

**State of Michigan**  
**Attorney Discipline Board**

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ATTORNEY DISCIPLINE BOARD  
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**In the Matter of the Petition for Reinstatement  
of David S. Feinberg, P42854,**

**ADB Case No. 11-145-RP  
AGC File No. DP #002-12**

**Petitioner,**

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**Notice of Hearing on Petition for Reinstatement**

Notice is given that David S. Feinberg, 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.

Effective March 31, 2005, the Petitioner was found to be in default for his failure to file answers to the formal complaints. Based on those defaults, the panel found that Petitioner, with respect to Formal Complaint 05-10-GA, committed misconduct that was prejudicial to the administration of justice; exposes the legal profession or the courts to obloquy, contempt, censure, or reproach; and contrary to justice, ethics, honesty, or good morals. In Formal Complaint 05-91-GA, Petitioner failed to appear on behalf of three clients in criminal matters; and failed to answer a request for investigation served by the Grievance Administrator. Finally, in Formal Complaint 05-61-JC, Petitioner was convicted of a probation violation and possession of a controlled substance less than 25 grams. Petitioner's conduct was in violation of MCR 9.104(A)(1)-(5) and (7); MCR

9.113(A) and (B)(2); Michigan Rules of Professional Conduct 1.1(a)-(c); 1.2(a) 1.3; 1.16(d); 3.2; 3.5(c); 8.1(a)(2); and 8.4(a)-(c); and MCL 333.7403(2)(a)(5) and MCL 771.4. Petitioner's license to practice law was suspended for a minimum of two years.

In Formal Complaint 05-121-GA, effective March 31, 2005, pursuant to 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 failed to diligently represent his client; failed to protect his client's interests upon termination of his representation; failed to expedite litigation consistent with the interests of his client; engaged in conduct prejudicial to the administration of justice by failing to appear for court hearings; failed to provide note of his automatic suspension to clients, the courts, and opposing counsel, or to file the appropriate affidavits of compliance; and failed to answer a request for investigation, Petitioner's conduct was found to be in violation of MCR 9.104(A)(1)-(4) and (7); MCR 9.113(A) and (B)(2); MCR 9.119(A)-(C); and Michigan Rules of Professional Conduct 1.1(c); 1.2(a); 1.3; 1.16(d); 3.2; 8.1(a)(2); and 8.4(a) and (c). Petitioner's license to practice law was suspended for a minimum of two years concurrent with the suspension stated above.

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 terms of the suspensions ordered have elapsed;
3. He has not practiced or attempted to practice law contrary to the requirements of his suspensions;

4. He has complied fully with the terms of the orders 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 given he has not been licensed to practice law for three years or more, he has been recertified by the Board of Law Examiners;

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;

10. That more than six months have passed since the completion of his sentence; and,

11. That more than 180 days have passed since the effective date of the most recent hearing panel order denying reinstatement.

The hearing in this matter is scheduled for Wednesday, March 28, 2012, at 10:00 a.m., in East Lansing, Michigan.

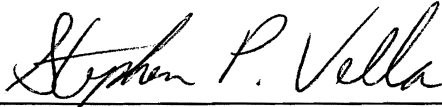
In the interest of maintaining the high standards imposed on the legal profession as conditions for the privilege to practice law in this state, and of protecting the public, the judiciary, and the legal profession against conduct contrary to such standards, the

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:

Stephen P. Vella, Senior Associate Counsel  
Michigan Attorney Grievance Commission  
535 Griswold, Suite 1700  
Detroit, MI 48226  
(313) 961-6585

Dated: January 13, 2012

  
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