

**State of Michigan  
Attorney Discipline Board**

FILED  
ATTORNEY DISCIPLINE BOARD  
10 JAN 25 PM 4:23

**In the matter of the Petition  
for Reinstatement of  
Wendell N. Davis, Jr., P-27470**

Petitioner.

ADB Case No. 10-7-RP  
AGC File No. DP 003/10

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**Notice of Hearing On Petition For Reinstatement**

Notice is given that Wendell N. Davis, Jr., has filed a petition for reinstatement in the Supreme Court of the State of Michigan and with the Attorney Grievance Commission seeking reinstatement as a member of the Bar of this state and restoration of his license to practice law.

The Petitioner and Grievance Administrator filed a stipulation for consent order of discipline, in accordance with MCR 9.115(F)(5), containing Petitioner's plea of no contest to the allegations that he committed professional misconduct in his representation of three personal injury clients when he misappropriate client funds; failed to promptly render an accurate accounting regarding a settlement; commingled client funds with his own property; settled a claim for liability with his unrepresented client and did not advise his client in writing that independent representation is appropriate in connection therewith; paid a disputed medical service bill without authorization by his client; accepted compensation for representing a client without the client's consent; failed to respond to the Attorney Grievance Commission's demand for information; engaged in conduct involving dishonestly, fraud, deceit, misrepresentation, or violation of the criminal law where such conduct reflects adversely on the lawyer's honesty, trustworthiness or fitness as a lawyer; and engaged in conduct that is prejudicial to the administration of justice.

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Petitioner was charged with violations of MCR 8.121; MCR 9.104(A)(1)-(4); and Michigan Rules of Professional Conduct 1.2(a); 1.8(f); 1.8(h)(2); 1.15(b)(3) [formerly 1.15(b)]; 1.15(d) [formerly 1.15(a)]; 8.1(a)(2); and 8.4(a)-(c).

In accordance with the stipulation approved by the Attorney Grievance commission, the panel ordered that Petitioner's license to practice law in Michigan should be suspended for two and a half years, effective April 17, 2007, and that Petitioner pay restitution in the aggregate amount of \$1,939.26. The panel also ordered that Petitioner be subject to conditions relevant to the alleged misconduct and assessed costs in the amount of \$1,523.35.

The hearing on the Petition for Reinstatement is scheduled for Tuesday, April 13, 2010.

The Petitioner is required to establish the following by clear and convincing evidence:

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

imposed on members of the Bar and he will conduct himself in conformity with such standards;

7. He can safely be recommended to the public, the courts, and the legal profession as a person fit to be consulted by others and to represent them and otherwise act in matters of trust and confidence, and in general to aid in the administration of justice as a member of the Bar and as an officer of the court;

8. That if he has been suspended for three years or more, he has been recertified by the Board of Law Examiners; and,

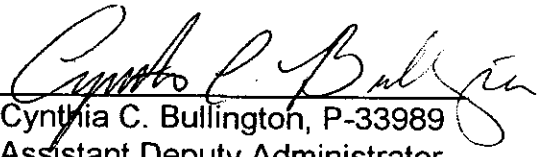
9. That he has reimbursed or has agreed to reimburse the Client Protection Fund any money paid from the fund as a result of his conduct. Failure to fully reimburse as agreed is grounds for revocation of a reinstatement.

In the interest of maintaining the high standards imposed on the legal profession as conditions for the privilege to practice law in this state, and of protecting the public, the judiciary, and the legal profession against conduct contrary to such standards, the Petitioner will be required to establish his eligibility for reinstatement by clear and convincing evidence.

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

Cynthia C. Bullington, Assistant Deputy Administrator  
Attorney Grievance Commission  
243 W. Congress, Suite 256  
Detroit, MI 48226  
(313) 961-6585

Dated: January 25<sup>th</sup> 2010

  
Cynthia C. Bullington, P-33989  
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