.
2. The term of the suspension ordered has elapsed or five years have elapsed since his disbarment or resignation.
3. He has not practiced or attempted to practice law contrary to the requirement of his suspension or disbarment.
4. He has complied fully with the orders of discipline.
5. His conduct since the orders of discipline has been exemplary and above reproach.
6. He has a proper understanding of and attitude toward the standards that are

imposed on members of the Bar and will conduct himself in conformity with those standards.

7. Taking into account all of the attorney's past conduct, including the nature of the misconduct that led to the revocation or suspension, he nevertheless can safely be recommended to the public, the courts, and the legal profession as a person fit to be consulted by others and to represent them and otherwise act in matters of trust and confidence, and, in general, to aid in the administration of justice as a member of the Bar and as an officer of the court.

8. He has been or will be recertified by the Board of Law Examiners because he has been suspended for more than three years.

9. He has reimbursed the Client Protection Fund or has agreed to an arrangement satisfactory to the fund to reimburse any money paid from the fund as a result of his conduct.



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