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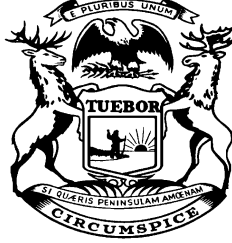
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333 WEST FORT STREET, SUITE 1700
DETROIT, MICHIGAN 48226-3147
PHONE: 313-963-5553

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NOTICE OF DISMISSAL

Case No. 26-2-GA

Nicholas Somberg, P 80416, Clarkston, Michigan

Dismissal, effective September 15, 2026

The Grievance Administrator filed a formal complaint against respondent alleging that he committed professional misconduct while representing a client during his preliminary examination in a criminal matter. The complaint alleged that respondent and his client used inappropriate and vulgar language when discussing the cross-examination of the victim's sister during a break in the examination. It was further alleged that, when asked to refrain from such language by the sheriff who was acting as the court bailiff, respondent replied in anger and used profanity toward the sheriff.

The complaint alleged that respondent failed to treat persons in the legal process with courtesy and respect, in violation of MRPC 6.5(a); engaged in conduct that exposes the legal profession or the courts to obloquy, contempt, censure or reproach, in violation of MCR 9.104(2); engaged in conduct that is contrary to justice, ethics, honesty or good morals, in violation of MCR 9.104(3); and, engaged in conduct that is a violation of the Michigan Rules of Professional Conduct, in violation of MRPC 8.4(a) and MCR 9.104(4).

After proceedings conducted pursuant to MCR 9.115, Tri-County Hearing Panel #69 found that the Grievance Administrator failed to establish by a preponderance of the evidence a violation of the Rules of Professional Conduct and the Michigan Court Rules as alleged in the formal complaint. Therefore, the matter was dismissed in its entirety. No costs were assessed.