

STATE OF MICHIGAN

Attorney Discipline Board

GRIEVANCE ADMINISTRATOR,  
Attorney Grievance Commission,

Petitioner,

v

Case No. 09-50-GA

SAMUEL E. McCARGO, P 25298,

Respondent.

FILED  
ATTORNEY DISCIPLINE BOARD  
10 SEP 10 AM 9:37

**ORDER OF SUSPENSION AND  
ORDER DENYING PENDING MOTIONS**

Issued by the Attorney Discipline Board  
Tri-County Hearing Panel #27

John R. Urso, Chairperson  
Stanley H. Pitts, Member  
Michael A. Gruskin, Member

This matter is before the panel upon the filing of Formal Complaint 09-50-GA charging that respondent, Samuel E. McCargo, has committed acts of professional misconduct warranting discipline. The panel has filed its report which includes application of the American Bar Association's Standards for Imposing Lawyer Sanctions, its findings and conclusions as to misconduct and discipline, and being otherwise fully advised;

**NOW THEREFORE,**

**IT IS ORDERED** that respondent's license to practice law in Michigan is **SUSPENDED FOR 179 DAYS, COMMENCING OCTOBER 2, 2010**, and until the respondent's filing of an affidavit of compliance with the Supreme Court, the Attorney Discipline Board and the Attorney Grievance Commission in accordance with MCR 9.123(A).

**IT IS FURTHER ORDERED** that, for purposes of MCR 9.119, the effective date of this order is **October 2, 2010**.

**IT IS FURTHER ORDERED** that from the effective date of this order and until reinstatement in accordance with the applicable provisions of MCR 9.123, respondent is forbidden from practicing law in any form; appearing as an attorney before any court, judge, justice, board, commission or other public authority; or holding himself out as an attorney by any means.

**IT IS FURTHER ORDERED** that respondent shall, within seven days after the effective date of this order, notify all of his active clients, in writing, by registered or certified mail, return receipt requested, of the following:

1. the nature and duration of the discipline imposed;
2. the effective date of such discipline;
3. respondent's inability to act as an attorney after the effective date of such discipline;
4. the location and identity of the custodian of the clients' files and records which will be made available to them or to substitute counsel;
5. that the clients may wish to seek legal advice and counsel elsewhere; provided that if respondent is a member of a law firm, the firm may continue to represent each client with the client's express written consent;
6. the address to which all correspondence to respondent may be addressed.

**IT IS FURTHER ORDERED** that in accordance with MCR 9.119(B), respondent must, on or before the effective date of this order, in every matter in which respondent is representing a client in litigation, file with the tribunal and all parties a notice of respondent's disqualification from the practice of law.

**IT IS FURTHER ORDERED** that respondent shall, within 14 days after the effective date of this order, file with the Grievance Administrator and the Attorney Discipline Board an affidavit of compliance as required by MCR 9.119(C).

**IT IS FURTHER ORDERED** that respondent's conduct after the entry of this order but prior to its effective date, shall be subject to the restrictions set forth in MCR 9.119(D); and respondent's compensation for legal services shall be subject to the restrictions described in MCR 9.119(F).

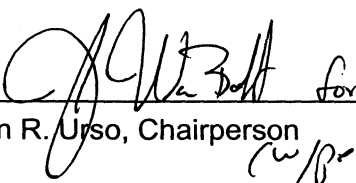
**IT IS FURTHER ORDERED** that respondent's objections/motion to petitioner's itemized statement of expenses is **DENIED** for the reasons set forth in the panel's report.

**IT IS FURTHER ORDERED** that respondent's motion to stay the penalty decision and reopen the proofs in respondent's disciplinary hearing is **DENIED**.

**IT IS FURTHER ORDERED** that respondent shall, on or before **October 2, 2010**, pay costs in the amount of **\$36,454.97**. Check or money order shall be made payable to the State Bar of Michigan, but submitted to the Attorney Discipline Board [211 West Fort St., Ste. 1410, Detroit, MI 48226] for proper crediting. (See attached instruction sheet).

**ATTORNEY DISCIPLINE BOARD**  
Tri-County Hearing Panel #27

By:

 for  
\_\_\_\_\_  
John R. Urso, Chairperson  
(w/permission)

DATED: September 10, 2010