

Disbarment and Restitution (With Condition)

Lisa Beazley Phillips, P48119, Tecumseh, by the Attorney Discipline Board, Washenaw County Hearing Panel #3, effective September 19, 2017.¹

The respondent was convicted by guilty plea of embezzlement by an agent or trustee greater than \$1,000 and less than \$20,000, in violation of MCL 750.1744A, in *People of the State of Michigan v Lisa Beazley Phillips*, 39th Circuit Court Case No. 15-17714-FH. In accordance with MCR 9.120(B)(1), the respondent's license to practice law in Michigan was automatically suspended effective

December 5, 2016, the date of the respondent's felony conviction. Based on this conviction, the panel found that the respondent violated the criminal laws of the state of Michigan, contrary to MCR 9.104(5). Additionally, based on the respondent's default for failing to answer the formal complaint, the panel found that the respondent neglected legal matters, in violation of MRPC 1.1(c); failed to seek the lawful objectives of her clients, in violation of MRPC 1.2(a); failed to act with reasonable diligence and promptness, in violation of MRPC 1.3; failed to keep her clients reasonably informed about the status of their matters, in violation of MRPC 1.4(a); failed to explain legal

matters to the extent reasonably necessary to permit the clients to make informed decisions regarding the representation, in violation of MRPC 1.4(b); failed to refund the payment of fees that had not been earned, in violation of MRPC 1.16(d); made a false statement of material fact to a third person in the course of representing a client, in violation of MRPC 4.1; knowingly failed to respond to lawful demands for information from a disciplinary authority, in violation of MRPC 8.1(a)(2); and failed to answer three requests for investigation, in violation of MCR 9.104(7) and MCR 9.113(A) and (B)(2). The respondent was also found to have violated MCR 9.104(1)–(3); and MRPC 8.4 (b) and (c).

The panel ordered that the respondent be disbarred from the practice law in Michigan. The panel also ordered that the respondent be required to pay restitution in the total amount of \$22,196 to three complainants. Costs were assessed in the amount of \$1,972.39.

1. The respondent has been continuously suspended from the practice of law in Michigan since December 5, 2016. Please see Notice of Automatic Interim Suspension, issued April 14, 2017.

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Disbarment (Pending Review)

Michael E. Tindall, P29090, Falls Church, Virginia, by the Attorney Discipline Board, Tri-County Hearing Panel #104, effective September 20, 2017.

Based on the evidence presented by the parties at the hearings held in this matter, the hearing panel found that the respondent committed the professional misconduct alleged in the formal complaint by bringing frivolous proceedings and asserting frivolous issues, in violation of MRPC 3.1. The panel also found that the respondent engaged in conduct involving dishonesty, fraud, or misrepresentation, where such conduct reflected adversely on the lawyer's honesty, trustworthiness, or fitness as a lawyer, in violation of MRPC 8.4(b); engaged in conduct that was in violation of the Michigan Rules of Professional Conduct, contrary to MRPC 8.4(a) and MCR 9.104(4); engaged in conduct that was prejudicial to the administration of justice, in violation of MRPC

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8.4(c) and MCR 9.104(1); engaged in conduct that exposed the legal profession or the courts to obloquy, contempt, censure, or reproach, in violation of MCR 9.104(2); and engaged in conduct that was contrary to justice, in violation of MCR 9.104(3).

The panel ordered that the respondent be disbarred from the practice of law. The respondent filed a timely petition for review, and this matter has been scheduled for hearing before the Attorney Discipline Board. The respondent also filed a request for a stay of discipline, which was denied by the Board on September 21, 2017.

Probation (With Conditions)

Kenneth Jannette, P77479, Grosse Pointe Farms, by the Attorney Discipline Board, Tri-County Hearing Panel #12, for 18 months, effective October 4, 2017.

The respondent was convicted in the 52-4 District Court, by a plea of nolo contendere, to criminal contempt of court, a misdemeanor. Based on the respondent's conviction, the panel found that the respondent violated a criminal law of a state or of the United States, contrary to MCR 9.104(5).

The panel found that imposition of an order of probation under MCR 9.121(C) for 18 months, as well as the imposition of certain probationary conditions, was appropriate in this matter. Costs were assessed in the amount of \$1,876.42.

Interim Reinstatement

Peter S. Tangalos, P52969, Bloomfield Hills, by the Attorney Discipline Board, Tri-County Hearing Panel #76, effective October 3, 2017.

The petitioner was suspended from the practice of law for 180 days, effective March 3, 2017. His petition for reinstatement, filed in accordance with MCR 9.123(B) and MCR 9.124, was granted by Tri-County Hearing Panel #76. The panel concluded that the petitioner had satisfactorily established his eligibility for reinstatement in accordance with the guidelines of those court rules. On September 28, 2017, the panel issued its Interim Order of Eligibility for Reinstatement conditioned on the petitioner's payment of

bar dues to the State Bar of Michigan. On October 2, 2017, the Board was notified that the petitioner had complied with this condition, and on October 3, 2017, the panel issued its Interim Order of Reinstatement. The panel's final order and report will follow after a status conference scheduled for November 10, 2017.

Reprimand and Restitution (With Conditions)

Jason P. Ronning, P64779, Hudsonville, by the Attorney Discipline Board, Kent County Hearing Panel #3, effective September 15, 2017.

The respondent was convicted of misdemeanor welfare fraud—failure to inform, less than \$500, in violation of MCL 400.602(A), in *People of the State of Michigan v Jason Paul Ronning*, 58th District Court Case No. HU-15-066294-FY. Based on this conviction, the panel found that the respondent violated the criminal laws of the state of Michigan, contrary to MCR 9.104(5). Additionally, based on the respondent's default for failure to answer the formal complaint consolidated with the judgment of conviction, the exhibits offered into evidence, and the respondent's admissions made at the hearing, the panel found that the respondent failed to answer a request for investigation, in violation of MCR 9.104(7), MCR 9.113(A) and (B)(2); knowingly failed to respond to a lawful demand for information from an admissions or disciplinary authority, in violation of MRPC 8.1(a)(2); neglected a

legal matter entrusted to him, in violation of MRPC 1.1(c); failed to act with reasonable diligence and promptness in representing a client, in violation of MRPC 1.3; failed to keep a client reasonably informed about the status of the matter and to comply promptly with reasonable requests for information, in violation of MRPC 1.4; and failed to timely refund an unearned fee, in violation of MRPC 1.16(d). The respondent was also found to have violated MCR 9.104(1)–(4) and MRPC 8.4(a) and (c).

The panel ordered that the respondent be reprimanded with conditions relevant to the established misconduct. The panel further ordered that if the respondent fails to timely satisfy the terms of the conditions, the grievance administrator may file an affidavit attesting to the respondent's failure to comply, and the hearing panel will issue an order suspending the respondent's license to practice law in Michigan for 120 days. The respondent was also ordered to pay restitution of \$2,500. Costs were assessed in the amount of \$2,141.80.

Reprimand and Restitution With Condition (By Consent)

David B. Rosenberg, P27407, Southfield, by the Attorney Discipline Board, Tri-County Hearing Panel #65, effective September 2, 2017.

The grievance administrator filed a formal complaint alleging that the respondent committed professional misconduct by knowingly making false statements to a client,

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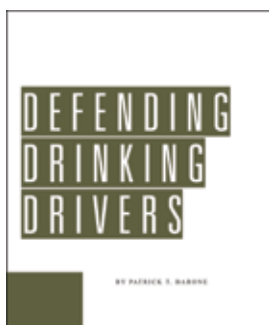
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neglecting the client's legal matter, failing to communicate with the client, and failing to refund an unearned portion of an advance fee during representation for an annulment proceeding. The respondent and the grievance administrator filed a stipulation for a consent order of discipline in accordance with MCR 9.115(F)(5), which was approved by the Attorney Grievance Commission and accepted by the hearing panel.

Based on the respondent's answer and admissions contained in the stipulation of the parties, the panel found that the respondent neglected a legal matter entrusted to him, in violation of MRPC 1.1(c); failed to act with diligence and promptness in representing a client, in violation of MRPC 1.3; failed to keep his client informed of the status of their matter, and to comply with reasonable requests for information, in violation of MRPC 1.4(a); and failed to refund the unearned portion of an advance fee, in violation of MRPC 1.16(d). The respondent was also found to have violated MCR 9.104 (1)–(3) and MRPC 8.4(b).

In accordance with the stipulation of the parties, the panel ordered that the respondent be reprimanded, along with the condition that he attend the seminar entitled "Tips and Tools for a Successful Practice" offered by the State Bar of Michigan. The respondent was also ordered to pay restitution in the amount of \$680. Costs were assessed in the amount of \$808.42.

Reprimands With Conditions (By Consent)

Jamal J. Hamood, P40442, Rochester, by the Attorney Discipline Board, Tri-County Hearing Panel #61, effective September 2, 2017.

The respondent and the grievance administrator filed a stipulation for a consent order of discipline in accordance with MCR 9.115(F)(5), which was approved by the Attorney Grievance Commission and accepted by the hearing panel.

Based on the respondent's admissions and the stipulation of the parties, the panel found that the respondent failed to keep only client or third-person funds in an IOLTA, in violation of MRPC 1.15(a)(3); failed to hold

property of a client or a third person in connection with a representation separate from the lawyer's own property, in violation of MRPC 1.15(d); deposited his own funds in a client trust account in an amount more than reasonably necessary to pay financial institution charges or fees or to obtain a waiver of such charges or fees, in violation of MRPC 1.15(f); and used a client trust account in violation of MRPC 1.15A(a). The respondent was also found to have violated MCR 9.104(2) and MRPC 8.4(a).

In accordance with the stipulation of the parties, the panel ordered that the respondent be reprimanded, along with the conditions that the respondent attend the seminar entitled "Lawyer Trust Accounts: Management Principles and Recordkeeping Resources," offered by the State Bar of Michigan; and provide monthly IOLTA bank statements and reconciliation statements for every client trust account to the Attorney Grievance Commission. Costs were assessed in the amount of \$965.78.

C. Daniel Harry, P33990, Union Lake, by the Attorney Discipline Board, Tri-County Hearing Panel #72, effective September 15, 2017.

The respondent and the grievance administrator filed a stipulation for a consent order of discipline in accordance with MCR 9.115(F)(5), which was approved by the Attorney Grievance Commission and accepted by the hearing panel. The stipulation contains the respondent's admissions to the factual statements set forth in paragraphs 1–20, 21(a)–(c), and 22–23 of the formal complaint and the respondent's admissions to the allegations of professional misconduct contained in subparagraphs 24(a)–(b) and (d) of the formal complaint. Pursuant to the parties' agreement, the factual statements set forth in subparagraphs 21(d) and (e) and the allegation of professional misconduct contained in subparagraph 24(c) of the formal complaint are to be dismissed.

Based on the respondent's admissions and the stipulation of the parties, the panel found that the respondent held funds other than client or third-person funds in an IOLTA account, in violation of MRPC 1.15(a)

(3); deposited his own funds in an IOLTA account in excess of the amount reasonably necessary to pay financial institution services charges or fees or to obtain a waiver of service charges or fees, in violation of MRPC 1.15(f); and engaged in conduct that was in violation of the Michigan Rules of Professional Conduct, in violation of MRPC 8.4(a).

In accordance with the stipulation of the parties, the panel ordered that the respondent be reprimanded, along with conditions that the respondent attend the seminar entitled "Tips and Tools for a Successful Practice," offered by the State Bar of Michigan; associate with an attorney-mentor to review his IOLTA account transactions; and report all of his IOLTA account transactions to the Attorney Grievance Commission. Costs were assessed in the amount of \$860.

Suspension

MacKenzie Batzer Watson, P78048, Howell, by the Attorney Discipline Board, Genesee County Hearing Panel #3, for 30 days, effective September 5, 2017.

The grievance administrator filed a two-count formal complaint alleging that the respondent committed professional misconduct by neglecting a client's landlord-tenant matter and failing to timely answer a request for investigation. The respondent filed an answer to the formal complaint, and a hearing was held in this matter on May 3, 2017.

Upon consideration of the respondent's answer and the evidence and testimony provided at the hearing, the panel found that the respondent neglected a legal matter entrusted to her, in violation of MRPC 1.1(c); failed to properly withdraw and terminate her representation to protect her clients' interests, in violation of MRPC 1.16(d); and failed to answer the Request for Investigation, in violation of MCR 9.104(7), MCR 9.113(A), and (B)(1). The respondent was also found to have violated MCR 9.104(1)–(3) and MRPC 8.4(c).

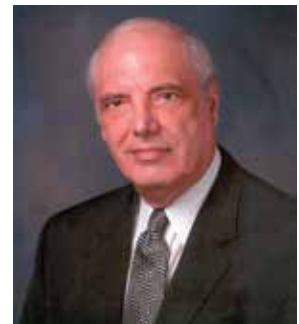
The hearing panel ordered that the respondent's license to practice law in Michigan be suspended for 30 days, effective September 5, 2017. Costs were assessed in the amount of \$2,194.06.

Suspension and Restitution

Mary S. Hickey, P36942, Grosse Pointe Farms, by the Attorney Discipline Board, Tri-County Hearing Panel #19, for three years, effective September 28, 2017.¹

Based on the respondent's default, the hearing panel found that the respondent committed professional misconduct in her representation of four separate clients and by failing to answer four Attorney Grievance Commission requests for investigation. The panel found that the respondent handled legal matters without preparation adequate in the circumstances, in violation of MRPC 1.1(b); neglected her clients' matters, in violation of MRPC 1.1(c); failed to act with reasonable diligence and promptness on her clients' behalf, in violation of MRPC 1.3; failed to keep her clients reasonably informed regarding the status of their

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matters and comply promptly with reasonable requests for information, in violation of MRPC 1.4(a); failed to adequately explain a matter to a client to the extent reasonably necessary for the client or potential client to make informed decisions regarding the representation, in violation of MRPC 1.4(b); charged or collected clearly excessive fees, in violation of MRPC 1.5; failed to refund unearned attorney fees paid in advance, in violation of MRPC 1.16(d); knowingly failed to respond to a lawful demand for information by a disciplinary authority, in violation of MRPC 8.1(a)(2); and failed to answer four requests for investigation, in violation of MCR 9.104(7) and MCR 9.113(A) and (B). The respondent was also found to have violated MRPC 8.4(c); and MCR 9.104(2)–(4).

The panel ordered that the respondent's license to practice law be suspended for three years. The panel also ordered that the

respondent be required to pay restitution in the total amount of \$16,000 to four separate clients. Costs were assessed in the amount of \$1,982.69.

1. The respondent has been continuously suspended from the practice of law in Michigan since March 23, 2016. Please see Notice of Suspension and Restitution With Conditions (By Consent), issued March 23, 2016. *Grievance Administrator v Mary S. Hickey*, 16-4-GA.

Automatic Interim Suspensions

Dane P. Bays, P71208, Marquette, effective October 26, 2016.

On October 26, 2016, the respondent was convicted of Controlled Substance Possession, Narcotic/Cocaine, greater than 25 grams, in violation of MCL 333.74032A5, a felony; and Operating While Intoxicated—OUIL/Per Se, 2nd Offense, in violation of MCL 257.6251-A and MCL 257.62556B, in the matter of *People of the State of Michigan v Dane Porter Bays*, Marquette County

Circuit Court Case No. 16-054953-FH. In accordance with MCR 9.120(B)(1), the respondent's license to practice law in Michigan was automatically suspended on the date of his felony conviction.

This matter has been assigned to a hearing panel for further proceedings. The interim suspension will remain in effect until the effective date of an order filed by a hearing panel.

Kevin S. Ernst, P44223, Detroit, effective September 5, 2017.

On September 5, 2017, the respondent was convicted of Operating a Vehicle Under the Influence of Liquor, having an alcohol content of .08 grams or more per 210 liters of breath, 3rd offense, in violation of MCL 257.625(1) and MCL 257.625(9), a felony, in the matter of *People of the State of Michigan v Kevin S. Ernst*, Oakland County Circuit Court Case No. 17-261695-FH. In accordance with MCR 9.120(B)(1), the respondent's license to practice law in Michigan was automatically suspended on the date of his felony conviction.

Upon the filing of a certified judgment of conviction, this matter will be assigned to a hearing panel for further proceedings. The interim suspension will remain in effect until the effective date of an order filed by a hearing panel.

Suspension (By Consent)

Mark S. Demorest, P35912, Royal Oak, by the Attorney Discipline Board, Tri-County Hearing Panel #63, for 180 days, effective August 31, 2017.

The respondent and the grievance administrator filed a stipulation for a consent order of discipline in accordance with MCR 9.115(F)(5), which was approved by the Attorney Grievance Commission and accepted by the hearing panel. Based on the respondent's admissions and pleas of no contest in his answer to the formal complaint and in the stipulation of the parties, the panel found that the respondent committed professional misconduct in relation to the handling of client funds deposited into his firm's IOLTA account.

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Specifically, the panel found that the respondent failed to promptly pay or deliver funds that a client or a third person was entitled to receive, in violation of MRPC 1.15(b)(3); and engaged in conduct that is prejudicial to the administration of justice, in violation of MRPC 8.4(c) and MCR 9.104(1). The respondent was also found to have violated MRPC 8.4(a) and MCR 9.104(2)–(4).

In accordance with the stipulation of the parties, the panel ordered that the respondent's license to practice law be suspended for 180 days. Costs were assessed in the amount of \$879.73.

Interim Suspension Pursuant to MCR 9.115(H)(1)

James Anthony Catipay, P63876, Southfield, by the Attorney Discipline Board, Tri-County Hearing Panel #67, effective September 6, 2017.

The respondent failed to appear at the August 22, 2017, hearing and satisfactory proofs were entered in the record showing that the respondent possessed actual notice of the proceeding. On August 30, 2017, the hearing panel, in accordance with MCR 9.115(H)(1), issued an order of suspension effective September 6, 2017, and until further order of the panel or the Board.

Suspensions With Conditions (By Consent)

Mark Hermiz, P76378, Troy, by the Attorney Discipline Board, Tri-County Hearing Panel #62, for 179 days, effective October 11, 2017.

The respondent and the grievance administrator filed a stipulation for a consent order of discipline in accordance with MCR 9.115(F)(5), which was approved by the Attorney Grievance Commission and accepted by the hearing panel. The stipulation contained the respondent's admission that he committed acts of professional misconduct in his representation of Relief Physical Therapy and Rehab to obtain payment of insurance claims for medical services provided by the company to accident injury victims. The complaint alleged that the respondent failed to enter into a signed, written contingent fee agreement with Relief Physical

Therapy and Rehab; did not maintain adequate communications with the client concerning the settlement amounts; failed to adequately advise the client of the receipt of settlement checks; failed to provide a written disbursement sheet setting forth the disbursement of funds following settlement; and failed to maintain adequate bookkeeping records concerning his IOLTA account and the amounts he was due from each individual settlement.

Based on the respondent's admissions and the stipulation of the parties, the panel found that the respondent failed to obtain specific settlement authority from his client in each matter, in violation of MRPC 1.2(a); failed to explain each settlement to his client through its authorized representative, in violation of MRPC 1.4(b); failed to keep a client reasonably informed about the status of a matter, in violation of MRPC 1.4(a); failed to enter into a written contingent fee agreement, in violation of MRPC 1.5(c); failed to issue a disbursement sheet for each settlement, in violation of MRPC 1.5(c); failed to notify his client promptly when settlement checks were received, in violation of MRPC 1.15(b)(1); failed to hold client funds separate from his own funds, in violation of MRPC 1.15(d); engaged in conduct that was in violation of the Michigan Rules of Professional Conduct, in violation of MRPC 8.4(a) and MCR 9.104(4); engaged in conduct that exposed the legal profession or the courts to obloquy, contempt, censure, or reproach, in violation of MCR 9.104(2); and engaged in conduct that was contrary to justice, eth-

ics, honesty, or good morals, in violation of MCR 9.104(3).

In accordance with the stipulation of the parties, the hearing panel ordered that the respondent's license to practice law in Michigan be suspended for 179 days. Additionally, the panel ordered that the respondent be subject to conditions relevant to the established misconduct. Costs were assessed in the amount of \$763.96.

Barbara E. Maurer, P41925, Midland, by the Attorney Discipline Board, Tri-Valley Hearing Panel #2, for 120 days, effective September 1, 2017.

The respondent and the grievance administrator filed a stipulation for a consent order of discipline in accordance with MCR 9.115(F)(5), which was approved by the Attorney Grievance Commission and accepted by the hearing panel. The stipulation contained the respondent's admission that on the basis of the default, the allegations in the formal complaint were deemed admitted and that the respondent committed acts of professional misconduct by neglecting a client matter, failing to respond to a request for investigation, and practicing law while suspended from the practice of law for nonpayment of dues owed to the State Bar of Michigan.

Based on the respondent's default and the stipulation of the parties, the panel found that the respondent neglected a legal matter entrusted to her, in violation of MRPC 1.1(c); failed to seek the lawful objectives of the client, in violation of MRPC 1.2(a);



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failed to act with reasonable diligence and promptness in representing a client, in violation of MRPC 1.3; knowingly failed to respond to a lawful demand for information from a disciplinary authority, in violation of MRPC 8.1(a)(2); engaged in the practice of law in Michigan in violation of the regulation of the legal profession, being Rule 4(C) of the Rules Concerning the State Bar, contrary to MRPC 5.5(a); failed to comply with the notice requirements of her suspension to her clients and the courts, in violation of MCR 9.119(A) and (B); and practiced law, contacted clients, appeared as an attorney in court, and held herself out as an attorney while suspended, in violation of MCR 9.119(D). The respondent was also found to have violated MCR 9.104(1) and (2) and MRPC 8.4(c).

In accordance with the stipulation of the parties, the hearing panel ordered that the respondent's license to practice law in Michigan be suspended for 120 days, effective September 1, 2017. The respondent was also ordered to comply with conditions subject to the relevant misconduct as stipulated by the parties. Costs were assessed in the amount of \$898.06.

Craig A. Tank, P58360, Detroit, by the Attorney Discipline Board, Tri-County Hearing Panel #3, for 179 days, effective September 1, 2017.

The respondent and the grievance administrator filed a stipulation for a consent

order of discipline in accordance with MCR 9.115(F)(5), which was approved by the Attorney Grievance Commission and accepted by the hearing panel. The stipulation contained the respondent's admission that he was convicted of contempt of court in *People of the State of Michigan v Craig Arthur Tank*, 40th District Court Case No. DC140110SM; and admissions to the factual and misconduct allegations set forth in the Second Amended Formal Complaint that he committed professional misconduct in his representation of eight separate clients.

Based on the parties' stipulation, the respondent's conviction, and the respondent's admissions in the stipulation, the panel found that the respondent failed to diligently represent the interests of his clients, in violation of MRPC 1.1(c) and MRPC 1.3; failed to seek the lawful objectives of his clients, in violation of MRPC 1.2(a); failed to keep his clients reasonably informed as to the status of their proceedings or provide explanations of the matter reasonably necessary to permit the clients to make informed decisions concerning the representation, in violation of MRPC 1.4(a) and (b); failed to deposit advanced fees into a client trust account and misappropriated client funds, in violation of MRPC 1.15(d) and (g); failed to provide a timely and accurate accounting of his fees and costs to his clients, in violation of MRPC 1.15(c); failed to make clear to an unrepresented person that he was not disinterested, and failed to undertake reasonable

efforts to correct the misunderstanding, in violation of MRPC 4.3; and engaged in conduct that violated the criminal laws of the state of Michigan, contrary to MCR 9.104(5). The respondent was also found to have violated MCR 9.104(2)–(4) and MRPC 8.4(a).

In accordance with the stipulation of the parties, the hearing panel ordered that the respondent's license to practice law in Michigan be suspended for 179 days. Additionally, the panel ordered that the respondent be subject to conditions that he attend the seminars offered by the State Bar of Michigan entitled "Tips and Tools for a Successful Practice" and "Lawyer Trust Accounts: Management Principles and Recordkeeping Resources." Costs were assessed in the amount of \$7,473.53.

Transfer to Inactive Status Pursuant to MCR 9.121(B) (By Consent)

Sally J. Galer, P36791, Mio, by the Attorney Discipline Board, Otsego County Hearing Panel #1, effective September 19, 2017.

The grievance administrator filed Formal Complaint 17-42-PI; 17-43-GA, which included allegations that the respondent is incapacitated and cannot continue the practice of law pursuant to MCR 9.121(B). The Board issued an order appointing counsel for the respondent.

The grievance administrator and the respondent, through their respective counsel, filed a stipulation July 31, 2017, agreeing that the respondent is currently incapacitated and unable to engage in the practice of law, and that she be transferred to inactive status and until such time as she may be reinstated in accordance with MCR 9.121(E). The stipulation further contained the parties' agreement that the charges of misconduct contained in the formal complaint, filed April 20, 2017, be dismissed without prejudice to refiling in the event that the respondent is reinstated to the practice of law.

Otsego County Hearing Panel #1 issued an order transferring the respondent's license to inactive status pursuant to MCR 9.121(B) for an indefinite period and until further order of the Board, effective September 19, 2017.



MONEY JUDGMENT INTEREST RATE

MCL 600.6013 governs how to calculate the interest on a money judgment in a Michigan state court. Interest is calculated at six-month intervals in January and July of each year, from when the complaint was filed, and is compounded annually.

For a complaint filed after December 31, 1986, the rate as of July 1, 2017 is 2.902 percent. This rate includes the statutory 1 percent.

But a different rule applies for a complaint filed after June 30, 2002 that is based on a written instrument with its own specified interest rate. The rate is the lesser of:

- (1) 13 percent a year, compounded annually; or
- (2) the specified rate, if it is fixed—or if it is variable, the variable rate when the complaint was filed if that rate was legal.

For past rates, see <http://courts.mi.gov/Administration/SCAO/Resources/Documents/other/interest.pdf>.

As the application of MCL 600.6013 varies depending on the circumstances, you should review the statute carefully.