STATE OF MICHIGAN
Attorney Discipline Board and
Attorney Grievance Commission

2013
JOINT ANNUAL REPORT

ATTORNEY DISCIPLINE BOARD
211 W. FORT STREET, SUITE 1410
DETROIT, MI 48226-3236
(313) 963-5553 TELEPHONE
(313) 963-5571 FAX
WWW.ADMICH.ORG

ATTORNEY GRIEVANCE COMMISSION
535 GRISWOLD STREET, SUITE 1700
DETROIT, MI 48226-3259
(313) 961-6585 TELEPHONE
WWW.AGCMI.COM
STATE OF MICHIGAN
ATTORNEY GRIEVANCE COMMISSION

Annual Report
January 1, 2013 to December 31, 2013

Attorney Grievance Commission
535 Griswold St., Suite 1700
Detroit, MI 48226-3259
Attorney Grievance Commission Members

Barbara B. Smith, Chairperson
Bloomfield Hills, MI

Charles S. Kennedy, III, Vice-Chairperson
Royal Oak, MI

Jeffrey T. Neilson, Secretary
Bloomfield Hills, MI

Rozanne Sedler, Member*
Oak Park, MI

Rev. Douglas Ward Gallager, Member*
Beverly Hills, MI

Pastor R. B. Ouellette, Member*
Saginaw, MI

Wanda M. Stokes, Member
Lansing, MI

Valerie R. White, Member
Coldwater, MI

Victor Fitz, Member
Cassopolis, MI

*denotes non-lawyer member
Attorney Grievance Commission Staff
(As of 12/31/13)

Robert L. Agacinski, Grievance Administrator
Robert E. Edick, Deputy Administrator
Cynthia C. Bullington, Assistant Deputy Administrator

Marissa LaRocque, Office Manager

Associate Counsel:
Ruthann Stevens
Stephen P. Vella
Patrick K. McGlinn
Frances A. Rosinski
Emily A. Downey
Kimberly L. Uhuru

Nancy R. Alberts
Dina P. Dajani
Rhonda Spencer Pozehl
Todd A. McConaghy
John K. Burgess

Investigators:
Roger Schutter
Thomas Turkaly
Rhonda Warner

Administrative Assistant:
Gina Jaafar

Paralegal:
Erin Farler

Investigative Assistants:
Corinne Adcock
Jason Miciuda

Secretaries:
Jane Brown
Yulanda Burgess
Misty Primeau
Demetra Eason
Charlene Varacalli

Clerks:
Rosa Fernandez
Monica Garza
Barbara Todd

Receptionist:
Margarita Kipreos
Overview

The Attorney Grievance Commission was established by the Michigan Supreme Court on October 1, 1978, succeeding the former State Bar Grievance Board. The Commission acts as the prosecution arm of the Supreme Court for the discharge of its constitutional responsibility to supervise and discipline Michigan attorneys. The Commission exercises state-wide jurisdiction and is located in Detroit.

Commission Composition

The Commission consists of nine members, who serve without compensation. The six lawyers and three non-lawyers are each appointed by the Michigan Supreme Court for a term of three years. A member may not serve more than two terms.

On September 30, 2013, Board Chairperson David L. Porteous of Reed City, Michigan, completed his second, three-year term as a member of the Commission. The members and staff of the Commission are indebted to Mr. Porteous for his dedication and leadership.

The Commission’s Chairperson and Vice-Chairperson are appointed to one-year terms by the Michigan Supreme Court. The Board’s Secretary is elected by its members. The Board’s Officers for one-year terms commencing October 1, 2013 and ending September 30, 2014, are Barbara B. Smith of Bloomfield Hills, Chairperson; Charles S. Kennedy, III of Royal Oak, Vice-Chairperson and Jeffrey T. Neilson of Bloomfield Hills, Secretary.
The Grievance Administrator's Staff

The Grievance Administrator and Deputy Administrator are appointed by the Supreme Court pursuant to MCR 9.111. The Grievance Administrator is empowered under MCR 9.111 to hire legal and support staff, with the approval of the Commission. During the year 2013, the Grievance Administrator supervised a staff of thirteen attorneys, three investigators and fourteen administrative and clerical staff. Additionally, the Commission accepts law students for a legal intern program in connection with their respective law schools.

Commission Procedures

The attorney discipline process is governed by Subchapter 9.100 of the Michigan Court Rules. The disciplinary process is normally initiated when a Request for Investigation is filed with the Administrator against an attorney, or when the Administrator commences an investigation in his/her own name.

Upon the filing of a Request for Investigation, the Grievance Administrator must determine whether there exists a prima facie allegation of professional misconduct. The Request for Investigation may be rejected by the Grievance Administrator after preliminary investigation and/or analysis by the Intake Unit, or it may be assigned to a staff counsel for a full investigation. Common investigative procedures include legal research and analysis, witness interviews, and/or procurement of court records or banking records. When such an investigation is concluded, the Grievance Administrator must submit the investigative file to the Commission for its review and disposition.

In each investigative file referred to the Commission, the Grievance Administrator may recommend to the Commission that: (1) the matter be closed as there is insufficient evidence of professional misconduct; (2) the respondent attorney be placed on contractual probation pursuant to MCR 9.114 and MCR 9115, a diversion program where minor misconduct is significantly related to alcohol or other substance abuse, or other impairment; (3) the respondent attorney be admonished, a confidential disposition requiring the attorney's consent or (4) authority be granted to file a formal complaint against the respondent attorney for allegations of professional misconduct. The Administrator must inform the complainant and, if the respondent answered the Request for Investigation, the respondent of the final disposition of every Request for Investigation.
Investigations

During 2013, the Commission docketed 2,837 Requests for Investigation [grievances]. This number includes 318 Requests for Investigation generated under the Trust Account Overdraft Notification (TAON) rule, which requires notification to the Grievance Administrator by a financial institution when a lawyer has overdrawn his or her client trust account. Appendix A (page 9 of this report) includes a 10 year comparison of the Requests for Investigation filed since 2004.

As shown in Table 1 (below), the areas of practice most likely to lead to a grievance are criminal law, domestic relations, probate, and personal injury law.

Table 1 – Nature of underlying legal matter in grievances filed, 2013 and 2012

<table>
<thead>
<tr>
<th>Subject Matter</th>
<th>% of Total Grievances 2013</th>
<th>% of Total Grievances 2012</th>
</tr>
</thead>
<tbody>
<tr>
<td>Criminal law</td>
<td>38</td>
<td>29</td>
</tr>
<tr>
<td>Domestic relations</td>
<td>14</td>
<td>14</td>
</tr>
<tr>
<td>Probate law</td>
<td>8</td>
<td>7</td>
</tr>
<tr>
<td>Commercial litigation</td>
<td>6</td>
<td>5</td>
</tr>
<tr>
<td>Bankruptcy law</td>
<td>5</td>
<td>4</td>
</tr>
<tr>
<td>Real estate transactions</td>
<td>4</td>
<td>3</td>
</tr>
<tr>
<td>Insurance law</td>
<td>2</td>
<td>2</td>
</tr>
<tr>
<td>Employment/labor law</td>
<td>2</td>
<td>2</td>
</tr>
<tr>
<td>All Others</td>
<td>14</td>
<td>28</td>
</tr>
</tbody>
</table>

Table 2 (below) compares the final disposition of the grievances resolved by the Grievance Administrator or the Grievance Commission in 2013, compared to 2012. The 2,773 dispositions in 2013 included 2,241 grievances dismissed by the Grievance Administrator pursuant to MCR 9.112(C)(1)(a) and MCR 9.114(A)(1); 265 grievances closed by the Commission; 128 admonitions issued by the Commission; 27 contractual probations approved by the Commission; and 112 individual grievances approved by the Commission for the filing of a formal complaint.
Table 2 – Disposition of Grievances, 2013 and 2013

<table>
<thead>
<tr>
<th></th>
<th>2013</th>
<th>2012</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Grievance Received</td>
<td>2,869</td>
<td>2,943</td>
</tr>
<tr>
<td>Total Grievances Disposed¹</td>
<td>2,773</td>
<td>2,980</td>
</tr>
<tr>
<td>Rejected by the GA or Closed in</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Intake</td>
<td>2,241</td>
<td>2,335</td>
</tr>
<tr>
<td>Total Disposed of</td>
<td></td>
<td></td>
</tr>
<tr>
<td>by the Commission</td>
<td>532</td>
<td>625</td>
</tr>
<tr>
<td>after full investigation</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Closed by the Commission</td>
<td>265</td>
<td>228</td>
</tr>
<tr>
<td>Admonishments</td>
<td>128</td>
<td>162</td>
</tr>
<tr>
<td>Contractual Probation</td>
<td>27</td>
<td>30</td>
</tr>
<tr>
<td>Approved for Formal Complaint²</td>
<td>112</td>
<td>205</td>
</tr>
</tbody>
</table>

There were 993 open investigative files pending with the AGC on January 1, 2013. On December 31, 2013, the open investigative caseload was 1,029.

¹ The dispositions of grievances for a particular year are not necessarily dispositions of all grievances filed for that year. The dispositions for 2013 included grievances filed before January 1, 2013, and some of the grievances filed during the year were pending on January 1, 2014.

² The number of individual grievances approved by the Commission for the filing of a formal complaint does not necessarily correlate directly to the number of new formal complaints filed with the Attorney Discipline Board. Multiple grievances against a single Respondent, all of which have been approved for prosecution, may be, and often are, consolidated in a single complaint for purposes of efficiency and judicial economy.
Prosecutions and Other Litigation

A. Proceedings Before Hearing Panels of the Attorney Discipline Board.

When the Commission authorizes that a prosecution be commenced, a formal complaint is filed with the Attorney Discipline Board (ADB) setting forth the alleged misconduct, pursuant to MCR 9.115. The matter is scheduled before a hearing panel of three volunteer lawyers appointed by the ADB. Upon the conclusion of the hearing, the panel must issue an order dismissing the complaint or imposing public discipline which may include probation, reprimand, license suspension or disbarment. The Administrator filed 81 formal complainants in 2013, compared to 91 filed in 2012. Appendix A (page 9) includes a 10 year comparison of the Formal Complaints filed with the Attorney Discipline Board.

The Grievance Administrator is also empowered by MCR 9.120 to initiate Judgment of Conviction (JOC) proceedings against attorneys who are convicted of a crime. These proceedings are show cause proceedings in which the level of discipline is the principal issue. Attorneys who are convicted of a felony are automatically suspended from the practice of law until a hearing panel of the ADB has issued a final order of discipline. Attorneys who are convicted of misdemeanors are not automatically suspended. The Grievance Administrator will regularly file a JOC proceeding for a felony conviction, while exercising discretion to initiate a JOC proceeding for a misdemeanor conviction. The Administrator filed 24 new matters in 2013 based on an attorney’s criminal convictions, compared to 18 convictions filed in 2012.

Attorneys who are disciplined in other jurisdictions (state or federal) will be subject to a reciprocal discipline proceeding initiated by the Grievance Administrator pursuant to MCR 9.120(C). These proceedings, like JOC proceedings, resemble a show cause proceeding in which the principal issues are whether the attorney received due process in the underlying litigation and whether a reciprocal discipline should be imposed. Reciprocal proceedings were instituted in 11 cases in 2013, compared to 10 in 2012.

The Grievance Administrator is also a party in ADB reinstatement proceedings initiated by attorneys who have been suspended for more than 180 days. The burden of proof is on the attorney to establish his or her fitness by clear and convincing evidence. In those cases, the Grievance Administrator must conduct an investigation and file a written report with the hearing panel. The Grievance Administrator is a party to a reinstatement proceeding and may contest the petitioner’s eligibility for reinstatement. Eleven (11) reinstatement petitions were filed in 2013, compared to 10 in 2012.

Finally, the Grievance Administrator may seek an order from the ADB declaring that an attorney is incapacitated to continue the practice of law because of mental or physical infirmity or disability, or because of addiction to drugs or intoxicants, either by filing proof that the attorney has been judicially declared incompetent or by alleging incapacity in a complaint to be adjudicated by a hearing panel. The Administrator instituted 5 such proceedings in 2013, compared to 2 in 2012.
B. Appeals and Other Proceedings.

**Review by the Attorney Discipline Board:**

The Grievance Administrator, as well as the respondent attorney and the complainant, may file a petition with the Attorney Discipline Board (ADB) seeking review of the hearing panel’s decision. During the year 2013, the ADB ruled on 10 petitions for review following briefing and oral arguments presented by the Administrator and the respondent. The Administrator, the respondent and the complainant may also appeal a decision by the Board to the Supreme Court which may, in its discretion grant leave to appeal.

**Appeals to the Supreme Court:**

The Grievance Administrator is also a party in complaints for superintending controls filed with the Michigan Supreme Court by complainants who disagree with the decisions of the Administrator or the Grievance Commission to reject or close an investigative file. The Grievance Administrator filed an appearance in 32 matters filed with the Supreme Court in 2013.

**Reconsideration:**

Apart from the formal review or appeal processes, the Grievance Administrator has a long-standing policy of accepting requests for reconsideration of files closed by the Administrator through the Intake Unit. This process acts as a quality control measure while providing further accountability to complainants. Upon the receipt of a request for reconsideration, a senior attorney will review the file and determine whether an issue or a relevant fact was overlooked by the Intake Unit or the Commission, or whether new information has been provided that could change the analysis or outcome of the matter. If such information is provided, the file may be reopened for further investigation.

**Receiverships:**

Under MCR 1.119(G), if an attorney leaves the practice of law, (whether or not for disciplinary reasons), disappears, or dies and there is no person capable of conducting the attorney’s affairs, the Grievance Administrator may file a petition for receivership with the circuit court in the county where the attorney maintained his or her office. In those cases the Grievance Administrator acts as receiver, or co-receiver with the assistance of a local attorney, and must undertake a work intensive process that includes cataloging and prioritizing the abandoned files, contacting clients, courts and opposing parties if there is a pending matter and taking other action in order to protect the interests of clients. The Grievance Administrator opened 13 new receivership files in 2013. Two receiverships were closed during the year-end, 22 open receivership files were pending at the end of the year.
Federal Reinstatement Proceedings:

The Grievance Administrator may be requested to participate in discipline or reinstatement proceedings in a federal district court. For example, the District Court of the Eastern District of Michigan regularly appoints the Administrator as an interested party in reinstatement proceedings involving lawyers who have been suspended from practice under the local rules of that court. In 2013, the Administrator appeared in 11 discipline or reinstatement proceedings conducted in the U.S. District Court for the Eastern District.

Pro Hac Vice Administration:

Under the current provisions of MCR 8.126, the AGC is tasked with processing requests for temporary admission in Michigan by out-of-state attorneys on a pro hac vice basis. In 2013, each pro hac vice applicant was required to file the proper documentation along with a fee of $125.00 (a fee equal to the discipline and client protection portions of the annual dues paid by a Michigan attorney. Effective October 1, 2014, the fee will be reduced to $105.00). For each applicant, the AGC must, within 7 days, determine whether the applicant has been granted limited admission in the last 365 days and provide said information to the appropriate court administrative agency or tribunal. In 2013, the AGC processed 742 pro hac vice motions with total costs charged to the applicants in the amount of $92,395.00

Funding

The Attorney Grievance Commission receives no public funds. The Grievance Commission and the Attorney Discipline Board are funded primarily from the discipline portion of the mandatory dues paid by all active members of the State Bar of Michigan. In 2013, annual dues for active members were $305.00, of which $110.00 (36%) was specifically allocated to the two discipline agencies. Effective, October 1, 2014, the discipline portion of the dues will be $90.00 (32% of the annual dues assessment). For the fiscal year, which ended September 30, 2013, the combined operating expenses of the Attorney Grievance Commission and the Attorney Discipline Board were $4,845,851. The AGC’s operating expenses for the fiscal year ending September 30, 2013 were $3,842,792, an increase of less than 1% over the previous fiscal year. A complete itemization of the Board’s expenses for the fiscal year is attached as Appendix B.
Contact Information

For further information regarding the Attorney Grievance Commission, please contact:

Attorney Grievance Commission
535 Griswold St., Suite 1700
Detroit, MI 48226-3259
Telephone: (313) 961-6585

www.agcmmi.com

Alan M. Gershel
Grievance Administrator

Barbara B. Smith
Chairperson, AGC
APPENDIX A

2004-2013 - AGC 10-Year Comparison Chart
Requests for Investigation Filed

<table>
<thead>
<tr>
<th>Year</th>
<th>Requests for Investigation</th>
</tr>
</thead>
<tbody>
<tr>
<td>2004</td>
<td>3,471</td>
</tr>
<tr>
<td>2005</td>
<td>3,471</td>
</tr>
<tr>
<td>2006</td>
<td>3,507</td>
</tr>
<tr>
<td>2007</td>
<td>3,293</td>
</tr>
<tr>
<td>2008</td>
<td>2,941</td>
</tr>
<tr>
<td>2009</td>
<td>2,861</td>
</tr>
<tr>
<td>2010</td>
<td>2,803</td>
</tr>
<tr>
<td>2011</td>
<td>3,187</td>
</tr>
<tr>
<td>2012</td>
<td>2,989</td>
</tr>
<tr>
<td>2013</td>
<td>2,869</td>
</tr>
</tbody>
</table>

2004-2013 - AGC 10-Year Comparison Chart
Formal Complaints Filed

<table>
<thead>
<tr>
<th>Year</th>
<th>Formal Complaints Filed</th>
</tr>
</thead>
<tbody>
<tr>
<td>2004</td>
<td>94</td>
</tr>
<tr>
<td>2005</td>
<td>103</td>
</tr>
<tr>
<td>2006</td>
<td>121</td>
</tr>
<tr>
<td>2007</td>
<td>108</td>
</tr>
<tr>
<td>2008</td>
<td>96</td>
</tr>
<tr>
<td>2009</td>
<td>67</td>
</tr>
<tr>
<td>2010</td>
<td>77</td>
</tr>
<tr>
<td>2011</td>
<td>81</td>
</tr>
<tr>
<td>2012</td>
<td>91</td>
</tr>
<tr>
<td>2013</td>
<td>81</td>
</tr>
</tbody>
</table>
## APPENDIX B

Attorney Grievance Commission  
Comparative Statement of Expenses  
2012 and 2013

<table>
<thead>
<tr>
<th>Expenses</th>
<th>2013</th>
<th>2012</th>
</tr>
</thead>
<tbody>
<tr>
<td>Salaries</td>
<td>$2,175,609</td>
<td>$2,061,643</td>
</tr>
<tr>
<td>Payroll Taxes</td>
<td>163,065</td>
<td>153,523</td>
</tr>
<tr>
<td>Employee Insurance</td>
<td>361,352</td>
<td>444,659</td>
</tr>
<tr>
<td>Pension Contribution</td>
<td>341,165</td>
<td>324,092</td>
</tr>
<tr>
<td>Payroll Processing Fees</td>
<td>9,672</td>
<td>10,349</td>
</tr>
<tr>
<td>Additional Retiree Healthcare Expense</td>
<td>211,920</td>
<td>218,449</td>
</tr>
<tr>
<td>Unemployment</td>
<td>-</td>
<td>6,516</td>
</tr>
<tr>
<td>Rent</td>
<td>154,609</td>
<td>162,716</td>
</tr>
<tr>
<td>Depreciation</td>
<td>47,011</td>
<td>44,371</td>
</tr>
<tr>
<td>Electricity</td>
<td>14,410</td>
<td>13,288</td>
</tr>
<tr>
<td>Parking</td>
<td>2,481</td>
<td>2,444</td>
</tr>
<tr>
<td>Temporary Staff</td>
<td>28,681</td>
<td>8,994</td>
</tr>
<tr>
<td>Outside Counsel</td>
<td>-</td>
<td>32,424</td>
</tr>
<tr>
<td>SBM Bookkeeping and Audit</td>
<td>29,742</td>
<td>29,609</td>
</tr>
<tr>
<td>Technology Services</td>
<td>16,325</td>
<td>25,333</td>
</tr>
<tr>
<td>Witness and Subpoena Fees</td>
<td>30,388</td>
<td>43,143</td>
</tr>
<tr>
<td>Receivership Expense</td>
<td>1,013</td>
<td>2,417</td>
</tr>
<tr>
<td>Machine Rental</td>
<td>42,058</td>
<td>51,802</td>
</tr>
<tr>
<td>Meetings</td>
<td>4,865</td>
<td>4,933</td>
</tr>
<tr>
<td>Travel</td>
<td>13,941</td>
<td>28,152</td>
</tr>
<tr>
<td>Telephone</td>
<td>10,599</td>
<td>10,103</td>
</tr>
<tr>
<td>Books and Subscriptions</td>
<td>20,908</td>
<td>18,145</td>
</tr>
<tr>
<td>Office Supplies</td>
<td>29,162</td>
<td>28,123</td>
</tr>
<tr>
<td>Printing and Stationary</td>
<td>2,897</td>
<td>4,420</td>
</tr>
<tr>
<td>Postage</td>
<td>28,439</td>
<td>28,282</td>
</tr>
<tr>
<td>Insurance</td>
<td>45,498</td>
<td>46,232</td>
</tr>
<tr>
<td>Repairs and Maintenance</td>
<td>17,846</td>
<td>14,062</td>
</tr>
<tr>
<td>Dues</td>
<td>5,772</td>
<td>5,463</td>
</tr>
<tr>
<td>Office Expenditures</td>
<td>20,410</td>
<td>1,535</td>
</tr>
<tr>
<td>Professional Education</td>
<td>6,236</td>
<td>8,211</td>
</tr>
<tr>
<td>Miscellaneous</td>
<td>4,718</td>
<td>1,252</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>3,842,792</strong></td>
<td><strong>3,834,685</strong></td>
</tr>
</tbody>
</table>
2013

STATE OF MICHIGAN
ATTORNEY DISCIPLINE BOARD

ANNUAL REPORT

(JANUARY 1, 2013 - DECEMBER 31, 2013)

ATTORNEY DISCIPLINE BOARD
211 W. FORT STREET, SUITE 1410
DETROIT, MI 48226-3236
(313) 963-5553 TELEPHONE
(313) 963-5571 FAX
www.adbmich.org
# Table of Contents

ATTORNEY DISCIPLINE BOARD MEMBERS ................................................................. i
ATTORNEY DISCIPLINE BOARD STAFF ............................................................... i
ORGANIZATION AND COMPOSITION ................................................................ 1
STAFF ...................................................................................................................... 1
OFFICE AND HEARING FACILITY ................................................................... 2
VOLUNTEER HEARING PANELISTS ................................................................. 2
HEARING PANEL PROCEEDINGS ................................................................. 2
BOARD REVIEW ............................................................................................... 3
NEW CASES FILED ......................................................................................... 3
  TABLE 1 - NEW CASES FILED, 2003 - 2013 ........................................ 4
FINAL DISPOSITIONS ....................................................................................... 4
  TABLE 2 - DISCIPLINE ORDERS ISSUED, 2003 - 2013 ...................... 4
DISCIPLINE BY CONSENT ................................................................................ 5
TYPES OF MISCONDUCT RESULTING IN DISCIPLINE ................................ 5
REINSTATEMENTS ............................................................................................. 6
PENDING CASELOAD ......................................................................................... 6
YEAR-END CASELOADS 2012 - 2013 ............................................................ 6
FUNDING AND EXPENSES ............................................................................. 6
  TABLE 3 - ADB EXPENSES 2012-2013 FISCAL YEAR ......................... 7
WEBSITE ........................................................................................................ 7

APPENDICES

APPENDIX A  ANNUAL ACTIVITY REPORT ....................................................... 8
APPENDIX B  SANCTIONS IMPOSED - 2013 ..................................................... 9
APPENDIX C  DISCIPLINED ATTORNEYS BY TYPE OF DISCIPLINE - 2013 ....... 10
APPENDIX D  ATTORNEY DISCIPLINE BOARD COMPARATIVE
  STATEMENT OF EXPENSES, YEARS ENDED
  SEPTEMBER 30, 2012 & SEPTEMBER 30, 2013 .............................. 15
APPENDIX E  ATTORNEY DISCIPLINE BOARD MEMBERS’
  BIOGRAPHICAL INFORMATION ................................................................. 16
APPENDIX F  2013 HEARING PANEL ROSTER ............................................. 19
The Attorney Discipline Board is the adjudicative arm of the Michigan Supreme Court for the discharge of the Court’s exclusive constitutional responsibility to supervise and discipline Michigan attorneys. The Board, along with its prosecutorial counterpart, the Attorney Grievance Commission, is part of the bifurcated system of discipline described in sub-chapter 9.100 of the Michigan Court Rules.

The Attorney Discipline Board consists of six lawyers and three public members (non-lawyers) appointed by the Supreme Court. A member may not serve more than two three-year terms. All members serve without compensation.

On September 30, 2013, Board Chairperson Thomas G. Kienbaum of Birmingham completed his second three-year term as a member of the Attorney Discipline Board. His service as Chairperson commenced on October 1, 2011, and was preceded by three one-year terms as Vice-Chairperson. Mr. Kienbaum’s dedication, judgment, and intellect contributed immeasurably to the work of the Board. The Board’s members and staff are grateful for his leadership and thank him heartily for his outstanding service and collegiality.

Lawyer member Michael Murray was appointed by the Supreme Court to a new three-year term on the Board commencing October 1, 2013. Biographical information for the nine members of the Attorney Discipline Board may be found in Appendix E of this report.

The Board’s Chairperson and Vice-Chairperson are appointed to one-year terms by the Michigan Supreme Court. The Board’s Secretary is elected by its members. The Board’s officers for one-year terms ending September 30, 2014 are James M. Cameron, Jr. of Ann Arbor, Chairperson; Craig H. Lubben of Kalamazoo, Vice-Chairperson; and Sylvia P. Whitmer, Ph.D., of West Bloomfield, Secretary.

Michigan Court Rule 9.110(E)(1) authorizes the Attorney Discipline Board to appoint an attorney as its executive director and general counsel. The Board’s full-time staff consists of: Mark A. Armitage, Executive Director and General Counsel; Wendy A. Neeley, Deputy Director and Associate Counsel; Sherry Mifsud, Office Administrator; Jennifer M. Petty, Paralegal/Webmaster; Kathleen Phillips, Case Manager; Allyson M. Plourde, Case Manager; and Juliette M. Loiselle, Receptionist/Secretary.

On September 30, 2013, John F. Van Bolt concluded 27 years of service to the Board as its Executive Director and General Counsel. Prior to joining the staff of the Board in 1986, Mr. Van Bolt served as Associate Counsel to the Attorney Grievance Commission for six years. During Mr. Van Bolt’s 33 years of service to Michigan’s attorney discipline system he labored steadfastly to promote the protection of the public, the courts and the legal profession. His constant dedication earned him the designation of “founding visionary” of the National Counsel of Lawyer Disciplinary Boards, of which organization he is a past president. In 2010, he also received the State Bar of Michigan’s Michael Franck Award, which is given annually to an attorney who has made an outstanding contribution to the improvement of the profession. During a retirement reception at the State Bar’s 2013 Annual Meeting, the Board’s members and staff expressed their profound appreciation for the opportunity to work with John, and for the superior qualities he possesses and shared with so many over the years as a counselor, legal ethicist, colleague, and friend.
Complaints submitted by clients, judges or other persons regarding an attorney’s conduct are investigated by the Grievance Administrator and his or her staff under the supervision of the Attorney Grievance Commission, a separate agency. If formal disciplinary proceedings are authorized by the Commission, the charges of misconduct are set forth in a formal complaint filed by the Administrator.

Upon the filing of a formal complaint with the Attorney Discipline Board, the matter is assigned to a hearing panel and scheduled for hearing within 56 days. Proceedings before a panel are open to the public and are conducted under the Michigan Court Rules applicable to a civil non-jury trial in a circuit court and the Michigan Rules of Evidence. During 2013, hearing panels conducted 83 public hearings throughout the state.

Charges of misconduct must be established by a preponderance of the evidence. If misconduct is not established, the panel must enter an order of dismissal. Upon a finding of misconduct, the panel must conduct a separate phase of the hearing to determine the appropriate discipline. The levels of discipline provided in the court rules are reprimand, probation, license suspension, and disbarment (revocation of the license to practice law).

Discipline orders must include an assessment of administrative costs together with the actual costs incurred by the Grievance Commission and Discipline Board, and may include an order of restitution to an aggrieved client. The Board collected assessed costs of $122,852 from disciplined lawyers in 2013. Orders of reprimand and suspension may include additional conditions relevant to the established misconduct, including legal education, reformation of law office practices and personal counseling.

Unless appealed to the Board within 21 days by the respondent, the Grievance Administrator or the complainant, orders of discipline entered by a hearing panel, including orders for suspension and disbarment, constitute final orders and may be enforced in civil contempt proceedings by the Grievance Administrator.
In addition to their administrative and oversight responsibilities, the nine appointed members of the Attorney Discipline Board serve as the intermediate appellate level of Michigan's discipline system. The respondent, the Grievance Administrator or the complainant may petition the Board for review of an order entered by a hearing panel. Review in such cases is based upon the record presented to the hearing panel and the written and oral arguments presented by the parties at a public hearing before the Board. Following its review, the Board may enter an order affirming, reversing or modifying the panel’s order. A party or the complainant may seek further review by the Michigan Supreme Court by filing an application for leave to appeal. The Board regularly considers and disposes of petitions for interlocutory review, various motions for reconsideration as well as motions seeking stays of discipline, extensions of time to pay costs, consolidation or severance of pending matters and the institution of show cause proceedings for alleged violations of discipline orders.

The Board took the following actions in 2013 following review proceedings conducted in accordance with MCR 9.118:

<table>
<thead>
<tr>
<th>BOARD ACTIONS 2013</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Increased discipline to disbarment</td>
<td>2</td>
</tr>
<tr>
<td>Increased the level of discipline (less than disbarment)</td>
<td>3</td>
</tr>
<tr>
<td>Affirmed hearing panel order of suspension or reprimand</td>
<td>2</td>
</tr>
<tr>
<td>Reduced level of discipline</td>
<td>0</td>
</tr>
<tr>
<td>Affirmed hearing panel order of dismissal</td>
<td>1</td>
</tr>
<tr>
<td>Affirmed hearing panel denial of reinstatement</td>
<td>1</td>
</tr>
<tr>
<td>Vacated order denying petition for reinstatement and ordered eligibility</td>
<td>1</td>
</tr>
<tr>
<td><strong>TOTAL:</strong></td>
<td><strong>10</strong></td>
</tr>
</tbody>
</table>

There were 81 new formal complaints filed in 2013 containing original charges of misconduct following an investigation by the Attorney Grievance Commission. (This was an 11% decrease in the number of original complaints filed compared to 2012.)

Twenty-four new cases were commenced under MCR 9.120 with the filing of a judgment of conviction establishing that the attorney had been convicted of a crime, compared to 18 convictions filed in 2012. Eleven petitions for reinstatement in accordance with MCR 9.123(B) were filed in 2013 by attorneys suspended for 180 days or more. In addition, the Grievance Administrator filed five petitions for enforcement of an earlier order for discipline, five petitions seeking an attorney’s transfer to inactive status and 11 reciprocal discipline actions based upon the imposition of discipline in another jurisdiction.

The Board opened 143 new files in 2013. The following table (Table 1) illustrates the Board’s annual intake of new cases since 2003.
The Attorney Discipline Board issued 135 final disposition orders in 2013, including orders of discipline, orders of dismissal, orders granting or denying reinstatement (or dismissing a petition for reinstatement) and orders for transfer to inactive status. Public discipline orders (disbarment, suspension, reprimand, probation or orders of “no discipline”) were issued in 110 cases, a decrease of 4% compared to the 115 discipline orders issued in 2012. A complete list of the orders of discipline issued in 2013 appears in Appendix C. Orders of discipline issued since 2003 are illustrated in Table 2.
**DISCIPLINE BY CONSENT**

The respondent and the Grievance Administrator may enter into a stipulation for a consent order of discipline. This procedure, described in MCR 9.115(F)(5), allows a respondent attorney to admit or plead no contest to the charges in the complaint in exchange for a stated form of discipline. Written notice of the stipulation must be provided to the complainant and the stipulation must be approved by both the Attorney Grievance Commission and a hearing panel.

Sixty-three consent orders of discipline were finalized in 2013, accounting for 57% of all final orders of discipline.

Consent orders were finalized in the following discipline categories in 2013:

<table>
<thead>
<tr>
<th>Type of Discipline</th>
<th>Consent Orders</th>
<th>Total Discipline Orders</th>
<th>% By Consent</th>
</tr>
</thead>
<tbody>
<tr>
<td>Disbarment</td>
<td>4</td>
<td>24</td>
<td>17%</td>
</tr>
<tr>
<td>Suspension (3 yrs. or more)</td>
<td>5</td>
<td>7</td>
<td>71%</td>
</tr>
<tr>
<td>Suspension (180 days but less than 3 yrs.)</td>
<td>6</td>
<td>22</td>
<td>27%</td>
</tr>
<tr>
<td>Suspension (30 - 179 days)</td>
<td>14</td>
<td>21</td>
<td>67%</td>
</tr>
<tr>
<td>Reprimand</td>
<td>34</td>
<td>36</td>
<td>94%</td>
</tr>
</tbody>
</table>

**TYPES OF MISCONDUCT RESULTING IN DISCIPLINE**

A summary of the final discipline orders in 2013, showing the nature of the misconduct and the resulting discipline, is included in this report as Appendix B. The largest category of misconduct, accounting for 27% of all discipline orders in 2013, involved a lawyer’s improper handling of funds belonging to clients, third parties, or even lawyers themselves, in cases ranging from poor bookkeeping practices to intentional misappropriation of client funds.

Conduct characterized by a lack of diligence, lack of competence, and/or neglect of client matters was the second largest category of professional misconduct in 2013, accounting for 26% of the discipline orders issued in 2013. These cases ranged from an attorney’s failure to provide competent or diligent representation on behalf of a single client to, in a few cases, complete abandonment of the attorney’s practice. In some cases in this category, the attorney’s neglect or mishandling of client matters was accompanied by additional misconduct including misrepresentations to the client about the status of the matter, a failure to return unearned fees, and/or failure to answer request(s) for investigation.

Nineteen Michigan lawyers were publicly disciplined in 2013 as the result of a criminal conviction. These cases accounted for 17% of discipline orders in 2013. In the 10 cases involving a lawyer’s felony conviction, the lawyer was subject to an automatic interim suspension, effective the date of conviction and until the entry of a final order by a hearing panel. Public discipline was also ordered for nine lawyers convicted of various misdemeanor offenses, including six lawyers disciplined for driving offenses involving alcohol.
The category “other money offenses” includes several cases in which lawyers improperly kept their personal funds in a trust account, contrary to MRPC 1.15. Other types of misconduct resulting in discipline in 2013 included a lawyer’s failure to comply with a prior discipline order, conflicts of interest, misrepresentations to a tribunal, and failure to supervise non-lawyer employees.

Attorneys suspended for 179 days or less are automatically reinstated upon the filing of an affidavit of compliance with the Supreme Court. Fourteen attorneys were automatically reinstated under this rule in 2013. In cases of disbarment or suspensions of 180 days or more, the attorney must file a petition for reinstatement which is followed by an investigation by the Grievance Administrator and a hearing before a panel to determine the applicant’s fitness to re-enter the practice of law. Attorneys suspended for three years or more must also undergo recertification by the State Board of Law Examiners.

Eleven reinstatement petitions were filed with the Board and assigned to panels for hearing in 2013. The Board or its panels issued six orders reinstating attorneys whose licenses had been suspended. Three reinstatement petitions were denied or dismissed.

As of December 31, 2013, there were a total of 80 open discipline or reinstatement cases pending before a hearing panel, the Attorney Discipline Board or the Michigan Supreme Court.

<table>
<thead>
<tr>
<th></th>
<th>Pending 12-31-12</th>
<th>Pending 12-31-13</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supreme Court</td>
<td>1</td>
<td>1</td>
</tr>
<tr>
<td>Attorney Discipline Board</td>
<td>10</td>
<td>11</td>
</tr>
<tr>
<td>Hearing Panel</td>
<td>72</td>
<td>68</td>
</tr>
<tr>
<td>Total:</td>
<td>83</td>
<td>80</td>
</tr>
</tbody>
</table>

The Attorney Discipline Board receives no public funds. Michigan’s Attorney Discipline System (the Attorney Discipline Board and Attorney Grievance Commission) is funded primarily from the discipline portion of the dues paid by all active members of the State Bar of Michigan. Under the current dues structure approved by the Supreme Court, annual dues for active members are $305, of which $110 (36%) is specifically allocated to the Attorney Discipline System. For the fiscal year which ended September 30, 2013, the combined operating expenses of the Attorney Discipline Board and the Attorney Grievance Commission were $4,845,851. The Attorney Discipline Board’s operating expenses in FY 2012-2013 were $1,003,059. A chart summarizing the Board’s expenses for 2012-2013 is included below (Table 3). A complete itemization of the Board’s expenses for the fiscal year is attached to this report as Appendix D.
The Attorney Discipline Board continues to expand and update its website: www.adbmich.org. The site includes: access to the disciplinary history of all attorneys disciplined in Michigan since October 1, 1978; recent Board opinions, notices of discipline and reinstatement petitions; a searchable database including the full text of all opinions of the Attorney Discipline Board, as well as all notices of discipline and reinstatement issued since October 1, 1978; and links to related sites in the fields of attorney discipline, regulation and ethics. The Board’s website also provides information for hearing panel applicants; information on a hearing panelist’s disclosure obligations and updated information on the status of high profile cases of interest to the public and profession.

For further information regarding the operation of the Michigan Attorney Discipline Board, please contact:

Attorney Discipline Board
211 W. Fort Street
Suite 1410
Detroit, MI 48226-3236

Telephone: (313) 963-5553
Facsimile: (313) 961-5571
Website: www.adbmich.org
### APPENDIX A
**ANNUAL ACTIVITY REPORT**
**JANUARY 1, 2013 THROUGH DECEMBER 31, 2013**

#### CASES FILED

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Formal Complaints (GA)</td>
<td>81</td>
</tr>
<tr>
<td>Automatic Interim Suspensions (AI)</td>
<td>6</td>
</tr>
<tr>
<td>Judgments of Conviction (JC)</td>
<td>24</td>
</tr>
<tr>
<td>Petitions for Reciprocal Discipline (RD)</td>
<td>11</td>
</tr>
<tr>
<td>Petitions to Transfer to Inactive Status (PI)</td>
<td>5</td>
</tr>
<tr>
<td>Petitions for Reinstatement (RP)</td>
<td>11</td>
</tr>
<tr>
<td>Miscellaneous (MZ)</td>
<td>5</td>
</tr>
<tr>
<td><strong>TOTAL CASES FILED</strong></td>
<td><strong>143</strong></td>
</tr>
</tbody>
</table>

#### FINAL DISPOSITIONS

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Final Orders of Discipline</td>
<td>110</td>
</tr>
<tr>
<td>Disbarments</td>
<td>24</td>
</tr>
<tr>
<td>Suspensions</td>
<td>50</td>
</tr>
<tr>
<td>Subject to MCR 9.123(A)</td>
<td>21</td>
</tr>
<tr>
<td>Subject to MCR 9.123(B)</td>
<td>22</td>
</tr>
<tr>
<td>Subject to MCR 9.123(B) &amp; (C)</td>
<td>7</td>
</tr>
<tr>
<td>Reprimands</td>
<td>36</td>
</tr>
<tr>
<td>Misconduct But No Discipline</td>
<td>0</td>
</tr>
<tr>
<td>Probation</td>
<td>0</td>
</tr>
<tr>
<td>Transfer to Inactive Status</td>
<td>3</td>
</tr>
<tr>
<td>Dismissals</td>
<td>10</td>
</tr>
<tr>
<td>Reinstatements Granted</td>
<td>6</td>
</tr>
<tr>
<td>Reinstatements Denied or Dismissed</td>
<td>3</td>
</tr>
<tr>
<td>Other</td>
<td>3</td>
</tr>
<tr>
<td><strong>TOTAL FINAL DISPOSITION ORDERS</strong></td>
<td><strong>135</strong></td>
</tr>
</tbody>
</table>

#### OTHER NOTICES ISSUED

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Automatic Interim Suspensions [MCR 9.120]</td>
<td>6</td>
</tr>
<tr>
<td>Interim Suspensions Ordered By Hearing Panel [MCR 9.115(H)]</td>
<td>1</td>
</tr>
<tr>
<td>Automatic Reinstatements Under MCR 9.123(A)</td>
<td>14</td>
</tr>
<tr>
<td><strong>TOTAL OTHER NOTICES ISSUED</strong></td>
<td><strong>21</strong></td>
</tr>
</tbody>
</table>

#### PUBLIC HEARINGS BY HEARING PANELS

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Scheduled</td>
<td>229</td>
</tr>
<tr>
<td>Held</td>
<td>83</td>
</tr>
</tbody>
</table>

#### COSTS

- Total Costs Reimbursed to the State Bar of Michigan by Respondents and Petitioners: $122,852.04
## APPENDIX B
### SANCTIONS IMPOSED - 2013

*By Type of Misconduct*

<table>
<thead>
<tr>
<th>Misconduct Description</th>
<th>DISBARMENT</th>
<th>SUSP. 3 YRS +</th>
<th>SUSP. 180 DAYS LESS 3 YRS</th>
<th>SUSP. 30 - 179 DAYS</th>
<th>REPRIMAND</th>
<th>PROBATION</th>
<th>NO DISCIPLINE</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>NEGLECT(^2)</td>
<td>1</td>
<td>2</td>
<td>4</td>
<td>9</td>
<td></td>
<td></td>
<td></td>
<td>16</td>
</tr>
<tr>
<td>(Accompanied by Failure to Answer R/I)</td>
<td>3</td>
<td>2</td>
<td>4</td>
<td>3</td>
<td></td>
<td></td>
<td></td>
<td>12</td>
</tr>
<tr>
<td>NEGLECT (Aggravated by Misrepresentation to Client or Court)</td>
<td>1</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>1</td>
</tr>
<tr>
<td>MISAPPROPRIATION</td>
<td>6</td>
<td>1</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>7</td>
</tr>
<tr>
<td>OTHER MONEY OFFENSES</td>
<td>3</td>
<td>4</td>
<td>9</td>
<td>7</td>
<td></td>
<td></td>
<td></td>
<td>23</td>
</tr>
<tr>
<td>CONVICTION (Felony)</td>
<td>4</td>
<td>5</td>
<td></td>
<td>1</td>
<td></td>
<td></td>
<td></td>
<td>10</td>
</tr>
<tr>
<td>CONVICTION (Misdemeanor)</td>
<td>1</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>9</td>
</tr>
<tr>
<td>CONFLICT OF INTEREST</td>
<td>1</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>4</td>
</tr>
<tr>
<td>FAIL TO COMPLY/PRACTICE WHILE SUSPENDED</td>
<td>1</td>
<td>3</td>
<td></td>
<td>2</td>
<td></td>
<td></td>
<td></td>
<td>6</td>
</tr>
<tr>
<td>MISREPRESENTATION/FRAUD</td>
<td>2</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>3</td>
</tr>
<tr>
<td>RECIPROCAL DISCIPLINE/ JUDICIAL DISCIPLINE</td>
<td>1</td>
<td>5</td>
<td>3</td>
<td>1</td>
<td></td>
<td></td>
<td></td>
<td>10</td>
</tr>
<tr>
<td>FAILURE TO SUPERVISE</td>
<td>1</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>1</td>
</tr>
<tr>
<td>OTHER</td>
<td>1</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>8</td>
</tr>
<tr>
<td><strong>TOTAL:</strong></td>
<td><strong>24</strong></td>
<td><strong>7</strong></td>
<td><strong>22</strong></td>
<td><strong>21</strong></td>
<td><strong>36</strong></td>
<td><strong>110</strong></td>
<td><strong>110</strong></td>
<td></td>
</tr>
</tbody>
</table>

---

1 For purposes of this chart, the term “neglect” encompasses the concepts of competence, neglect, diligence, and communication found in MRPC 1.1, 1.2, 1.3 and 1.4.

---

---
## DISCIPLINED ATTORNEYS BY TYPE OF DISCIPLINE - 2013

### DISBARMENTS (24)

<table>
<thead>
<tr>
<th>RESPONDENT</th>
<th>EFFECTIVE DATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>BARTKUS, Joseph D.</td>
<td>June 14, 2012</td>
</tr>
<tr>
<td>BUSCHMOHLE, Robert C.</td>
<td>May 23, 2013</td>
</tr>
<tr>
<td>FARAH, Asad S.</td>
<td>June 11, 2013</td>
</tr>
<tr>
<td>FINN, Martha D.</td>
<td>November 21, 2012</td>
</tr>
<tr>
<td>HALL, James C.</td>
<td>December 3, 2013</td>
</tr>
<tr>
<td>HATHAWAY, Diane M.</td>
<td>January 29, 2013</td>
</tr>
<tr>
<td>HAYWOOD, David J.</td>
<td>April 1, 2013</td>
</tr>
<tr>
<td>HEIKKINEN, Christina T.</td>
<td>June 15, 2011</td>
</tr>
<tr>
<td>HOESCH, Kenneth W.</td>
<td>June 28, 2013</td>
</tr>
<tr>
<td>HUNT, Brent S.</td>
<td>January 26, 2013</td>
</tr>
<tr>
<td>JEFFERS, Sula D.</td>
<td>July 17, 2013</td>
</tr>
<tr>
<td>JONCA, Jason R.</td>
<td>June 1, 2013</td>
</tr>
<tr>
<td>LAHN, John Geoffrey</td>
<td>July 5, 2013</td>
</tr>
<tr>
<td>LYGIZOS, John B.</td>
<td>March 1, 2012</td>
</tr>
<tr>
<td>MASON, Peter C., Jr.</td>
<td>June 1, 2013</td>
</tr>
<tr>
<td>McNEILL, S. David</td>
<td>April 16, 2013</td>
</tr>
<tr>
<td>MONROE, David A.</td>
<td>October 18, 2012</td>
</tr>
<tr>
<td>PUSHMAN, Susan S.</td>
<td>January 3, 2013</td>
</tr>
<tr>
<td>REKSHAN, William R.</td>
<td>August 22, 2013</td>
</tr>
<tr>
<td>RUCKES, Barbara J.</td>
<td>March 23, 2013</td>
</tr>
<tr>
<td>THERMAN, Thomas E.</td>
<td>March 27, 2013</td>
</tr>
<tr>
<td>TWISS, Michael H. (Case No. 12-126-GA)</td>
<td>March 26, 2013</td>
</tr>
<tr>
<td>TWISS, Michael H. (Case No. 13-57-GA)</td>
<td>March 26, 2013</td>
</tr>
<tr>
<td>TYSLENKO, Mark J.</td>
<td>June 28, 2013</td>
</tr>
</tbody>
</table>
## SUSPENSIONS SUBJECT TO MCR 9.123(B) AND (C)
### [THREE YEARS OR MORE] (7)

<table>
<thead>
<tr>
<th>RESPONDENT</th>
<th>LENGTH</th>
<th>EFFECTIVE DATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>BRAUKER, Robert E.</td>
<td>Three Years</td>
<td>October 9, 2012</td>
</tr>
<tr>
<td>BURSON, Patrick S.</td>
<td>Four Years</td>
<td>May 23, 2013</td>
</tr>
<tr>
<td>COURTRIGHT, Jay</td>
<td>Three Years</td>
<td>December 6, 2013</td>
</tr>
<tr>
<td>GAGE, Noel A.</td>
<td>Three Years</td>
<td>February 23, 2010</td>
</tr>
<tr>
<td>JOHNSON, Edward L.</td>
<td>Three Years</td>
<td>October 24, 2012</td>
</tr>
<tr>
<td>WATERS, John Oren</td>
<td>Three Years</td>
<td>September 14, 2012</td>
</tr>
<tr>
<td>WATTS, John A.</td>
<td>Three Years &amp; Six Months</td>
<td>May 25, 2011</td>
</tr>
</tbody>
</table>

## SUSPENSIONS SUBJECT TO MCR 9.123(B)
### [180 DAYS BUT LESS THAN THREE YEARS] (22)

<table>
<thead>
<tr>
<th>RESPONDENT</th>
<th>LENGTH</th>
<th>EFFECTIVE DATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>BLACK, D. Richard, Jr.</td>
<td>220 Days</td>
<td>January 6, 2013</td>
</tr>
<tr>
<td>DILLEY, Nancy L.</td>
<td>180 Days</td>
<td>October 8, 2012</td>
</tr>
<tr>
<td>DODSON, Eric B.</td>
<td>180 Days</td>
<td>October 24, 2013</td>
</tr>
<tr>
<td>DUNN, David B.</td>
<td>One Year</td>
<td>July 6, 2013</td>
</tr>
<tr>
<td>ELKINS, Thomas W.</td>
<td>180 Days</td>
<td>September 16, 2013</td>
</tr>
<tr>
<td>GRAFF, Alan S.</td>
<td>18 Months</td>
<td>March 26, 2013</td>
</tr>
<tr>
<td>HARRINGTON, Christopher D.</td>
<td>180 Days</td>
<td>January 6, 2013</td>
</tr>
<tr>
<td>HENRY, Wayne T.</td>
<td>Two Years</td>
<td>March 7, 2013</td>
</tr>
<tr>
<td>JOHNSON, Edward L.</td>
<td>180 Days</td>
<td>October 24, 2012</td>
</tr>
<tr>
<td>JONES, Michael D.</td>
<td>180 Days</td>
<td>July 5, 2013</td>
</tr>
<tr>
<td>JOSEY, Michael R.</td>
<td>One Year</td>
<td>December 31, 2012</td>
</tr>
<tr>
<td>MURPHY, Keith T.</td>
<td>One Year</td>
<td>January 2, 2013</td>
</tr>
<tr>
<td>MURPHY, Timothy P.</td>
<td>180 Days</td>
<td>September 6, 2013</td>
</tr>
<tr>
<td>NUTTLE, Thomas N.</td>
<td>180 Days</td>
<td>April 5, 2013</td>
</tr>
<tr>
<td>PRESENT, Thomas R.</td>
<td>One Year</td>
<td>July 30, 2013</td>
</tr>
<tr>
<td>RADZINSKI, Pamela</td>
<td>24 Months</td>
<td>December 29, 2012</td>
</tr>
<tr>
<td>RICKEL, Nancy Bates</td>
<td>180 Days</td>
<td>July 6, 2013</td>
</tr>
<tr>
<td>SCARLETTA, James C.</td>
<td>One Year</td>
<td>November 8, 2012</td>
</tr>
<tr>
<td>SIEGEL, Sheldon</td>
<td>180 Days</td>
<td>April 16, 2013</td>
</tr>
<tr>
<td>THOMPSON, Rochelle J.</td>
<td>180 Days</td>
<td>September 12, 2013</td>
</tr>
<tr>
<td>WINSHALL, William A.</td>
<td>Two Years</td>
<td>October 1, 2013</td>
</tr>
<tr>
<td>WOLFE, Jack B.</td>
<td>180 Days</td>
<td>February 12, 2013</td>
</tr>
</tbody>
</table>
## SUSPENSIONS SUBJECT TO MCR 9.123(A) [LESS THAN 180 DAYS] (21)

<table>
<thead>
<tr>
<th>RESPONDENT</th>
<th>LENGTH</th>
<th>EFFECTIVE DATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>BLACK, D. Richard, Jr.</td>
<td>90 Days</td>
<td>January 6, 2013</td>
</tr>
<tr>
<td>CURTIS, Paul D.</td>
<td>120 Days</td>
<td>June 15, 2013</td>
</tr>
<tr>
<td>DOYLE, John J.</td>
<td>179 Days</td>
<td>May 14, 2013</td>
</tr>
<tr>
<td>GEMELLARO, Bethany D.</td>
<td>30 Days</td>
<td>September 20, 2013</td>
</tr>
<tr>
<td>HAMPTON, Douglas D.</td>
<td>179 Days</td>
<td>August 12, 2013</td>
</tr>
<tr>
<td>HOLLAND, Gad L.</td>
<td>60 Days</td>
<td>August 24, 2013</td>
</tr>
<tr>
<td>KEILLOR, Scott A.</td>
<td>179 Days</td>
<td>April 13, 2013</td>
</tr>
<tr>
<td>KRINOCK, R. Reid</td>
<td>30 Days</td>
<td>December 17, 2013</td>
</tr>
<tr>
<td>MALEVITIS, John L.</td>
<td>179 Days</td>
<td>October 26, 2013</td>
</tr>
<tr>
<td>MARSHALL, Thomas E.</td>
<td>30 Days</td>
<td>June 25, 2013</td>
</tr>
<tr>
<td>NATHANSON, Leonard M.</td>
<td>90 Days</td>
<td>June 20, 2013</td>
</tr>
<tr>
<td>NOVECK, Daniel</td>
<td>90 Days</td>
<td>May 2, 2013</td>
</tr>
<tr>
<td>PACE-BYRD, Damika L.</td>
<td>30 Days</td>
<td>May 8, 2013</td>
</tr>
<tr>
<td>PAIGE, Ray A.</td>
<td>30 Days</td>
<td>December 1, 2013</td>
</tr>
<tr>
<td>PINSKY, Stuart</td>
<td>90 Days</td>
<td>June 28, 2013</td>
</tr>
<tr>
<td>SCHWARTZ, Marc S.</td>
<td>30 Days</td>
<td>December 14, 2013</td>
</tr>
<tr>
<td>SHAW, James R.</td>
<td>30 Days</td>
<td>July 1, 2013</td>
</tr>
<tr>
<td>STEFANI, Michael L.</td>
<td>30 Days</td>
<td>March 22, 2013</td>
</tr>
<tr>
<td>STEWART, John Charles</td>
<td>179 Days</td>
<td>October 24, 2013</td>
</tr>
<tr>
<td>VOGL, Jack F.</td>
<td>30 Days</td>
<td>August 15, 2013</td>
</tr>
<tr>
<td>WALTERS, Edward N.</td>
<td>90 Days</td>
<td>September 27, 2013</td>
</tr>
<tr>
<td>RESPONDENT</td>
<td>EFFECTIVE DATE</td>
<td></td>
</tr>
<tr>
<td>---------------------</td>
<td>--------------------</td>
<td></td>
</tr>
<tr>
<td>AUGER, Cheryl</td>
<td>July 10, 2013</td>
<td></td>
</tr>
<tr>
<td>BURDETTE, William</td>
<td>August 24, 2013</td>
<td></td>
</tr>
<tr>
<td>CARTHEW, Paul A.</td>
<td>December 29, 2012</td>
<td></td>
</tr>
<tr>
<td>DAVIDSON, John S.</td>
<td>August 20, 2013</td>
<td></td>
</tr>
<tr>
<td>DICKOW, Mark B.</td>
<td>March 23, 2013</td>
<td></td>
</tr>
<tr>
<td>FERINGA, Scott D.</td>
<td>March 9, 2013</td>
<td></td>
</tr>
<tr>
<td>FIELDS, Carol Y.</td>
<td>May 29, 2013</td>
<td></td>
</tr>
<tr>
<td>FOLMAR, Allison</td>
<td>July 6, 2013</td>
<td></td>
</tr>
<tr>
<td>FOSTER, Ronald L.</td>
<td>July 19, 2013</td>
<td></td>
</tr>
<tr>
<td>FRIED, David H.</td>
<td>November 1, 2013</td>
<td></td>
</tr>
<tr>
<td>GODFREY, Lisa A.</td>
<td>June 25, 2013</td>
<td></td>
</tr>
<tr>
<td>GRIEM, David</td>
<td>September 20, 2013</td>
<td></td>
</tr>
<tr>
<td>HOFFERT, Myles B.</td>
<td>January 30, 2013</td>
<td></td>
</tr>
<tr>
<td>HUGHES, John J., III</td>
<td>January 8, 2013</td>
<td></td>
</tr>
<tr>
<td>HUSTED, Amy L.</td>
<td>April 11, 2013</td>
<td></td>
</tr>
<tr>
<td>KESLER, Rebecca</td>
<td>January 2, 2013</td>
<td></td>
</tr>
<tr>
<td>KOWALSKI, Sean K.</td>
<td>December 29, 2012</td>
<td></td>
</tr>
<tr>
<td>LEITMAN, Bruce T.</td>
<td>March 9, 2013</td>
<td></td>
</tr>
<tr>
<td>MADDALONI, Michael T.</td>
<td>March 13, 2013</td>
<td></td>
</tr>
<tr>
<td>MILLER, Betsy A.</td>
<td>November 13, 2013</td>
<td></td>
</tr>
<tr>
<td>MOSLEY, Elton</td>
<td>July 19, 2013</td>
<td></td>
</tr>
<tr>
<td>MURPHY, Timothy P.</td>
<td>September 12, 2013</td>
<td></td>
</tr>
<tr>
<td>NICKOLA, David J.</td>
<td>December 27, 2012</td>
<td></td>
</tr>
<tr>
<td>O'BRIANT, James M.</td>
<td>March 22, 2013</td>
<td></td>
</tr>
<tr>
<td>OKONMAH, Derrick N.</td>
<td>January 10, 2013</td>
<td></td>
</tr>
<tr>
<td>REDMAN, Bruce R.</td>
<td>September 11, 2013</td>
<td></td>
</tr>
<tr>
<td>ROBINSON, Robert L., Jr.</td>
<td>March 5, 2013</td>
<td></td>
</tr>
<tr>
<td>SEPTOWSKI, Charles D.</td>
<td>September 26, 2013</td>
<td></td>
</tr>
<tr>
<td>SMITH, Justin R.</td>
<td>August 24, 2013</td>
<td></td>
</tr>
<tr>
<td>SPENDER, Steven F.</td>
<td>July 10, 2013</td>
<td></td>
</tr>
<tr>
<td>SPRINGER, Dale V.</td>
<td>August 6, 2013</td>
<td></td>
</tr>
<tr>
<td>TAPPAN, Jonathan Wells</td>
<td>June 12, 2013</td>
<td></td>
</tr>
<tr>
<td>WALSH, Robert P.</td>
<td>May 21, 2013</td>
<td></td>
</tr>
<tr>
<td>WENDT, Mona E.</td>
<td>April 17, 2013</td>
<td></td>
</tr>
<tr>
<td>WILLIAMS, Paul M.</td>
<td>May 11, 2013</td>
<td></td>
</tr>
<tr>
<td>WININGER, Thomas D.</td>
<td>August 22, 2013</td>
<td></td>
</tr>
</tbody>
</table>
### DISCIPLINED ATTORNEYS BY TYPE OF DISCIPLINE - 2013

#### TOTALS

<table>
<thead>
<tr>
<th>Category</th>
<th>Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>DISBARMENTS</td>
<td>24</td>
</tr>
<tr>
<td>SUSPENSIONS - MCR 9.123(B) and (C)</td>
<td>7</td>
</tr>
<tr>
<td>SUSPENSIONS - MCR 9.123(B)</td>
<td>22</td>
</tr>
<tr>
<td>SUSPENSIONS - MCR 9.123(A)</td>
<td>21</td>
</tr>
<tr>
<td>REPRIMANDS</td>
<td>36</td>
</tr>
<tr>
<td>MISCONDUCT BUT NO DISCIPLINE</td>
<td>0</td>
</tr>
<tr>
<td>PROBATIONS</td>
<td>0</td>
</tr>
</tbody>
</table>
## APPENDIX D

Attorney Discipline Board Comparative Statement of Expenses,
Years Ended September 30, 2012 & September 30, 2013

<table>
<thead>
<tr>
<th>Expense Item</th>
<th>FY 2012</th>
<th>FY 2013</th>
</tr>
</thead>
<tbody>
<tr>
<td>Salaries &amp; Longevity</td>
<td>443,155</td>
<td>484,778</td>
</tr>
<tr>
<td>Payroll Taxes</td>
<td>30,953</td>
<td>36,233</td>
</tr>
<tr>
<td>Employee Insurance</td>
<td>112,479</td>
<td>96,366</td>
</tr>
<tr>
<td>Pension Contribution</td>
<td>40,206</td>
<td>45,161</td>
</tr>
<tr>
<td>Payroll Processing Fee</td>
<td>6,091</td>
<td>3,938</td>
</tr>
<tr>
<td>Retiree Health Care Expense</td>
<td>55,967</td>
<td>53,143</td>
</tr>
<tr>
<td>Rent</td>
<td>116,526</td>
<td>119,719</td>
</tr>
<tr>
<td>Electricity</td>
<td>4,675</td>
<td>4,797</td>
</tr>
<tr>
<td>Parking</td>
<td>6,300</td>
<td>6,415</td>
</tr>
<tr>
<td>Law Clerk and Professional Fees</td>
<td>17,044</td>
<td>12,331</td>
</tr>
<tr>
<td>Bookkeeping and Audit</td>
<td>15,084</td>
<td>15,152</td>
</tr>
<tr>
<td>Hearing Panel Expenses/Transcripts</td>
<td>53,676</td>
<td>33,727</td>
</tr>
<tr>
<td>Machine Rental</td>
<td>9,165</td>
<td>7,733</td>
</tr>
<tr>
<td>Meetings</td>
<td>7,950</td>
<td>11,449</td>
</tr>
<tr>
<td>Travel</td>
<td>10,018</td>
<td>12,004</td>
</tr>
<tr>
<td>Telephone</td>
<td>6,431</td>
<td>5,771</td>
</tr>
<tr>
<td>Books and Subscriptions</td>
<td>7,615</td>
<td>8,219</td>
</tr>
<tr>
<td>Office Supplies</td>
<td>7,297</td>
<td>4,474</td>
</tr>
<tr>
<td>Printing</td>
<td>822</td>
<td>590</td>
</tr>
<tr>
<td>Postage</td>
<td>4,402</td>
<td>7,354</td>
</tr>
<tr>
<td>Insurance</td>
<td>12,725</td>
<td>13,439</td>
</tr>
<tr>
<td>Repairs and Maintenance</td>
<td>815</td>
<td>1,174</td>
</tr>
<tr>
<td>Office Expenditures</td>
<td>4,868</td>
<td>9,847</td>
</tr>
<tr>
<td>Professional Education</td>
<td>3,517</td>
<td>3,206</td>
</tr>
<tr>
<td>Dues</td>
<td>1,672</td>
<td>1,552</td>
</tr>
<tr>
<td>Miscellaneous</td>
<td>860</td>
<td>1,691</td>
</tr>
<tr>
<td>Depreciation</td>
<td>3,167</td>
<td>2,796</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>983,480</strong></td>
<td><strong>1,003,059</strong></td>
</tr>
</tbody>
</table>
APPENDIX E
ATTORNEY DISCIPLINE BOARD
MEMBERS’ BIOGRAPHICAL INFORMATION

JAMES M. CAMERON, JR., of ANN ARBOR
Chairperson
Term Expires: September 30, 2015

Mr. Cameron is a member of the Dykema law firm and is the Office Managing Member for Dykema's Ann Arbor, Michigan office. He graduated with honors from Harvard University in 1973 and obtained his law degree from American University in 1978. Between college and law school, Mr. Cameron taught high school English. Since joining Dykema in 1978, Mr. Cameron has been a member of the firm's Litigation Group, practicing primarily in the area of commercial litigation with experience in patent infringement suits and construction contract litigation. Mr. Cameron has an interest in alternative dispute resolution and has significant experience as a facilitator, mediator, and arbitrator. Mr. Cameron has been actively involved in public education as a past trustee for the Ann Arbor Public Schools Board of Education, as a board member and past Chairperson of the Ann Arbor Public Schools Educational Foundation, and as Chairman for the Michigan Teacher Tenure Commission. He is also a past member of the Board of Trustees, Planning Commission and Zoning Board of Appeals for Scio Township, and has served on the Elected Officials Compensation Committee and Zoning Board of Appeals for the City of Ann Arbor. In December 2008, the Michigan Supreme Court appointed Mr. Cameron to fill an unexpired term on the Attorney Discipline Board ending September 30, 2009. He was re-appointed to a full three-year term commencing October 1, 2009. In 2011, the Supreme Court appointed him to a one-year term as Vice-Chairperson, and, in 2012, he was re-appointed to a second three-year term as a Board Member and he was also reappointed for a one-year term as Vice-Chairperson in 2012. Mr. Cameron was appointed Chairperson in 2013.

CRAIG H. LUBBEN of KALAMAZOO
Vice-Chairperson
Term Expires: September 30, 2014

Mr. Lubben is a member of the law firm of Miller Johnson at the firm's office in Kalamazoo where he practices in the area of civil litigation with a focus on commercial and employment dispute. He is a graduate of Calvin College (B.A.) and a cum laude graduate of Northwestern University School of Law where he was on the Board of Directors of the Journal of Criminal Law and Criminology and member of Order of the Coif. Mr. Lubben is a former President of the Kalamazoo County Bar Association and has served on the State Bar of Michigan's Representative Assembly and Board of Commissioners. He is currently on the Executive Committee of the Federal Bar Association for the Western District of Michigan. His community service includes membership on the boards of Family and Children Services of the Kalamazoo area, including two terms as president; the Kalamazoo Symphony; the Kalamazoo Christian School Association; and the Calvin College Alumni Association Board, president, 2004-2005. Mr. Lubben was appointed to a three-year term on the Attorney Discipline Board commencing October 1, 2008, and re-appointed to a second term effective October 1, 2011. In 2013, the Supreme Court appointed him to a one-year term as Vice-Chairperson.
SYLVIA P. WHITMER, Ph.D., of WEST BLOOMFIELD
Secretary
Term Expires: September 30, 2015

Dr. Whitmer received her undergraduate degree and a post-graduate degree as an education specialist from Wayne State University. She holds a masters degree from the University of Edinborough, Scotland, and a doctorate (PhD) from Michigan State University. During her professional career in education, Dr. Whitmer has been a high school teacher, an elementary school principal and, from 1990 until her retirement in 2005, the Executive Director of Instruction, K-12, for the Birmingham Public Schools. Dr. Whitmer was an elected member of the Birmingham Board of Education from 1975 to 1987, serving three times as its president. In addition to her service as a Board member of the Birmingham Area Senior Coordinating Council, Dr. Whitmer is involved in the Birmingham Optimist Organization, the League of Women Voters and the American Association of University Women. Dr. Whitmer was appointed by the Supreme Court to a three-year term on the Attorney Discipline Board commencing October 1, 2009. She was re-appointed to a full three-year term, commencing October 1, 2012. The members of the Board elected Dr. Whitmer to serve as the Board’s Secretary in 2012 and 2013.

ROSALIND E. GRIFFIN, M.D., of FARMINGTON HILLS
Term Expires: September 30, 2016

Dr. Griffin is a psychiatrist practicing in the field of adult and adolescent psychotherapy, with special qualifications in forensic psychiatry. Dr. Griffin is a graduate of Wayne State University (BA) and the Wayne State University School of Medicine (MD). Following her internship at Harper Grace Hospital, she performed her psychiatric residency at Sinai Hospital of Detroit. She is an assistant professor at the Wayne State University College of Medicine and she has held numerous positions in Detroit’s medical community including medical director of the Partial Day Hospital Program at Sinai Grace Hospital and medical director of the Deaf Counseling Services Center at Sinai Grace Hospital. Her professional memberships include the Michigan Psychiatric Society (Ethics Committee and co-chair of the Women’s Issues Committee); the Wayne County Medical Society (Peer Review Committee); Michigan State Medical Society (Member, House of Delegates); and the American Psychiatric Association. Dr. Griffin was appointed by the Michigan Supreme Court to its Task Force on Gender and Race Bias (1987-1990) and she was later appointed by the Court as a non-lawyer member of the Attorney Grievance Commission (1990-1994). Dr. Griffin is a former member of the Oakland County Bar Association’s Public Advisory Committee on Judicial Candidates and she is a former member of the Board of Regents of Eastern Michigan University. The Michigan Supreme Court appointed Dr. Griffin to fill a vacancy on the Attorney Discipline Board and, on September 21, 2010, appointed her to her first full term as a non-lawyer member commencing October 1, 2010. In 2010, the members of the Board elected Dr. Griffin to serve as the Board’s Secretary and she was re-elected to that position in 2011. In 2013, the Supreme Court re-appointed her to a second three-year term.

CARL E. VER BEEK of GRAND RAPIDS
Term Expires: September 30, 2014

Mr. Ver Beek is a former partner, and currently Of Counsel to the law firm of Varnum, Riddering, Schmidt & Howlett in Grand Rapids. He is a graduate of Hope College (B.A.) and The Indiana University School of Law (J.D.). He is a member of the Council of the American Bar Association’s Dispute Resolution Section and a former member of the Council of the ABA’s Labor and Employment Section. He is a Fellow of the College of Labor and Employment Attorneys. Following service as Chair of the Character and Fitness Committee of the State Bar of Michigan, Mr. Ver Beek was appointed by the Michigan Supreme Court to the Attorney Grievance Commission in 1999. He served for six years as a member of the Grievance Commission, including four years as its Chairperson. Mr. Ver Beek's community activities include his service as Chairman of the Academic Affairs Committee, and member of the Executive Committee of the Hope College Board of Trustees; Chair of the Bethany Christian Services Board; Chair of the Jellema House Board; Board Member of the Michigan Chamber of Commerce; Chairperson of the Grand Rapids Area Chamber of Commerce; Chairperson of the Kent Health Plan; Chairperson of the Holland Home Board and Chairperson of Faith Hospice Board. Mr. Ver Beek was appointed to a three-year term on the Attorney Discipline Board commencing October 1, 2008, and re-appointed to a second term effective October 1, 2011.
LAWRENCE G. CAMPBELL of FRANKLIN
Term Expires: September 30, 2014

Mr. Campbell is a member of Dickinson Wright, a multi-state law firm specializing in corporate and business law. Mr. Campbell has extensive experience in handling business and commercial litigation, with particular emphasis in securities, fraud defense, accountant malpractice, and contract disputes. He is a graduate of Michigan State University and the University of Detroit Law School, where he was the Managing Editor of the University of Detroit Law Review. Mr. Campbell is a past president of the Detroit chapter of the Federal Bar Association and has served as Chairperson of the U.S. Courts Committee of the State Bar of Michigan. Mr. Campbell has been a member of the Commercial Litigation Committee of the Corporate, Finance and Business Law Section of the State Bar of Michigan. He is a member of the American Arbitration Association’s Panels of Commercial Arbitrators and Employment Arbitrators, as well as a member of that association’s Complex Case Program. In 2007, Mr. Campbell was the recipient of the Michigan Defense Trial Counsel’s Annual Excellence in Defense Award awarded to civil defense counsel who have demonstrated superior professionalism and advocacy skills. He was appointed by the Michigan Supreme Court to a three-year term on the Attorney Discipline Board, commencing October 1, 2011.

DULCE M. FULLER of BIRMINGHAM
Term Expires: September 30, 2014

Ms. Fuller was appointed by the Michigan Supreme Court to a three-year term as a non-lawyer member of the Attorney Discipline Board, commencing October 1, 2011. Ms. Fuller is the principal in Park Gardens Ltd., a commercial interior design firm, as well as the owner and operator of Woodward & Maple, LLC. Ms. Fuller is Chairman of the Southeast Community Committee for The Heritage Foundation (Washington, D.C.) and is a member of the Board of Directors of the Mackinac Center for Public Policy (Midland, MI). Ms. Fuller attended Oakland Community College.

LOUANN VAN DER WIELE of AUBURN HILLS
Term Expires: September 30, 2015

Ms. Van Der Wiele holds the position of Vice President & Associate General Counsel in the Office of the General Counsel of Chrysler Group LLC with responsibility for product liability litigation and discovery (worldwide). In addition, Ms. Van Der Wiele oversees the defense of class action, commercial, employment, warranty and lemon law litigation. She also advises the company on other vehicle-related consumer protection matters, regulatory affairs and risk management issues. Ms. Van Der Wiele is a graduate of Wayne State University (BS) and the Wayne State University law school (JD). She is a highly regarded speaker and participant in panel discussions at the national and international levels and has been named by Michigan Lawyers Weekly as an In-House Leader in the Law. Ms. Van Der Wiele was appointed by the Supreme Court to a three-year term on the Attorney Discipline Board effective October 1, 2012.

MICHAEL MURRAY of LANSING
Term Expires: September 30, 2016

Mr. Murray is legal counsel and chief of staff for the Catholic Diocese of Lansing. He is a graduate of the University of Michigan Law School. He also holds graduate degrees in Théologie and in Labor and Industrial Relations. His undergraduate degree is from Michigan State University. He is a former Chief Commissioner of the Michigan Supreme Court and a former Chair of the Michigan Attorney Grievance Commission. Mr. Murray was appointed by the Supreme Court to a three-year term on the Attorney Discipline Board, commencing October 1, 2013.
## APPENDIX F
### 2013 HEARING PANEL ROSTER

**ALLEGAN COUNTY**
- OYLER, W. Tedd

**ALPENA COUNTY**
- WHITE, Daniel W.

**ANTRIM COUNTY**
- HOUGHTON, Ralph Jr.

**BAY COUNTY**
- GIUNTA, Rozanne M.
- LEARMAN, Richard C.
- MOROSI, John M.

**BENZIE COUNTY**
- MCKAY, Joan S.

**BERRIEN COUNTY**
- ANDERSON, Kevin S.
- BURDICK, Carl R.
- CONYBEARE, Bruce C.
- DESENBURG, Louis A.
- PETERSON, David M.
- SMITH, Peter W.
- STRAUB, James M.
- TAGLIA, Paul A.

**CALHOUN COUNTY**
- CHRIST, Chris T.
- FISHER, James A.
- GEIL, Thomas D.
- KARRE, Nelson T.
- MUMFORD, Daryl J.
- STEFFEL, Vern J., Jr.

**CHARLEVOIX COUNTY**
- ARNER, Timothy D.
- KLEVORN, Kevin G.

**CHIPPEWA COUNTY**
- VEUM, Thomas J.

**DELTA COUNTY**
- CLARK, Richard C.
- GREEN, Nino E.
- PETERSON, Ralph B.K.

**EMMET COUNTY**
- FENTON, Stuart L.
- MILLER, Bonnie J.
- MURRAY, James J.
- RAMER, James T.
- SMITH, W. Richard
- TRESIDDER, Stephen J.
- WURSTER, Joel D.

**GENESEE COUNTY**
- BAESSLER, Joseph E.
- BARKEY, Brian M.
- BUCKLEY-O’NEILL, Kathleen
- CULLARI, Francine
- DIESEL, Peter L.
- GRIFFIN, Walter P.
- HALDY, Ronald L.
- HART, Clifford
- HENNEKE, Edward G.
- KNECHT, Timothy H.
- KRELLWITZ, Michael W.
- MANGAPORA, Michael J.
- MINER, Sharon K. S.
- PABST, Tom R.
- PIPER, Randolph P.
- REISING, H. William
- SIMMINGTON, Glen M.
- SMITH, Alan M.
- TREMBLEY, James J.
- TUCKER, John R.
- TURNAGE, Frank G.
- WHEATON, Robin L.

**GRAND TRAVERSE COUNTY**
- BICKEL, Mark P.
- BIMBER, Frederick R.
- BUDROS, Barbara D.
- CHRISTOPHERSON, James A.
- FISHER, Joseph C.

**HOUGHTON COUNTY**
- DAAVETTILA, Robert T.

**INGHAM COUNTY**
- BEHAN, Michael R.
- BEHAN, Raymond R.
- BENGSTON, Thomas A.
- BOSENBERG, Arlyn J.
- CASEY, Nan Elizabeth
- CUNNINGHAM, Janice K.
- DALE, Julia A.
- DE VINE, Barry F.
- DOSTER, Eric E.

**INGHAM COUNTY (Continued)**
- EDGAR, Mary C.
- EMERY, Lawrence J.
- FRIEDMAN, Leo H.
- GALLAGHER, Bryon P., Jr.
- GROLL, Catherine
- HOGAN, Patrick R.
- HOOVER, C. Mark
- HORNBACK, Oskar M.
- JAMO, James S.
- LOVIK, Mary M.
- MALLORY, Susan L.
- MANIS, Paula K.
- MCCAUSLY, Robert E.
- PELOT, Michael J.
- STROPKAI, James L.
- STROUD, Ted W.
- SUHRHEINRICH, Richard J.
- TIMMER, Amy
- TYSSKIEWICZ, Roman
- WADDELL, David D.
- WARD, James R.
- WONCH, Nancy A.
- WOOD, Rock A.
- ZULAKIS, George

**ISABELLA COUNTY**
- BLOEM, Gordon M.

**JACKSON COUNTY**
- HAMILTON, Janet L.

**KALAMAZOO COUNTY**
- DELEHANTY, Mary E.

**KENT COUNTY**
- GETTING, Jeffrey S.
- HAYTER, Karen M.
- KEISER, W. Jack
- KNEAS, John W.
- LEVINE, Sharan Lee
- RUSSELL, Gregory W.
- RYAN, William J.
- SHARMA, Namita
- SMITH, C. Giles, Jr.
- ZAUSNER, Henry T.

---

1 Deceased.
2 Retired or resigned as panelist.
3 Inactive panelist.
4 All full-time judges removed as hearing panelists.
KENT COUNTY
BLACK, James G.
COURTADE, Bruce Anthony
DAVID, Ronald E.
DUNN, William B.
EDGAR, Christopher L.
FARR, William S.
FIELDS, Geoffrey A.
KOLENIC, Anthony J., Jr.
KOSTA, Michael J.
McCARTHY, Paul A.
McGLADDERY, Patrick C.
MELTON, Scott R.
MUDIE, Kent W.
O’DOWD, Kevin J.
RABIDEAU, Christopher J.
REAMON, Martha E.
SAALFELD, James R.
SMIETANKA, John Allen
THEIME, R. Kevin
VULETICH, Victoria V.
WALTON, Michael C.

LAEPER COUNTY
PETERS, Neill T.

LIVINGSTON COUNTY
DRICK, Jay R.
GARDELLA, Robert C.
TROST, Richard M.

MACOMB COUNTY
ANDERSON, Philip J.
CARDAMONE, Emil E.
COLMAN, Neil M.
CURTIS, Robert J.
DELEKTA, Diane Hubel
FINAZZO, Lori J.
GARVEY, Paul T.
GARVEY, Robert F.
GOODMAN, Mark D.
HRIBAR, Robert J.
KATZ, Lawrence S.
LANGE, Craig W.
LASCOE, John S.
LEGGHIO, Brian M.
LUJAN, Joseph G.
MAKARSKI, Daniel P.
MARTIN, James N.
McCULLOUGH, Max D.
MERRY, Cynthia E.
PUTMAN, Alicia M.
PUZZUOLI, Joseph P.
RiNi, James W.
RUSSELL, Karen
SCHOENHERR, Craig S., Sr.
SHATZMAN, Pearl P.
TEGEL, Renee D.
THOMAS, James C.
WARNEZ, Dana M.
WOMACK, P. Douglas, Jr.
WYSS, William A.

MANISTEE COUNTY
KELEHER, Dennis L.

MASON COUNTY
ANDREWS, Robert D., Jr.
NICHOLSON, Gary L.

MARQUETTE COUNTY
CASSELMAN, Thomas P.
KEEFE, Ronald D.
KOCH, Kevin Wm.
PENCE, Steven L.

MIDLAND COUNTY
DURANCE, Stephen E.
MADDOX, Mark R.
MATHIEU, James H.

MONROE COUNTY
HORKEY, Christian J.
LAVOY, Jill M.
WETZEL, Robert
ZAGORSKI, Maria

MUSKEGON COUNTY
BALGOOYEN, Fredric F.
BLEAKLEY, Frederick W.
BOSSENBOEK, David L.
CHESSMAN, Robert O.
DAVIS, Shawn P.
MAY, Berton K.
NEAL, Gary T.
SCOTT, Brianna
SNIDER, I. John, II

OAKLAND COUNTY
ABBO, Peter
ABRAMS, Nina Dodge
ACKER, Gerald H.
APPLE, Jeffrey S.
AUGER, Cheryl J.
AUGUST, Gary K.
BAIERS, James E.
BALIAN, Michael J.
BALON-VAUGHN, Roberta S.
BARKER, Lori A.
BATTERSBY, Michael L.
BAUM, Martin S.
BAUMHART, A. David, III
BENHAM, Lucy R.
BERNSTEIN, Douglas C.
BERNSTEIN, Mark J.
BERNSTEIN, Samuel I.
BERNSTEIN, Stephen R.
BOOKHOLDER, Ronald W.
BRAZZIL, Cynthia E.
BROOKS, Keefe A.
BROWN, Geoffrey M.
BRUKOFF, William M.
BURDICK, James W.
CANNASCIER, Sue Ann

CARUSO, Kathryn M.
COLLINS, Morton B.
COLTON, Michael W.
CRANMER, Thomas W.
CUTLER, Donald M.
DAMREN, Samuel C.
DE VINE, Clifford, J.
EICHENHORN, Emily J.
FABRIZIO, Joseph J.
FELDMAN, Barry M.
FOX, Sharon Mullin
FREILICH, Diane M.
FRYHOF, Timothy T.
GAGE, William C.
GERSHEL, Alan M.
GOLD, Edward D.
GOLDMAN, Barry
GOLDSTEIN, Ronald A.
GOODMAN, Barry J.
GOOGASIAN, George A.
GRAMZOW, Kirsten E.
GROFFSKY, Richard L.
GUERRIERO, Timothy M.
GURWIN, Howard E.
HARNISCH, Alan C.
HARON, David L.
HAROUTUNIAN, Edward D.
HARRINGTON, James J., III
HEWSON, James F
HOHAUSER, Michael S.
HUTSON, Michael W.
JACOBS, Mark S.
KANTER, Alan M.
KINSLEY, Stephen L.
KUTHY, Douglas E.
LEONARD, Norbert B.
LEONARD, Veronica R.
LENDER, Joshua A.
LICHTERMAN, Susan S.
LINDEN, Howard T.
LINDEN, Jeffrey B.
LOGAN, Leslie Anne
LOWENTHAL, Betty L.
MANTESE, Gerard V.
MARVIN, Ronald S.
MATZ, Steven J.
McCANN, D. Michael
MILLER, Leonard E.
MITSEFF, Kimberly R.
MORROW, Raymond L.
NOVAK, Richard A.
O’CONNOR, Julie McCann
PALETZ, Susan E.
PAPPAS, Edward H.
PARKER, Joyce E.
PERLMUTER, Gary
PIA, Joseph
RAHEEM, Rasul M.
RICE, Cinnamon A.
RONAYNE, Colleen V.
RYAN, Thomas J.
SALTZMAN, Shirley A.
SEIFMAN, Barry A.
SCHIBLE, Eric D.
SCHNELZ, Kurt E.
OAKLAND COUNTY
(Continued)
SHABAN, Tova G.
SHERR, Paul D.
SHULMAN, Marc I.
SILVER, Kenneth F.
SMITH, Thomas C.
SKILLMAN, Alicia J.
STERLING, J. Robert
STERLING, Raymond J.
STEWART, Jeffrey T.
STOOPS, Kevin J.
SUSSER, Danielle F.
SUSSER, Steven C.
TALARICO, Paula M.
TATE, Towana
TEICHER, Mark L.
TOOHEY, Robert E.
TRIEST, Brent S.
SUSSER, Danielle F.
SUSSER, Steven C.
TALARICO, Paula M.
TATE, Towana
TEICHER, Mark L.
TOOHEY, Robert E.
TRIEST, Brent S.

ST. JOSEPH COUNTY
DAVIDSON, Matthew S.

VAN BUREN COUNTY
DuBAY, Mark D.
SCHUITMAKER, Harold G.

WASHTENAW COUNTY
BARR, John
BASTA, Joseph C.
CARTER, Stefani A.
CONNORS, Margaret A.
CONTI, Guy T.
DEW, Thomas E.
DODD, Gregory L.
EGGAN, Andrew M.
FINK, Sally Claire
FLINTOFT, Peter C.
GREEN, Philip
JONES, Constance L.
KESSELLER, Barbara L.
LAX, Jerold
LOVERNICK, Richard N.
MURPHY, Barbara L.
NICHOLS, Margaret J.
SACKS, Monika H.
SAFRANEK, Stephen J.
SENDLACH, Karen S.
SLANK, Eileen J.
STARK, Sheldon J.
SUGERMAN, Donald F.
VARTANIAN, Michael G.
VRENDAR, Joan P.
WAX, Harvey I.
WEBER, Deborah J.
HAMMERLIND

WAYNE COUNTY
(Continued)
GRUSKIN, Michael A.
GULLEN, John D.
HAMPTON, Verne C., II
HURWITZ, Miles A.
JACOBS, John P.
JADALLAH, Samer Naim
JARBOUT, Hala Y.
JORDAN, Teri A.
KASIBORSKI, Chester E., Jr.
KITCH, Richard A.
KUPICKI, Francis P.
LAKE, Timothy W.
LEMIRE, John J.
LIZZA, John B.
LONGSTREET, Kristine Heard
MAVEAL, Gary M.
McGRAW, Stephen D.
McLAIN, Patrick
MILLER, Bruce A.
MILLER, C. David, II
MOHNSIN, Saima S.
NIKOROS, Lambro
PAPISTA, Anthea E.
PHILLIPS, Dwight W.
PITTS, Stanley H.
PLUMB, Frederick B.
RICARD, Donald M., Jr.
ROBINSON, Ron D.
RODWAN, Gail O.
RONAYNE, John J., III
ROSS, Steven P.
SAUGET, William J.
SCHONBERG, Edward R.
SERYAK, Richard J.
SHERROD, Patricia L.
SMITH, Marjorie M.
SINCLAIR, Jennifer J.
TALON, Marjorie M.
TEALL, Graham L.
THOMAS, Cynthia G.
TRZCINSKI, Thomas J.
TRZERER, J. Thomas J.
TUKEI, Jonathan
URSO, John R.
VAN HOOK, Dawn A.
WATZA, Michael J.
WELLER, Robert Y., II
WHITE, Lynda D.
WIDLAK, Anne
WYNNE, James E.
YOTT, Cynthia K.

WAYNE COUNTY
(Continued)
GRUSKIN, Michael A.
GULLEN, John D.
HAMPTON, Verne C., II
HURWITZ, Miles A.
JACOBS, John P.
JADALLAH, Samer Naim
JARBOUT, Hala Y.
JORDAN, Teri A.
KASIBORSKI, Chester E., Jr.
KITCH, Richard A.
KUPICKI, Francis P.
LAKE, Timothy W.
LEMIRE, John J.
LIZZA, John B.
LONGSTREET, Kristine Heard
MAVEAL, Gary M.
McGRAW, Stephen D.
McLAIN, Patrick
MILLER, Bruce A.
MILLER, C. David, II
MOHNSIN, Saima S.
NIKOROS, Lambro
PAPISTA, Anthea E.
PHILLIPS, Dwight W.
PITTS, Stanley H.
PLUMB, Frederick B.
RICARD, Donald M., Jr.
ROBINSON, Ron D.
RODWAN, Gail O.
RONAYNE, John J., III
ROSS, Steven P.
SAUGET, William J.
SCHONBERG, Edward R.
SERYAK, Richard J.
SHERROD, Patricia L.
SMITH, Marjorie M.
SINCLAIR, Jennifer J.
TALON, Marjorie M.
TEALL, Graham L.
THOMAS, Cynthia G.
TRZCINSKI, Thomas J.
TRZERER, J. Thomas J.
TUKEI, Jonathan
URSO, John R.
VAN HOOK, Dawn A.
WATZA, Michael J.
WELLER, Robert Y., II
WHITE, Lynda D.
WIDLAK, Anne
WYNNE, James E.
YOTT, Cynthia K.

OCEANA COUNTY
ROSE, James M.

OTTAWA COUNTY
HANN, Donald H.
MARQUIS, John R.
McNALLY, Sheila F.
MULDER, Andrew J.

ROSCOMMON COUNTY
MEIRING, Ronald C.

SAGINAW COUNTY
CHASNIS, John A.
HAHN, Robert A.
MOSSNER, Eugene D.
SMITH, Lawrence Wm., Jr.
WALLACE, David A.
WASHBURN, Douglas S.

ST. CLAIR COUNTY
HILL, Steven L.
McGLYNN, Meghan A.
McNAMEE, John B.
WATSON, George C.

ST. JOSEPH COUNTY
DAVIDSON, Matthew S.

VAN BUREN COUNTY
DuBAY, Mark D.
SCHUITMAKER, Harold G.

WASHTENAW COUNTY
BARR, John
BASTA, Joseph C.
CARTER, Stefani A.
CONNORS, Margaret A.
CONTI, Guy T.
DEW, Thomas E.
DODD, Gregory L.
EGGAN, Andrew M.
FINK, Sally Claire
FLINTOFT, Peter C.
GREEN, Philip
JONES, Constance L.
KESSELLER, Barbara L.
LAX, Jerold
LOVERNICK, Richard N.
MURPHY, Barbara L.
NICHOLS, Margaret J.
SACKS, Monika H.
SAFRANEK, Stephen J.
SENDLACH, Karen S.
SLANK, Eileen J.
STARK, Sheldon J.
SUGERMAN, Donald F.
VARTANIAN, Michael G.
VRENDAR, Joan P.
WAX, Harvey I.
WEBER, Deborah J.
HAMMERLIND

WAYNE COUNTY
BAKER, Chandra W.
BARTOS, Suzanne P.
BOLDEN, Carl B., Jr.
BUFFINGTON, Lamont E.
BURGESS, Laurence C.
CAMINSKY, Jeffrey
CHADWELL, Kenneth R.
COHEN, David M.
COSTELLO, Margaret A.
COTHORN, John A.
CUMMINGS, Owen J.
DAKMAK, John D.
DALEY, Karen M.
DOCTOROFF, Andrew S.
DUFRANE, Kyle R.
EDWARDS, Sharon-Lee
EISENBERG, Stuart B.
ELLIOTT, Sylvia J.
ESSAD, Kenneth M.
ESSHAKI, Gene J.
FIELDMAN, Elaine S.
FISCHER, Paul J.
FISHER, Dodd B.
FRIMPONG, Ben K.
GAZALL, Robert S.
GARBARINO, Linda M.
GESKEY, Stephen M.

WAYNE COUNTY
GRUSKIN, Michael A.
GULLEN, John D.
HAMPTON, Verne C., II
HURWITZ, Miles A.
JACOBS, John P.
JADALLAH, Samer Naim
JARBOUT, Hala Y.
JORDAN, Teri A.
KASIBORSKI, Chester E., Jr.
KITCH, Richard A.
KUPICKI, Francis P.
LAKE, Timothy W.
LEMIRE, John J.
LIZZA, John B.
LONGSTREET, Kristine Heard
MAVEAL, Gary M.
McGRAW, Stephen D.
McLAIN, Patrick
MILLER, Bruce A.
MILLER, C. David, II
MOHNSIN, Saima S.
NIKOROS, Lambro
PAPISTA, Anthea E.
PHILLIPS, Dwight W.
PITTS, Stanley H.
PLUMB, Frederick B.
RICARD, Donald M., Jr.
ROBINSON, Ron D.
RODWAN, Gail O.
RONAYNE, John J., III
ROSS, Steven P.
SAUGET, William J.
SCHONBERG, Edward R.
SERYAK, Richard J.
SHERROD, Patricia L.
SMITH, Marjorie M.
SINCLAIR, Jennifer J.
TALON, Marjorie M.
TEALL, Graham L.
THOMAS, Cynthia G.
TRZCINSKI, Thomas J.
TRZERER, J. Thomas J.
TUKEI, Jonathan
URSO, John R.
VAN HOOK, Dawn A.
WATZA, Michael J.
WELLER, Robert Y., II
WHITE, Lynda D.
WIDLAK, Anne
WYNNE, James E.
YOTT, Cynthia K.

WEXFORD COUNTY
McCURLY, David S.
PETTERSON, David R.

PAGE 21
2013 ANNUAL REPORT—MICHIGAN ATTORNEY DISCIPLINE BOARD
STATE OF MICHIGAN
ATTORNEY DISCIPLINE BOARD
211 W. Fort St., Ste. 1410
Detroit, MI 48226
WWW.ADBMICH.ORG

STATE OF MICHIGAN
ATTORNEY GRIEVANCE COMMISSION
535 Griswold, Ste. 1700
Detroit, MI 48226
WWW.AGCMI.COM

2013 JOINT ANNUAL REPORT
MICHIGAN ATTORNEY DISCIPLINE BOARD & ATTORNEY GRIEVANCE COMMISSION