

2012 ANNUAL REPORT  
CLIENTS' SECURITY FUND OF OHIO



THE SUPREME COURT *of* OHIO

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# THE SUPREME COURT *of* OHIO

2012 ANNUAL REPORT

Clients' Security Fund of Ohio

NOVEMBER 2012



**MAUREEN O'CONNOR**

CHIEF JUSTICE

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**EVELYN LUNDBERG STRATTON**

**TERRENCE O'DONNELL**

**JUDITH ANN LANZINGER**

**ROBERT R. CUPP**

**YVETTE MCGEE BROWN**

JUSTICES

**STEVEN C. HOLLON**

ADMINISTRATIVE DIRECTOR

**CLIENTS' SECURITY FUND OF OHIO**

**JEROME PHILLIPS**

CHAIR

**SALLY W. CUNI**

**LARRY JOHNSON**

**HON. JAMES GREEN**

**HON. JOHN J. RUSSO**

**CLIFTON SPINNER**

**HOWARD A. TRAUL, II**

MEMBERS

**JANET GREEN MARBLEY**

ADMINISTRATOR

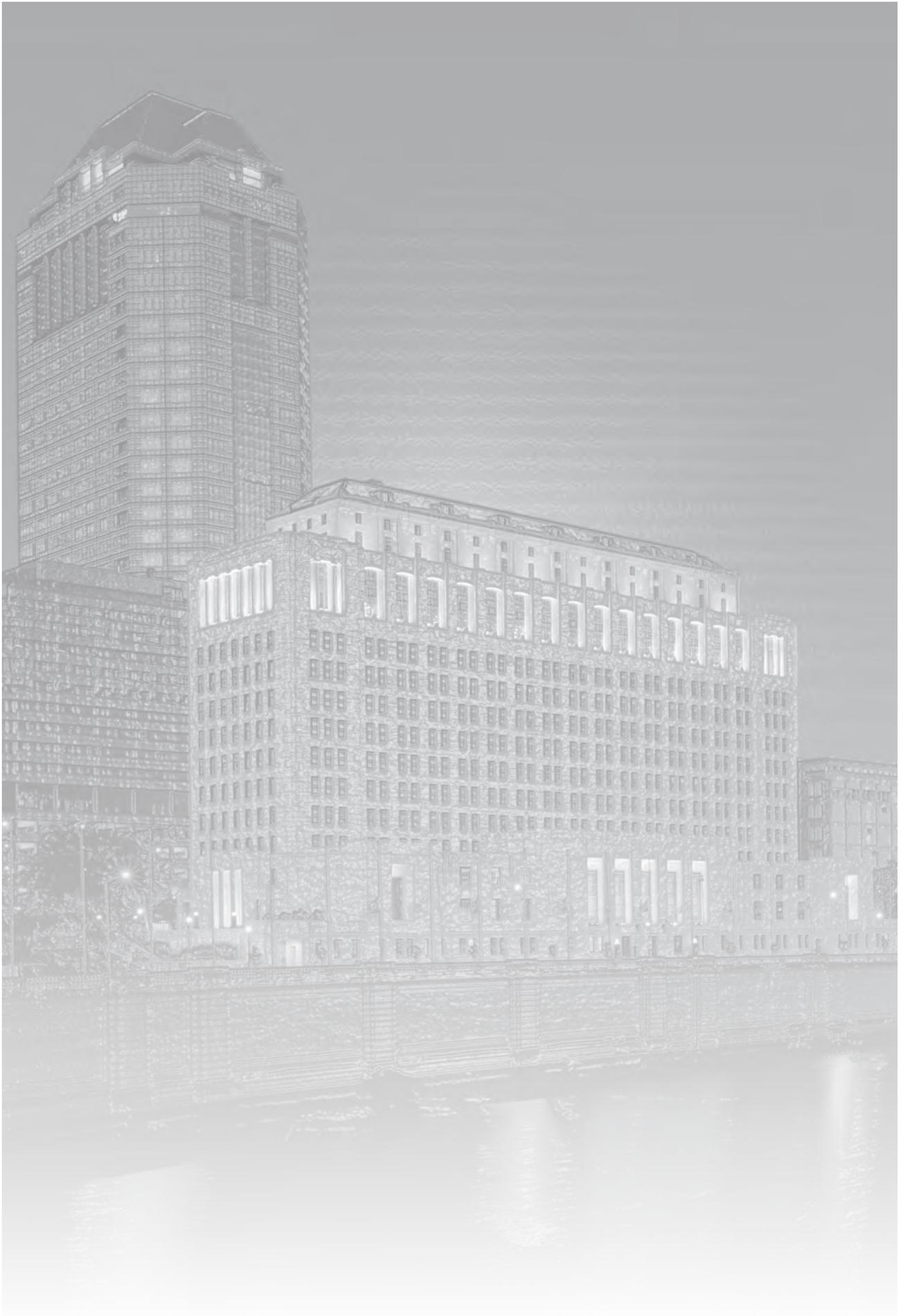
2012 ANNUAL REPORT  
OF THE  
CLIENTS' SECURITY FUND OF OHIO

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## INTRODUCTION

The Clients' Security Fund of Ohio (CSF) was created in 1985 by the Supreme Court of Ohio to improve the image of the legal profession by providing financial reimbursement to victims of dishonest lawyers. Since 1985, the Supreme Court of Ohio has actively promoted and supported the mission and goals of the Clients' Security Fund.

For the past 27 years, lawyers in the state of Ohio provided more than \$17.3 million to reimburse 2,251 victims of dishonest lawyers (*see Appendix A*).



GREEN MARBLEY

As indicated in this report, the Clients' Security Fund continues to achieve its goal of providing assistance to clients financially harmed by the dishonest conduct of a licensed Ohio attorney. Included is a summary of the overall fund's operations, along with a detailed analysis of claims activity for the fiscal year beginning July 1, 2011, and ending June 30, 2012.

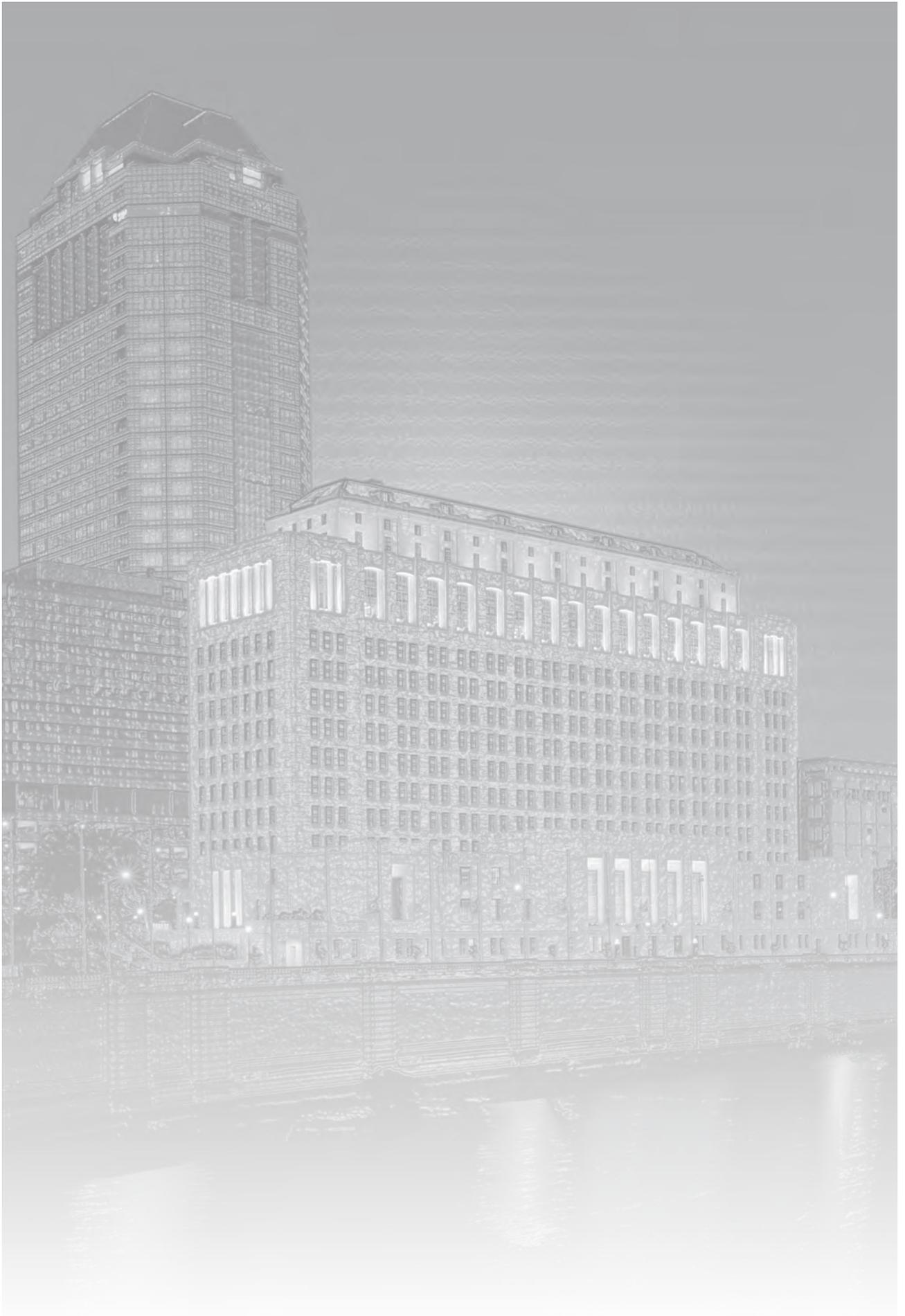
### CLAIM ACTIVITY DURING FISCAL YEAR 2012 INCLUDED:

- The receipt of 214 applications for reimbursement (*Appendix B*)
- The review of 220 claims and 4 applications for attorney fees by the Clients' Security Fund Board of Commissioners
- The reimbursement of \$929,993.93 to 175 eligible claimants
- Two claims tabled and 45 claims determined to be ineligible.

In fiscal year 2012, 60 attorneys were involved in Clients' Security Fund claims. This number represents less than one-half of 1 percent of about 60,000 licensed attorneys in Ohio and more than 40,000 of whom are engaged in the active practice of law.

This report confirms the fact that the overwhelming majority of Ohio lawyers observe high standards of integrity when entrusted with law-client money or property. The dishonest acts of a few, however, can affect the public's image of and confidence in the legal profession as a whole. The Clients' Security Fund seeks to restore public confidence in the legal profession by reimbursing law clients for losses sustained as a result of the dishonest conduct of their attorney.

Janet Green Marbley  
Administrator  
Clients' Security Fund of Ohio



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## CHAIRMAN'S COMMENTS

In fiscal year 2012, the Board of Commissioners of the Clients' Security Fund reviewed 220 claims and determined 175 to be eligible for reimbursement. Total reimbursement for eligible claims for fiscal year 2012 was \$929,993.93.

Unearned fee claims accounted for 149 of the 175 eligible claims and 34.5 percent of the total amount reimbursed by the fund. By contrast, there were 16 claims resulting from thefts by fiduciaries, accounting for 36.8 percent of the total dollars reimbursed by the fund. Five claims involved theft of settlement proceeds, representing 11.8 percent of the total reimbursed in fiscal year 2012. The five remaining eligible claims involved an estate theft and 4 thefts by deception, accounting for 8.1 percent and 8.8 percent, respectively, of the total amount reimbursed.

The maximum amount that may be reimbursed is \$75,000 per claim. During fiscal year 2012, four claimants received maximum awards.

The awards made in fiscal year 2012 resulted from the dishonest conduct of 60 Ohio attorneys. While it is unfortunate when even a single Ohio attorney engages in dishonest conduct, it is important to note that this number represents 0.14 percent of the 43,650 Ohio attorneys engaged in the active practice of law. Likewise, it is notable that reimbursement provided by the Clients' Security Fund is made possible by attorney registration fees paid by all active Ohio attorneys.

I would like to express my appreciation to the commissioners with whom I serve for their hard work and dedication to the accomplishment of the fund's mission. These individuals volunteer their time and expertise to help improve the image of the legal profession by helping those harmed by the dishonest acts of a few.

I would also like to thank Administrator Janet Green Marbley and the Clients' Security Fund staff for their assistance to both the board and to the individuals seeking reimbursement from the fund. Their hard work and dedication are greatly appreciated.

Finally, I would like to thank the Supreme Court of Ohio for its continued support of the fund's mission and goals, and for the confidence placed in me by allowing me to chair this board.

Jerome Phillips, Chair  
Clients' Security Fund Board of Commissioners



**JEROME PHILLIPS** was appointed to the board for a second three-year term in January 2010, and presently serves as chair. Mr. Phillips is a partner with the law firm of Wittenberg, Phillips and Nusbaum in Toledo.

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## BOARD OF COMMISSIONERS

### MEMBERS



CUNI



JOHNSON



GREEN



RUSSO



SPINNER



TRAUL

Gov. Bar R. VIII (*Appendix C*) requires the establishment of a seven-member board of commissioners (board) of the Clients' Security Fund of Ohio (CSF) to determine the eligibility of claims filed with the fund and to manage fund assets. The current board includes 3 attorneys, 2 judges, and 2 non-attorneys. Board members are appointed by the Supreme Court justices to three-year terms and are limited to two consecutive terms. They serve as volunteers and are compensated only for travel expenses.

**SALLY W. CUNI** was appointed to the CSF board for a second three-year term in January 2012. Ms. Cuni is the founding partner and retired president of Cuni, Rust & Strenk, Inc., in Cincinnati.

**LARRY JOHNSON** was appointed to the CSF board for a three-year term beginning January 1, 2011. Mr. Johnson is a former Columbus city attorney and retired as staff attorney to the Ohio Department of Liquor Control's Permit Division in Columbus.

**HON. JAMES E. GREEN** of the Franklin County Municipal Court in Columbus was appointed to the CSF board in January 2008 and reappointed in January 2011. Judge Green is also the former fund administrator, having served in that capacity from 1989 to 1995.

**HON. JOHN J. RUSSO** of the Cuyahoga County Court of Common Pleas in Cleveland was appointed to the CSF board in November 2011 to complete an unexpired term.

**CLIFTON SPINNER** was appointed to the CSF board in June 2006 to complete an unexpired term and was reappointed to a second three-year term as vice-chair in January 2009. Staff Lt. Spinner serves with Strategic Services of the Ohio State Highway Patrol in Columbus.

**HOWARD A. TRAU II** was appointed to the CSF board for a three-year term beginning January 1, 2010. Mr. Traul is a partner in the law firm of Thompson, Dunlap & Heydinger, Ltd., in Bellefontaine. Mr. Traul is also the City of Bellefontaine's law director.

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## STAFF

Pursuant to Gov. Bar R. VIII, the Supreme Court of Ohio appoints an administrator to oversee the day-to-day operations of the Clients' Security Fund and to serve as secretary to the board. Janet Green Marbley (*page 1*), originally appointed by the court in 1995, is the current administrator and board secretary. The staff includes Meletha Dawson, administrative secretary; Pamela Leslie, fiscal specialist; and Abby Minnix, claims analyst.

## PUBLICATIONS

The Clients' Security Fund, in collaboration with the Commission on Professionalism, published "A Consumer's Practical Guide to Managing a Relationship with a Lawyer," which provides general, practical information about the lawyer-client relationship. The guide is written and intended for use by the general public, and provides easy-to-understand, useful information, including how to find a lawyer, what to expect after hiring a lawyer and how to avoid problems in the lawyer-client relationship. The consumer guide is distributed statewide to bar associations, public libraries, law firms and other professional and governmental offices.

The CSF also publishes a pamphlet that contains a brief description of the purpose of the fund. The pamphlet includes answers to basic questions about the types of claims that may be reimbursed by the CSF.

Following each board meeting, the CSF staff prepares and distributes a press release that contains a brief description of the awards made by the board, including the names of attorneys involved in the claims. The Supreme Court Office of Public Information distributes the press release online to the publications on its mailing list. In addition, the fund distributes the press release statewide to bar and other professional associations, newspapers and other publications, as well as to legislators, county prosecutors and other governmental offices. The CSF gains increased exposure from the distribution of its press release.

The CSF is online at [www.supremecourt.ohio.gov/Boards/clientSecurity/](http://www.supremecourt.ohio.gov/Boards/clientSecurity/) and is accessible by e-mail at [csfo@sc.ohio.gov](mailto:csfo@sc.ohio.gov). Thanks to the assistance of the Office of Public Information Office, current information about the CSF, including the application for reimbursement, is available online.

### STAFF



**DAWSON**



**LESLIE**



**MINNIX**

## REVENUE

### ATTORNEY REGISTRATION FEES

Every licensed Ohio attorney is required to register with the Supreme Court of Ohio on or before the first day of September in each odd-numbered year and, unless registering for inactive status, must pay a \$350 registration fee. All registration fees are placed in the Attorney Services Fund. The Clients' Security Fund is funded entirely with funds allocated from the Attorney Services Fund. Since establishing the CSF in 1985, the Supreme Court of Ohio has allocated more than \$17.3 million from the Attorney Services Fund to the CSF.

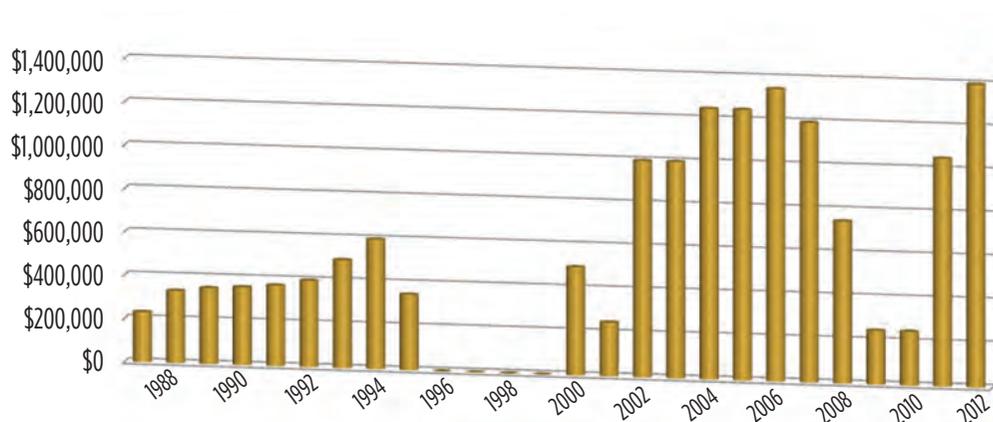
During fiscal year 2012, the Court allocated \$1.4 million for the payment of claims and \$398,181 for the payment of operating expenses. The CSF expended \$371,173, or 93 percent of the allocation, for operating expenses, and \$931,023.93, or 66 percent of the allocation, for the payment of claims and attorney fees. Amounts allocated for the payment of awards are transferred to the CSF trust account at the Huntington National Bank. The trust account balance on June 30, 2012, was \$1,109,034.96.

### INTEREST INCOME

The CSF board chair, with the approval of a board majority, manages and invests the funds allocated from the Attorney Services Fund for the payment of CSF awards. Gov. Bar R. VIII, however, limits investments to short-term insured obligations of the U.S. government. Interest income is not, therefore, a major source of revenue for the CSF.

During fiscal year 2012, the trust fund earned \$678.13 in interest income.

## TRUST FUND ALLOCATIONS



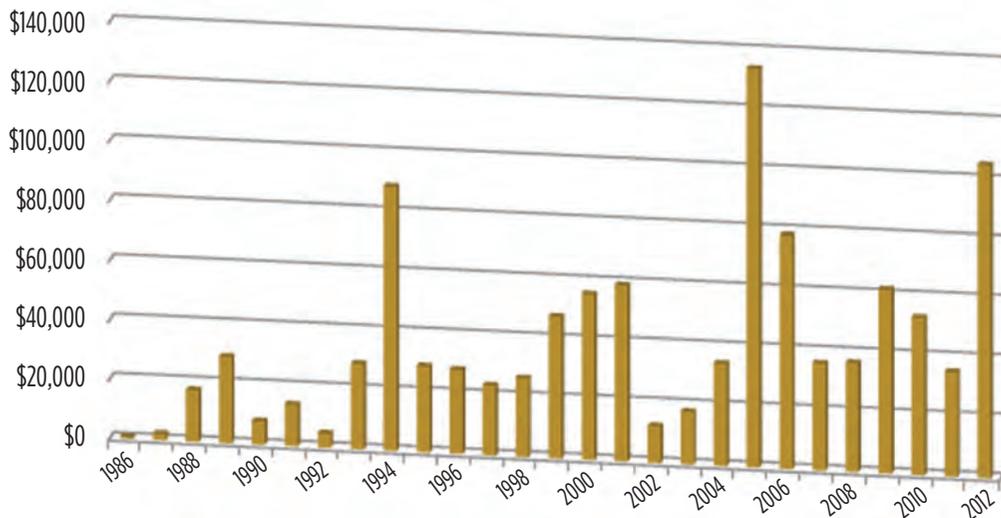
## COLLECTIONS

Prior to receiving an award from the Clients' Security Fund, each claimant must execute a complete release and subrogation agreement. Based on the assignment of rights in the agreement, the fund initiates collection proceedings against the dishonest attorney. The amounts collected are deposited into the CSF trust account.

For the period July 1, 2011, through June 30, 2012, the fund received \$105,215.08 in restitution revenues:

- \$7,568.58 was collected by the Ohio Attorney General's Office
- \$2,382 was collected by outside counsel (Weltman, Weinberg & Reis, Co., L.P.A.)
- \$17,022 was recovered through voluntary payments
- \$73,272.50 was recovered through court-ordered probation and/or restitution
- \$4,970 was collected as a result of repayment agreements obtained by the CSF.

## SUBROGATION PROCEEDS



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## CLAIMS PROCEDURE

### INTAKE AND EVALUATION

A claimant seeking reimbursement from the fund must complete an application for reimbursement. Upon receipt of a claimant's application, the CSF administrator reviews the information to determine whether the application alleges a loss resulting from the dishonest conduct of a licensed Ohio attorney. If the claim fails to allege dishonest conduct and/or a loss, as defined in Gov. Bar R. VIII, the CSF administrator prepares a written explanation to the claimant and the application is closed.

### INVESTIGATION

Applications alleging a loss resulting from the dishonest conduct of a licensed Ohio attorney are investigated by the CSF claims analyst to verify the claimant's allegations. The investigation begins with written notice to the attorney to advise him or her of the nature of the claim, the alleged loss amount and the name of the claimant. The notice instructs the attorney to submit a written response to the claim.

The CSF investigation attempts to verify the existence of the eligibility criteria in Gov. Bar R. VIII:

- An attorney-client relationship must exist between the claimant and the attorney involved in the claim (or a fiduciary relationship customary to the practice of law).
- The application for reimbursement must be filed within one year of the occurrence or the discovery of the dishonest act. The one-year time period may be tolled if the client takes some other affirmative action (e.g., files a court action against the attorney or a grievance with a bar association or Office of Disciplinary Counsel).
- The attorney against whom the claim is filed must have been disciplined by the Supreme Court of Ohio, unless the attorney has resigned or is deceased.
- The attorney involved in the claim must have committed a dishonest act in the nature of an embezzlement or theft of money or property, or the misappropriation or conversion of money or property. Losses resulting from negligence, malpractice, fee disputes or claims involving client dissatisfaction are not eligible for reimbursement from the fund.

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## BOARD REVIEW

Gov. Bar R. VIII gives the CSF board sole discretion to determine which claims merit reimbursement from the fund, as well as the amount, time, manner, conditions and order of payments of reimbursement. The board may request additional information or hold an informal hearing before reaching its decision. A claimant or an attorney may request permission to appear before the board in person, in which case the board chair decides the request. During fiscal year 2012, there were no requests to appear before the board.

An affirmative vote of at least four commissioners is required for claim determinations. The CSF Board Rules provide that when a claim is determined ineligible for reimbursement, the claimant may, within 30 days after receipt of the board's decision, request board reconsideration of the claim.

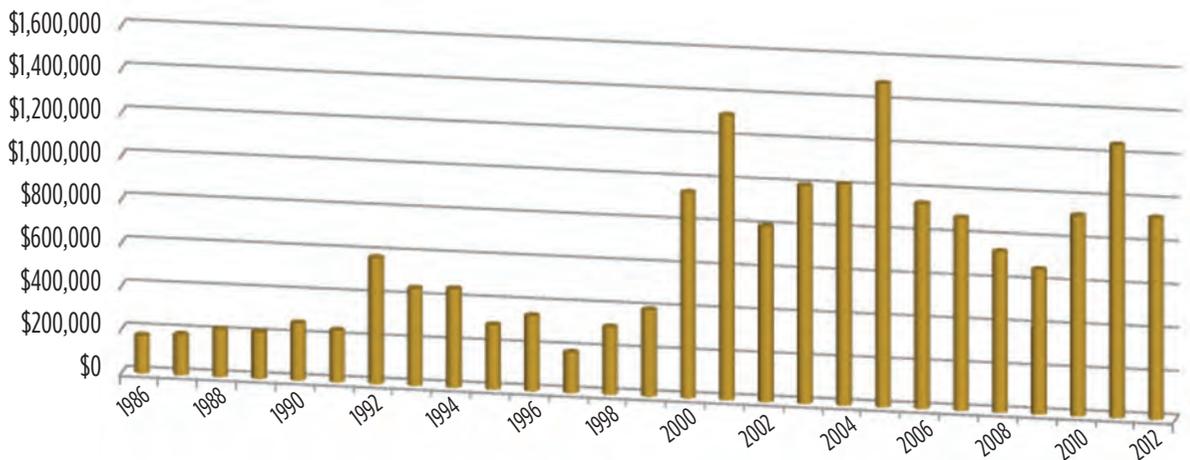
Claimants need not be represented by counsel to file an application for reimbursement with the CSF. Gov. Bar R. VIII specifically prohibits the payment of attorney fees out of the proceeds of an award. However, CSF Board Rule 14 permits the payment of attorney fees out of the fund, up to a maximum of \$300, if the board of commissioners determines that the attorney's services were necessary to process the claim. During fiscal year 2012, the board approved 4 applications for attorney fees, totaling \$1,030.

## CLAIMS ACTIVITY

The CSF board of commissioners held 4 quarterly meetings. The board reviewed 220 claims, determining 175 eligible for reimbursement with awards totaling \$929,993.93. The board also approved 4 attorney-fee applications totaling \$1,030. Four claimants received the maximum award amount. In addition, 172 claimants received 100 percent reimbursement of their losses. The awards resulted from the dishonest conduct of 60 Ohio attorneys (*see pages 13 and 14*).

2012 CLAIM DETERMINATIONS			
DATE	ELIGIBLE	INELIGIBLE	AMOUNT
September 16, 2011	46	12	\$443,481.40
December 2, 2011	37	13	\$169,073.46
March 2, 2012	45	6	\$135,204.51
June 8, 2012	47	14	\$182,234.56
<b>TOTAL</b>	<b>175</b>	<b>45</b>	<b>\$929,993.93</b>

## HISTORY OF AWARDS PAID

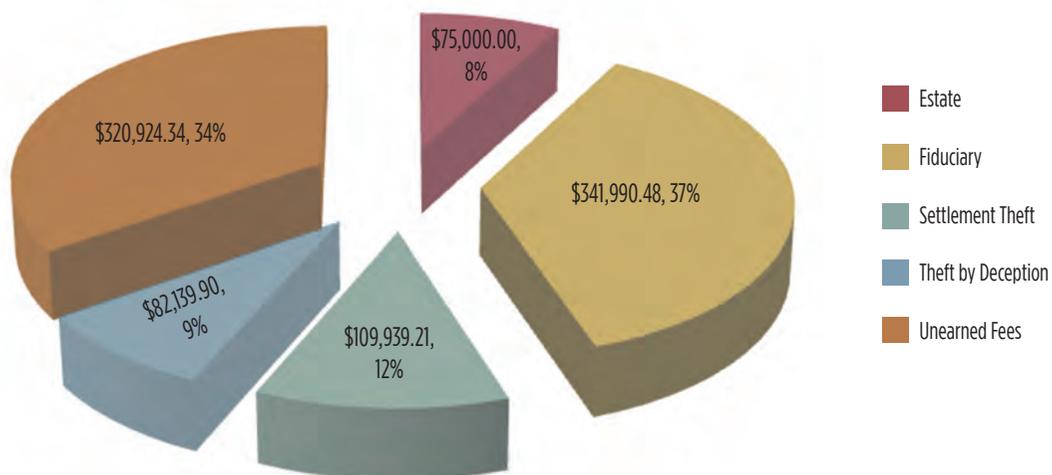


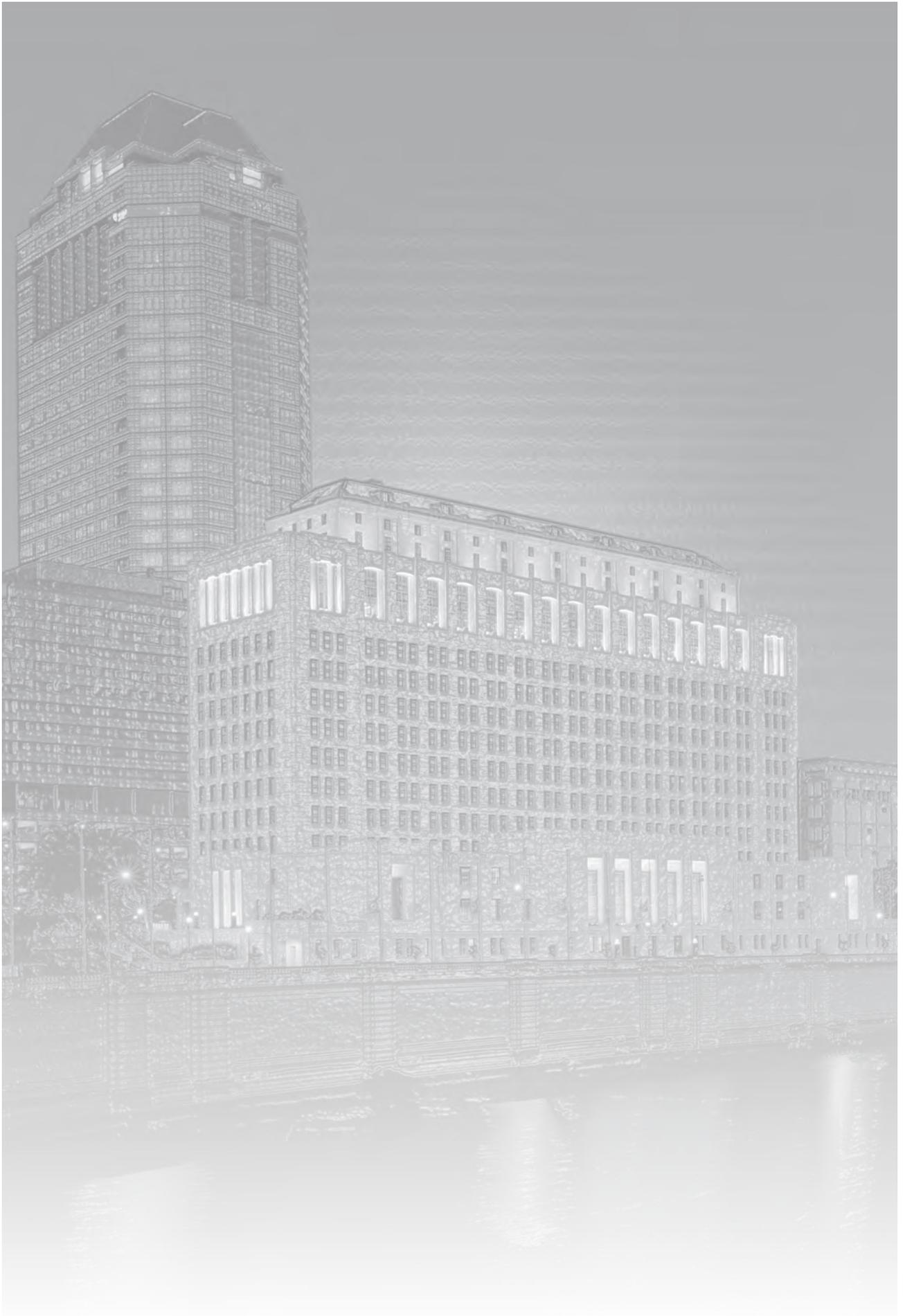
Unearned fee claims continue to constitute the largest category of claims filed with the CSF. These claims involve situations in which clients paid for legal services, but the attorneys failed to provide them. The attorneys' refusal or inability to refund the claimants' legal fee is considered "dishonest conduct," as set forth in Gov. Bar R. VIII. Unearned fee claims can be difficult to evaluate, particularly when an attorney provides a portion of the services requested. The loss reimbursed in the typical unearned fee claim is relatively low.

Although unearned fee claims remain the largest category of claims reimbursed by the CSF, claims involving thefts by attorneys acting in a fiduciary capacity resulted in the largest dollar amount of losses reimbursed. The board reimbursed nearly \$342,000 to claimants in this category.

2012 THEFT CATEGORIES		
CATEGORY OF CLIENT LOSS	AWARDS	TOTAL
Theft by Fiduciary	16	\$341,990.48
Settlement Thefts	5	\$109,939.21
Estate Thefts	1	\$75,000.00
Theft by Deception	4	\$82,139.90
Unearned Fees	149	\$320,924.34
<b>TOTAL</b>	<b>175</b>	<b>\$929,993.93</b>

## THEFT CATEGORIES





## AWARDS BY DISCIPLINED OR DECEASED ATTORNEYS: FISCAL YEAR 2012

ATTORNEY	COUNTY	AWARDS	THEFT CATEGORY	AWARDED
Philip Lon Allen	Franklin	2	Unearned Fee	\$14,500.00
Sharon Carol Baird	Clermont	1	Unearned Fee	\$3,060.00
Gerald Alexander Baker	Lucas	1	Fiduciary/Theft by Deception/Unearned Fee	\$3,181.04
Thomas Floyd Bean	Summit	1	Unearned Fee	\$2,000.00
Robert Brennan Blackwell	Allen	1	Unearned Fee	\$1,300.00
Rebecca Elizabeth Bobb	Ross	3	Estate/Unearned Fee	\$77,550.00
Kenneth Ray Boggs	Franklin	4	Unearned Fee	\$20,075.00
Shawn Javon Brown	Cuyahoga	2	Unearned Fee	\$1,100.00
Lindsey Taylor Burt	Franklin	1	Unearned Fee	\$300.00
Gregory Alan Carroll	Adams	1	Unearned Fee	\$1,000.00
Dea Lynn Character	Cuyahoga	4	Fiduciary/Theft by Deception/Unearned Fee	\$72,872.00
Charles Brandt Clovis	Franklin	1	Unearned Fee	\$4,000.00
Sherry Darlene Davis	Scioto	1	Unearned Fee	\$2,500.00
Dwight Edwin Davis	Cuyahoga	1	Fiduciary/Unearned Fee	\$2,500.00
James Ddumba	Franklin	17	Theft by Deception/Unearned Fee	\$28,783.00
Charles Paul Derby	Huron	5	Unearned Fee	\$3,661.00
Madry Leonard Ellis	Franklin	1	Unearned Fee	\$1,750.00
Michael Elliott Finucane	Hamilton	3	Unearned Fee	\$17,400.00
Bryan Scott Freeman	Cuyahoga	5	Fiduciary/Settlement Theft/Theft by Deception/ Unearned Fee	\$84,350.14
Van Abram Gander	Guernsey	1	Fiduciary/Unearned Fee	\$8,084.00
William Anthony Garrett	Lucas	3	Estate/Fiduciary/Unearned Fee	\$15,720.00
Blaine Lawrence Gottehrer	Cuyahoga	3	Unearned Fee	\$3,998.00
Frank Xavier Gresley	Cuyahoga	2	Unearned Fee	\$650.00
Christopher Gino Gueli	Fairfield	1	Fiduciary/Unearned Fee	\$1,415.00
Eric Dorman Hall	Medina	1	Unearned Fee	\$2,500.00
Willard Kemp Hanner Jr.	Tuscarawas	10	Unearned Fee	\$39,431.22
James Russell Henry	Gallia	12	Unearned Fee	\$16,628.00
John Patrick Hildebrand Jr.	Cuyahoga	1	Unearned Fee	\$1,375.00
Richard Vincent Hoppel	Columbiana	6	Unearned Fee	\$5,360.00
Stanley Jackson Jr.	Cuyahoga	1	Theft by Deception	\$7,322.00
C. Mark Kiesling	Franklin	1	Fiduciary	\$75,000.00
Brian Patrick Kish	Mahoning	8	Unearned Fee	\$8,800.00
Robert Kendal Larson Jr.	Hamilton	4	Unearned Fee	\$9,550.00
Kenneth Levon Lawson	Hamilton	3	Fiduciary/Settlement Theft/Unearned Fee	\$3,450.00
John Louis Lemieux	Cuyahoga	1	Unearned Fee	\$1,500.00
Andrew Craig Lockshin	Sandusky	9	Unearned Fee	\$11,589.00
Shondra Collette Longino	Cuyahoga	3	Unearned Fee	\$2,999.00
Charles Hudson Manning	Geauga	1	Fiduciary	\$5,700.00
Paige Arlene Martin	Franklin	1	Unearned Fee	\$6,542.38
Karyn Richelle McConnell	Lucas	1	Estate/Fiduciary/Unearned Fee	\$15,213.60

AWARDS BY DISCIPLINED OR DECEASED ATTORNEYS: FISCAL YEAR 2012 CONT.

ATTORNEY	COUNTY	AWARDS	THEFT CATEGORY	AWARDED
Karen Kaye Meade	Lorain	1	Unearned Fee	\$3,100.00
Howard Vincent Mishler	Cuyahoga	1	Fiduciary/Settlement Theft/Unearned Fee	\$4,500.00
Henry Novak	Cuyahoga	4	Fiduciary/Settlement Theft/Unearned Fee	\$23,050.00
Warren Godfrey Pritchard	Mahoning	11	Unearned Fee	\$12,022.00
Joseph F. Rafidi	Mahoning	1	Unearned Fee	\$4,000.00
Corey James Rubino	Cuyahoga	1	Unearned Fee	\$1,000.00
Brett Mark Sabroff	Cuyahoga	1	Fiduciary/Settlement Theft	\$5,000.00
Craig William Saunders	Montgomery	1	Unearned Fee	\$1,225.00
Glenn Michael Schiller	Stark	2	Unearned Fee	\$2,298.00
Robert Leon Schwartz	Hamilton	1	Fiduciary	\$75,000.00
Gregory Alan Shell	Huron	5	Unearned Fee	\$29,350.00
John Wesley Slagle	Highland	5	Fiduciary/Settlement Theft	\$156,736.84
Michelle Anne Smithern	Summit	1	Unearned Fee	\$3,500.00
Gregory Glenn Spitz	Hamilton	1	Unearned Fee	\$560.00
Christopher Michael Steiner	Summit	3	Unearned Fee	\$4,712.24
Eric Jason Strawser	Franklin	2	Unearned Fee	\$4,000.00
SaKeya MonCheree Stubbs	Franklin	1	Fiduciary/Unearned Fee	\$5,489.00
Bartley John Troy	Cuyahoga	2	Unearned Fee	\$3,520.00
Michelle Wickerham	Clermont	2	Unearned Fee	\$2,177.00
Harry Johann Wittbrod	Summit	1	Settlement Theft	\$4,044.47
60 Attorneys Total		175		\$929,993.93

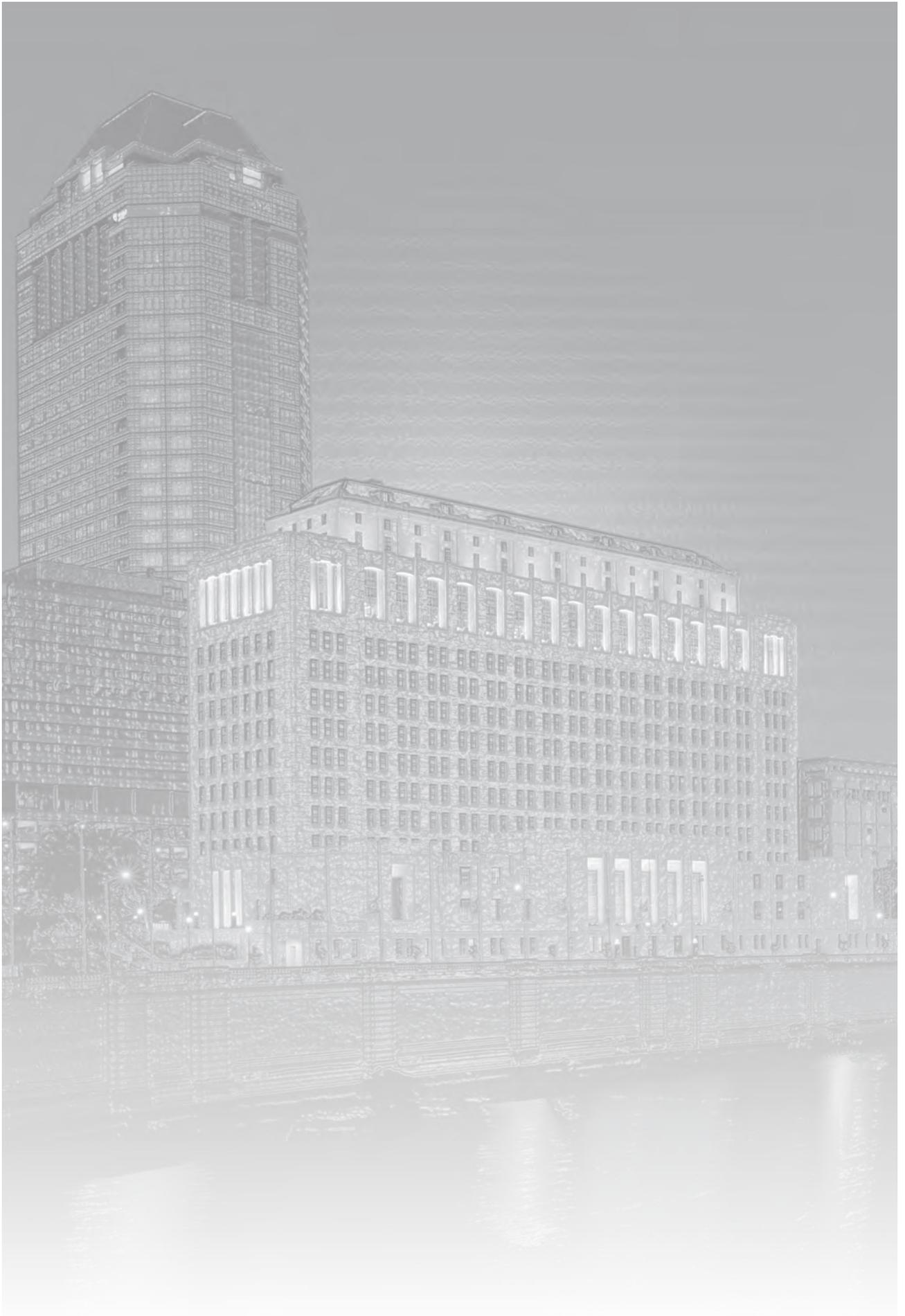
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## CONCLUSION

This report confirms that the majority of the nearly 60,000 licensed attorneys in Ohio are honest professionals who help maintain the integrity of the legal profession. Slightly less than one-half of 1 percent of all licensed Ohio attorneys have been involved in claims filed with the Clients' Security Fund of Ohio. The fund attempts to restore law clients' trust in attorneys by providing a remedy for those who are victims of dishonest conduct. The fact that the Clients' Security Fund is funded entirely by attorneys is further evidence of the profession's commitment to maintaining the highest standards of integrity.

The commissioners of the Clients' Security Fund board volunteer their time to support this effort and their service is commendable. Likewise, the staff is dedicated to helping law clients who have been harmed as a result of a few dishonest lawyers. Their hard work is also greatly appreciated.

The board and staff sincerely thank the justices of the Supreme Court of Ohio for their continued support of and commitment to the Clients' Security Fund's purpose and goals.



## APPENDIX A

### OHIO LAWYERS INVOLVED IN AWARDS SINCE 1986

ATTORNEY	AWARDS	CLAIM TYPE	AWARDED	COUNTY
1. Phillip Lon Allen	6	Unearned Fee	\$41,000.00	Franklin
2. Paul Wesley Allison	1	Unearned Fee	\$15,059.09	Seneca
3. Stephen Philip Allison	1	Trust	\$25,000.00	Mahoning
4. William Mujahid Al'Uqdah	9	Trust/Unearned Fee	\$11,725.00	Hamilton
5. James Franklin Anadell	4	Escrow	\$61,710.19	Lorain
6. Delores Joan Anderson	1	Unearned Fee	\$1,500.00	Lucas
7. Mark Edward Anderson	3	Fiduciary	\$37,280.85	Lucas
8. Richard Taylor Andrews III	1	Settlement Theft	\$1,100.00	Cuyahoga
9. Joseph John Armon	4	Unearned Fee	\$1,655.80	Cuyahoga
10. William R. Arnold Jr.	15	Estate/Trust/Unearned Fee	\$123,896.02	Geauga
11. Edward Shehab Asper	10	Unearned Fee	\$5,781.00	Stark
12. Guerin Lee Avery	10	Unearned Fee	\$63,927.95	Cuyahoga
13. Robert Joseph Bacisin	3	Other/Trust/Unearned Fee	\$5,275.00	Lorain
14. Sharon Carol Baird	5	Unearned Fee	\$14,660.00	Clermont
15. Gerald Alexander Baker	3	Fiduciary/Theft by Deception/Unearned Fee	\$8,320.71	Lucas
16. Ronald Allen Banig	1	Escrow	\$2,774.49	Cuyahoga
17. Yale Arthur Barkan	1	Escrow	\$11,050.00	Cuyahoga
18. Robert Francis Barnes Jr.	1	Unearned Fee	\$5,548.00	Hamilton
19. David Carl Barnett	4	Unearned Fee	\$10,975.00	Champaign
20. Phillip Anthony Barragate	16	Estate/Settlement Theft	\$261,450.21	Cuyahoga
21. Thomas Floyd Bean	1	Unearned Fee	\$2,000.00	Summit
22. David Allan Beck	1	Unearned Fee	\$200.00	Cuyahoga
23. Avery Ian Becker	9	Unearned Fee	\$6,913.00	Cuyahoga
24. Garry Allen Beckett	1	Unearned Fee	\$200.00	Franklin
25. Alan Scott Belkin	2	Unearned Fee	\$3,000.00	Cuyahoga
26. Angelia Diane Bell	2	Unearned Fee	\$1,325.00	Lucas
27. Dale John Belock	5	Unearned Fee	\$47,132.14	Cuyahoga
28. Herd Leon Bennett	32	Theft by Deception	\$554,205.71	Preble
29. David Stephen Bernardic	4	Estate	\$67,179.50	Cuyahoga
30. Walter David Bertsche Jr.	2	Unearned Fee	\$1,657.00	Hamilton
31. Gary Franklin Billiter	1	Unearned Fee	\$1,685.00	Scioto
32. Thomas Michael Billson	4	Unearned Fee	\$2,000.00	Lake
33. Robert Brennan Blackwell	1	Unearned Fee	\$1,300.00	Allen
34. Jeffrey Alan Blankenship	1	Unearned Fee	\$660.00	Franklin
35. Rebecca Elizabeth Bobb	5	Estate/Unearned Fee	\$81,826.00	Ross
36. Andrew Paul Bodnar Jr.	1	Escrow	\$300.00	Summit
37. Kenneth Ray Boggs	5	Unearned Fee	\$21,375.00	Franklin
38. Karen Suzanne Bond	4	Other/Unearned Fee	\$101,150.00	Fairfield
39. Timothy Mark Bowman	1	Unearned Fee	\$200.00	Lake
40. L. Reuben Boykin	3	Unearned Fee	\$2,383.67	Franklin
41. Robert Lawrence Braddock	1	Unearned Fee	\$600.00	Hamilton

## OHIO LAWYERS INVOLVED IN AWARDS SINCE 1986 CONT.

ATTORNEY	AWARDS	CLAIM TYPE	AWARDED	COUNTY
42. Ronald Lance Bradley	4	Unearned Fee	\$19,600.00	Hamilton
43. George Braun	15	Unearned Fee	\$110,826.09	Cuyahoga
44. William Brenner	2	Unearned Fee	\$100.00	Cuyahoga
45. Barry Frederick Brickley	12	Other/Trust/Unearned Fee	\$13,969.95	Richland
46. Thomas John Broschak	7	Unearned Fee	\$28,500.00	Franklin
47. Stanley Brown	1	Unearned Fee	\$400.00	Out-of-State
48. Patrick Lee Brown	21	Unearned Fee	\$55,109.52	Hamilton
49. Shawn Javon Brown	2	Unearned Fee	\$1,100.00	Cuyahoga
50. Keith Jeffrey Brown	3	Unearned Fee	\$4,508.50	Montgomery
51. Thomas Christopher Brown	1	Unearned Fee	\$500.00	Ashtabula
52. Paul Raymond Brown	1	Unearned Fee	\$710.00	Franklin
53. Darrell Brown	1	Unearned Fee	\$1,090.00	Hamilton
54. Bruce Harry Brubaker	1	Estate	\$9,050.00	Summit
55. Ernest Everett Bryant Jr.	1	Escrow	\$25,000.00	Franklin
56. Bruce Alan Buren	1	Escrow	\$16,532.94	Montgomery
57. Charles Edward Burse II	4	Settlement Theft/Unearned Fee	\$11,279.00	Montgomery
58. Lindsey Taylor Burt	1	Unearned Fee	\$300.00	Franklin
59. Douglas Allen Burt	1	Unearned Fee	\$20,000.00	Seneca
60. Alvah Noel Caliman	2	Fiduciary	\$9,355.77	Hamilton
61. William Russell Callery Jr.	1	Escrow	\$3,588.83	Hamilton
62. Y. Nicole Camp	1	Unearned Fee	\$850.00	Greene
63. Doreen Marie Cantrell	1	Estate	\$25,000.00	Lake
64. Donald Card	4	Unearned Fee	\$2,900.00	Cuyahoga
65. Christopher Thomas Carlson	1	Fiduciary	\$6,666.67	Medina
66. Thomas Edward Carney	2	Estate	\$49,244.54	Trumbull
67. James Pendleton Carpenter III	2	Estate	\$50,000.00	Ross
68. Gregory Alan Carroll	1	Unearned Fee	\$1,000.00	Adams
69. James Bernard Carter	1	Unearned Fee	\$560.00	Montgomery
70. Robert Allen Carter Jr.	4	Settlement Theft	\$16,619.00	Franklin
71. James Edward Caywood	2	Unearned Fee	\$412.50	Lake
72. Louis William Cennamo	3	Unearned Fee	\$1,909.00	Franklin
73. Everett Alfred Chandler	1	Unearned Fee	\$450.00	Cuyahoga
74. Dea Lynn Character	7	Fiduciary/Theft by Deception/Unearned Fee	\$127,552.00	Cuyahoga
75. Clarence Louis Chavers Jr.	7	Estate/Unearned Fee	\$6,700.00	Cuyahoga
76. Kenneth Dale Christner	3	Estate	\$52,622.05	Lawrence
77. Joseph Jeffrey Church	1	Unearned Fee	\$1,000.00	Cuyahoga
78. Robert Joseph Churilla	2	Unearned Fee	\$4,575.00	Cuyahoga
79. Leonette Frances Cicirella	1	Unearned Fee	\$150.00	Cuyahoga
80. Jeffrey Ramon Cimaglio	3	Unearned Fee	\$2,600.00	Lake
81. Eunice Adelman Clavner	1	Trust	\$500.00	Cuyahoga
82. Charles Brandt Clovis	1	Unearned Fee	\$4,000.00	Franklin

83. James Kenneth Clower	2	Unearned Fee	\$4,650.00	Richland
84. Charles Richard Cole	3	Unearned Fee	\$6,550.00	Butler
85. Donald Franklin Colegrove	1	Trust	\$5,500.00	Hamilton
86. Regina Adelle Collins	1	Unearned Fee	\$1,500.00	Hamilton
87. Mark Steven Colucci	63	Unearned Fee	\$260,287.49	Mahoning
88. Michael Stephen Conese	1	Unearned Fee	\$1,000.00	Butler
89. Daniel Edward Connaughton	1	Estate	\$23,867.00	Butler
90. John Joseph Connors Jr.	10	Unearned Fee	\$21,250.00	Franklin
91. Michael Charles Conway	1	Unearned Fee	\$150.00	Summit
92. Reginald Alpha Cooke	1	Unearned Fee	\$1,500.00	Franklin
93. Robert James Coombs	6	Estate/Unearned Fee	\$245,760.84	Summit
94. James John Corbett	1	Estate	\$13,202.00	Mahoning
95. Candie Lynn Cornett	12	Unearned Fee	\$22,300.00	Butler
96. Roosevelt Cox	3	Unearned Fee	\$1,575.00	Cuyahoga
97. Lawrence Virgil Cox	1	Unearned Fee	\$1,250.00	Cuyahoga
98. Charles Wyatt Creger	3	Fiduciary	\$75,000.00	Hamilton
99. John Allison Crist	2	Estate	\$50,000.00	Butler
100. Darrell Marion Crosgrove	1	Unearned Fee	\$500.00	Lucas
101. George Francis Crummey	2	Estate	\$23,733.33	Van Wert
102. Charles Eric Curry	1	Unearned Fee	\$250.00	Mahoning
103. Michael F. Dadisman	12	Estate/Fiduciary/Unearned Fee	\$115,036.31	Cuyahoga
104. Alfred Elmer Dahling	43	Unearned Fee	\$17,142.00	Trumbull
105. Richard Adam Damiani	14	Unearned Fee	\$42,976.29	Cuyahoga
106. Edwin Davila	2	Settlement Theft	\$49,000.00	Stark
107. Sherry Darlene Davis	1	Unearned Fee	\$2,500.00	Scioto
108. Dwight Edwin Davis	2	Fiduciary/Unearned Fee	\$5,398.00	Cuyahoga
109. James Ddumba	17	Theft by Deception/Unearned Fee	\$28,783.00	Adams
110. Stephen Patrick Deffet	1	Unearned Fee	\$500.00	Franklin
111. Gregory William Demer	1	Settlement Theft	\$2,145.00	Cuyahoga
112. Charles Paul Derby	5	Unearned Fee	\$3,661.00	Huron
113. Robert Louis DeVictor	1	Estate	\$25,000.00	Franklin
114. Anthony Clarence DiCillo	6	Settlement Theft	\$13,424.10	Cuyahoga
115. Edward Anthony DiGiantonio	3	Settlement Theft	\$64,333.33	Summit
116. Michael Emmett Dillon	1	Fiduciary	\$25,000.00	Hancock
117. Carter Rodney Dodge	3	Settlement Theft	\$21,300.00	Cuyahoga
118. James Colvin Dodge	12	Fiduciary	\$626,529.55	Butler
119. William Dean Dorfmeier	8	Estate	\$99,262.63	Montgomery
120. J. Walter Dragelevich	1	Unearned Fee	\$2,500.00	Trumbull
121. William Geoffrey Droe	1	Escrow	\$1,703.25	Cuyahoga
122. David Hadley Drucker	17	Fiduciary/Unearned Fee	\$17,211.00	Cuyahoga
123. Richard T. Dugan	4	Escrow/Estate	\$24,396.08	Hamilton
124. Michael Myrone Edwards	3	Estate	\$48,252.76	Hamilton

## OHIO LAWYERS INVOLVED IN AWARDS SINCE 1986 CONT.

ATTORNEY	AWARDS	CLAIM TYPE	AWARDED	COUNTY
125. John Wakeman Elliott	2	Estate	\$35,000.00	Delaware
126. Madry Leonard Ellis	15	Unearned Fee	\$46,250.00	Franklin
127. Gary Ellison	10	Unearned Fee	\$5,500.00	Hamilton
128. Eric Lamar Emerson	1	Unearned Fee	\$1,250.00	Hamilton
129. Wesley Charles Emerson	2	Unearned Fee	\$1,700.00	Franklin
130. Richard Lee Emmett	1	Escrow	\$18,500.00	Cuyahoga
131. Robert John Eppich	1	Settlement Theft	\$4,560.00	Franklin
132. George Michael Evans	1	Unearned Fee	\$250.00	Sandusky
133. Milliard Eugene Farley	1	Escrow	\$2,059.90	Cuyahoga
134. Derek Anthony Farmer	1	Unearned Fee	\$7,915.00	Franklin
135. Michael Elliott Finucane	3	Unearned Fee	\$17,400.00	Hamilton
136. Elliot Tod Fishman	2	Unearned Fee	\$2,775.00	Franklin
137. Joe Richard Fodal	12	Unearned Fee	\$8,154.33	Greene
138. Matthew Fortado	1	Settlement Theft	\$2,853.41	Stark
139. Thomas Joseph Foster	2	Unearned Fee	\$1,100.00	Franklin
140. Albert Edwin Fowerbaugh	2	Estate	\$125,000.00	Cuyahoga
141. James Edwin Fox	3	Unearned Fee	\$3,000.00	Montgomery
142. Norman Albert Fox Jr.	1	Unearned Fee	\$2,500.00	Cuyahoga
143. Arthur Ray Frazier	8	Fiduciary/Unearned Fee	\$24,862.77	Cuyahoga
144. John Bebb Frease	5	Unearned Fee	\$12,065.00	Stark
145. Ben Alan Freeman	1	Unearned Fee	\$200.00	Franklin
146. Bryan Scott Freeman	6	Fiduciary/Settlement Theft/Theft by Deception/Unearned Fee	\$84,500.14	Cuyahoga
147. John Anthony Frenden	4	Unearned Fee	\$5,105.00	Cuyahoga
148. John Henry Frieg	2	Unearned Fee	\$1,400.00	Stark
149. Lorraine Theresa Furtado	1	Escrow	\$32,871.78	Franklin
150. Lawrence Charles Gaba	1	Escrow	\$2,668.92	Franklin
151. Gregory John Galan	3	Escrow	\$58,000.00	Lake
152. John William Gall	2	Estate	\$50,000.00	Trumbull
153. Van Abram Gander	7	Fiduciary/Unearned Fee	\$17,638.00	Guernsey
154. William Allen Gardner	4	Settlement Theft/Unearned Fee	\$12,427.25	Franklin
155. Jean Cooper Garrett	1	Fiduciary	\$75,000.00	Summit
156. William Anthony Garrett	4	Estate/Fiduciary/Unearned Fee	\$34,145.06	Lucas
157. Thomas Wayne Garrison	1	Escrow	\$25,000.00	Franklin
158. David Warren Gatwood	3	Escrow	\$24,450.00	Lucas
159. Richard Norman Gaudet	10	Unearned Fee	\$6,337.00	Montgomery
160. James Arthur Gay	1	Unearned Fee	\$750.00	Cuyahoga
161. Donald Elias George	1	Estate	\$20,012.75	Summit
162. Anthony Phillip Georgetti	1	Unearned Fee	\$2,000.00	Lucas
163. Susan Marie Glatki	1	Unearned Fee	\$2,883.92	Cuyahoga
164. Richard Dennis Goldberg	33	Estate/Settlement Theft	\$1,249,441.15	Mahoning

165. Charles William Goodlet Jr.	2	Unearned Fee	\$1,000.00	Summit
166. Blaine Lawrence Gottehrer	5	Unearned Fee	\$7,898.00	Cuyahoga
167. Kurt Stephan Gottschalk	1	Escrow	\$1,076.68	Lucas
168. Winston Grays	2	Unearned Fee	\$3,500.00	Cuyahoga
169. Bruce Lee Greenberger	2	Unearned Fee	\$7,504.00	Hamilton
170. Michael Irwin Greenwald	7	Estate/Settlement Theft	\$80,885.96	Cuyahoga
171. Frank Xavior Gresley	3	Unearned Fee	\$1,585.00	Cuyahoga
172. Willie Louis Griffin	1	Estate	\$5,722.00	Cuyahoga
173. Curtis Griffith Jr.	4	Unearned Fee	\$7,898.00	Perry
174. Christopher Gino Gueli	15	Fiduciary/Unearned Fee	\$40,032.00	Fairfield
175. James William Guest Jr.	1	Escrow	\$2,500.00	Cuyahoga
176. Milton Jerome Guth	1	Settlement Theft	\$13,700.00	Cuyahoga
177. Richard Roy Gygli	1	Escrow	\$25,000.00	Lake
178. Howard Michael Hackman	1	Settlement Theft	\$13,668.17	Franklin
179. Eric Dorman Hall	1	Unearned Fee	\$2,500.00	Medina
180. Leo Craig Hallows	1	Trust	\$22,618.55	Miami
181. William Albert Hamann Jr.	8	Estate/Trust	\$166,951.88	Cuyahoga
182. Jerome Robert Hamilton	1	Unearned Fee	\$10,000.00	Greene
183. Andrew Ryan Haney	6	Unearned Fee	\$12,750.00	Franklin
184. John Marshall Hannah Jr.	1	Unearned Fee	\$1,000.00	Montgomery
185. Willard Kemp Hanner Jr.	10	Unearned Fee	\$39,431.22	Tuscarawas
186. Clyde Patrick Harkins	1	Trust	\$25,000.00	Franklin
187. Edward Luther Harp	14	Unearned Fee	\$9,200.00	Brown
188. Cynthia June Harris	3	Unearned Fee	\$4,966.00	Franklin
189. Edward William Hastie II	1	Unearned Fee	\$380.00	Franklin
190. William Jack Hatfield	1	Unearned Fee	\$573.50	Hamilton
191. Michael Jeffrey Hayes	2	Unearned Fee	\$11,000.00	Franklin
192. Sebraien Michael Haygood	1	Fiduciary	\$75,000.00	Cuyahoga
193. Dwight Daniel Heisler	1	Unearned Fee	\$1,300.00	Hamilton
194. Steven Isaac Helfgott	2	Unearned Fee	\$2,000.00	Cuyahoga
195. Pippa Lynn Henderson	2	Unearned Fee	\$1,200.00	Cuyahoga
196. Howard Alan Henkin	9	Fiduciary	\$215,795.62	Cuyahoga
197. Albert James Henry IV	1	Trust	\$21,412.00	Clermont
198. James Russell Henry	15	Unearned Fee	\$19,206.00	Gallia
199. David Hyre Hersman	8	Estate/Settlement Theft	\$17,214.89	Wayne
200. Gregg Devere Hickman	3	Fiduciary/Unearned Fee	\$44,000.00	Lucas
201. John Patrick Hildebrand Jr.	4	Unearned Fee	\$4,250.00	Cuyahoga
202. James Roy Hodge	1	Escrow	\$5,000.00	Summit
203. Richard Vincent Hoppel	6	Unearned Fee	\$5,360.00	Columbiana
204. Karan Marie Horan	11	Escrow/Fiduciary/Unearned Fee	\$33,762.61	Butler
205. Steven Lawrence Howland	6	Unearned Fee	\$16,950.27	Cuyahoga
206. William Henry Huber	1	Unearned Fee	\$511.00	Cuyahoga

## OHIO LAWYERS INVOLVED IN AWARDS SINCE 1986 CONT.

ATTORNEY	AWARDS	CLAIM TYPE	AWARDED	COUNTY
207. Richard Roman Huber	9	Unearned Fee	\$8,685.00	Erie
208. Albert Herman Hugel Jr.	2	Estate	\$43,598.00	Hamilton
209. Walter Jay Hunston	2	Estate	\$9,314.40	Columbiana
210. Joyce Dean Hunter	1	Unearned Fee	\$300.00	Knox
211. Jay Craig Immelt	4	Estate/Settlement Theft	\$46,397.90	Lake
212. Kenneth Howard Inskip	8	Estate	\$217,074.23	Trumbull
213. Stanley Jackson Jr.	1	Theft by Deception	\$7,322.00	Cuyahoga
214. Frank Mortimer James	1	Unearned Fee	\$1,300.00	Out-of-State
215. William Kent James	1	Other	\$73.00	Montgomery
216. Willard Richard James	1	Other	\$73.00	Stark
217. Aaron Nathaniel James	3	Unearned Fee	\$1,475.00	Cuyahoga
218. Timothy John Jarabek	2	Unearned Fee	\$1,000.00	Cuyahoga
219. Thomas Lorraine Jaynes	10	Unearned Fee	\$4,250.00	Summit
220. Janice Lorraine Jessup	1	Unearned Fee	\$2,612.50	Montgomery
221. Aziza Dalila Jimerson	2	Unearned Fee	\$2,600.00	Cuyahoga
222. Mitchell Lee Johnson	4	Unearned Fee	\$5,567.16	Cuyahoga
223. Michael Richards Johnson	8	Unearned Fee	\$6,015.00	Licking
224. Barbara Lynn Johnson	1	Unearned Fee	\$1,250.00	Lucas
225. Charles Walter Johnson	1	Estate	\$15,455.00	Richland
226. Shirley May Jones	3	Unearned Fee	\$10,209.00	Summit
227. Timothy Van Jones	1	Other	\$167.00	Hamilton
228. Willie Kaye Jones	1	Unearned Fee	\$400.00	Cuyahoga
229. Alexander Jurczenko	16	Fiduciary/Unearned Fee	\$267,209.30	Cuyahoga
230. Edward Francis Katalinas	1	Unearned Fee	\$200.00	Cuyahoga
231. Robert Campbell Keeler	2	Unearned Fee	\$16,515.12	Cuyahoga
232. Jeffrey Carl Keith	1	Fiduciary	\$25,000.00	Cuyahoga
233. Elliott Ray Kelley	1	Unearned Fee	\$675.00	Cuyahoga
234. James Andrew Keplar	2	Trust/Unearned Fee	\$30,959.59	Delaware
235. Mary Kerns	9	Estate	\$357,931.25	Union
236. C. Mark Kiesling	2	Fiduciary	\$82,853.82	Franklin
237. Michael Leonard King	1	Unearned Fee	\$350.00	Cuyahoga
238. Brian Patrick Kish	8	Unearned Fee	\$8,800.00	Mahoning
239. John Wallace Kitchen	1	Unearned Fee	\$1,957.85	Lucas
240. Tanya Johnston Kizer	1	Unearned Fee	\$500.00	Franklin
241. Avery Bruce Klein	5	Unearned Fee	\$125,000.00	Cuyahoga
242. James Lee Knight	1	Estate	\$4,331.25	Lucas
243. Joan Allyn Kodish	2	Unearned Fee	\$3,000.00	Cuyahoga
244. Paul Anthony Komarek	1	Unearned Fee	\$250.00	Hamilton
245. Anthony Thomas Koury	1	Unearned Fee	\$500.00	Mahoning
246. George Charles Kovacs	1	Theft by Deception	\$5,000.00	Cuyahoga

247. Joseph Alan Kral	5	Estate	\$53,000.00	Cuyahoga
248. Phillip Kurtz	2	Unearned Fee	\$26,000.00	Cuyahoga
249. Louis Bernard LaCour	3	Estate/Unearned Fee	\$60,483.00	Franklin
250. David Harold Landon	1	Unearned Fee	\$550.00	Montgomery
251. William Cyril Lange	2	Unearned Fee	\$2,440.65	Hamilton
252. Lois Louise Lanker	1	Fiduciary	\$335.00	Franklin
253. Charles Jeffery Lantz	5	Unearned Fee	\$16,250.00	Fairfield
254. Robert Kendal Larson Jr.	4	Unearned Fee	\$9,550.00	Hamilton
255. Patricia S. Lautzenheiser	7	Unearned Fee	\$2,762.00	Lucas
256. William Joseph Lavin	2	Unearned Fee	\$932.00	Cuyahoga
257. Herbert Lee Lawrence	3	Unearned Fee	\$3,819.00	Franklin
258. David Alan Lawrence	1	Fiduciary	\$22,000.00	Cuyahoga
259. Kenneth Levon Lawson	36	Fiduciary/Settlement Theft/Unearned Fee	\$324,811.65	Hamilton
260. Gerald Phillip Leb	2	Unearned Fee	\$4,718.75	Summit
261. Richard Eugene Leeth	1	Unearned Fee	\$120.00	Columbiana
262. Marc Alexander Lehotsky	1	Unearned Fee	\$225.00	Cuyahoga
263. James Michael Lemieux	14	Fiduciary/Settlement Theft/Unearned Fee	\$242,979.04	Ashtabula
264. John Louis Lemieux	1	Unearned Fee	\$1,500.00	Cuyahoga
265. Patrick Peter Leneghan	1	Unearned Fee	\$3,000.00	Cuyahoga
266. John Robert Lentes	2	Settlement Theft/Unearned Fee	\$75,500.00	Gallia
267. Elliott Michael Lester	16	Estate/Unearned Fee	\$70,204.21	Cuyahoga
268. Neal Brent Levine	7	Unearned Fee	\$7,270.00	Lucas
269. Larry Gene Lillback	2	Trust	\$32,600.00	Greene
270. Robert Alan Linder	12	Estate/Settlement Theft	\$211,227.17	Clermont
271. George Liviola Jr.	3	Trust	\$75,000.00	Ashtabula
272. Ronald Kevin Lloyd	4	Unearned Fee	\$6,678.00	Jefferson
273. Steven Lewis Lo Dico	10	Unearned Fee	\$28,350.00	Stark
274. Thomas Gene Locke	3	Unearned Fee	\$10,300.00	Lake
275. Andrew Craig Lockshin	12	Unearned Fee	\$16,289.00	Sandusky
276. Richard Charles Longacre	1	Other	\$21,550.00	Cuyahoga
277. Shondra Collette Longino	3	Unearned Fee	\$2,999.00	Cuyahoga
278. John Albert Lord	9	Unearned Fee	\$6,023.58	Cuyahoga
279. John Rolland Louden	2	Unearned Fee	\$25,331.25	Franklin
280. Jeffrey Theodore Lowden	3	Unearned Fee	\$800.00	Lucas
281. Gerald Samuel Lubitsky	1	Settlement Theft	\$1,254.87	Lucas
282. John George Ludeman	2	Estate	\$53,053.29	Lucas
283. Randall Jay Luginbuhl	3	Settlement Theft	\$3,781.64	Franklin
284. Susan Marie Lutz	1	Unearned Fee	\$600.00	Wayne
285. James Patrick Madden Jr.	4	Estate	\$127,567.00	Cuyahoga
286. Alexander Maiorano	9	Unearned Fee	\$9,320.33	Fulton
287. James Louis Major Jr.	45	Unearned Fee	\$86,614.00	Cuyahoga

## OHIO LAWYERS INVOLVED IN AWARDS SINCE 1986 CONT.

ATTORNEY	AWARDS	CLAIM TYPE	AWARDED	COUNTY
288. Sidney Serge Mallory Jr.	6	Unearned Fee	\$3,420.00	Cuyahoga
289. Patrick Michael Maniscalco	1	Unearned Fee	\$4,000.00	Cuyahoga
290. Charles Hudson Manning	2	Fiduciary	\$80,700.00	Geauga
291. Raymond Lemoine Marchbank Jr.	1	Unearned Fee	\$2,624.00	Stark
292. Edward Paul Markovich	11	Fiduciary/Theft by Deception/Unearned Fee	\$108,875.00	Summit
293. Joseph Eugene Marosan	1	Fiduciary	\$15,294.05	Cuyahoga
294. David Steele Marshall	2	Unearned Fee	\$1,750.00	Lake
295. Bernard Sanford Marshall Jr.	1	Unearned Fee	\$3,000.00	Warren
296. Paige Arlene Martin	2	Unearned Fee	\$12,542.38	Franklin
297. Thomas Adrian Mason	2	Unearned Fee	\$465.00	Cuyahoga
298. Thomas George Mathewson	2	Unearned Fee	\$1,600.00	Montgomery
299. David Thomas Mazanec	2	Fiduciary	\$146,890.00	Cuyahoga
300. Anthony Robert Mazzocco	1	Estate	\$25,000.00	Lake
301. Mark Anthony McClain	3	Unearned Fee	\$4,500.00	Cuyahoga
302. Darlene Donna McClellan	5	Unearned Fee	\$7,132.00	Cuyahoga
303. David Bernard McClure	2	Unearned Fee	\$2,220.00	Erie
304. Karyn Richelle McConnell	23	Estate/Fiduciary/Unearned Fee	\$301,307.86	Lucas
305. James Michael McCord	1	Unearned Fee	\$2,000.00	Franklin
306. John Alvin McCoy Jr.	5	Unearned Fee	\$17,924.48	Franklin
307. Charles Alexander McCrae	1	Unearned Fee	\$1,533.34	Scioto
308. Eddie Winther McCroom	1	Unearned Fee	\$8,000.00	Mahoning
309. Richard Elwood McCune	1	Unearned Fee	\$1,500.00	Summit
310. Michael Douglas McDonald	1	Settlement Theft	\$46.08	Franklin
311. Gregory Alan McDowell	1	Other	\$25,000.00	Huron
312. Michael Edward McGill	2	Settlement Theft	\$52,934.85	Lucas
313. John Michael McGinley	2	Unearned Fee	\$1,500.00	Franklin
314. Virgil Milton McGuffin Jr.	4	Estate	\$63,000.00	Mahoning
315. James Raymond McKenna	1	Estate	\$7,020.00	Jefferson
316. Patrick Lynn McKinney	3	Unearned Fee	\$1,660.00	Stark
317. Thomas George McNally	1	Unearned Fee	\$500.00	Cuyahoga
318. Michael Patrick McNamee	1	Unearned Fee	\$7,239.76	Greene
319. Thomas Michael Mc Nerney Sr.	1	Unearned Fee	\$750.00	Summit
320. Karen Kaye Meade	1	Unearned Fee	\$3,100.00	Lorain
321. Thomas Lynn Meros	5	Unearned Fee	\$36,666.00	Cuyahoga
322. Philip Anthony Mesi	1	Escrow	\$15,800.00	Cuyahoga
323. Paul Frederick Meyerhoefer	6	Estate	\$39,200.00	Huron
324. Michael Angelo Mirando	1	Settlement Theft	\$2,000.00	Ashtabula
325. Howard Vincent Mishler	11	Fiduciary/Settlement Theft/Unearned Fee	\$142,140.47	Cuyahoga
326. Eric John Moesle	2	Fiduciary/Unearned Fee	\$52,735.00	Fairfield
327. Michael Joseph Molnar	3	Estate/Other/Theft by Deception	\$24,286.65	Cuyahoga
328. George Andrew Mondrut	1	Trust	\$17,968.09	Mahoning

329. William Julius Moore	10	Unearned Fee	\$22,142.47	Lucas
330. Warren Newton Morford Jr.	3	Unearned Fee	\$1,110.00	Lawrence
331. David Allen Morton	8	Estate/Unearned Fee	\$67,175.17	Franklin
332. Freddie Melvin Mosely	1	Estate	\$5,500.00	Cuyahoga
333. Michael Lee Moushey	4	Escrow/Unearned Fee	\$41,349.25	Franklin
334. Peter Michael Muhlbach	2	Fiduciary	\$23,700.00	Cuyahoga
335. Kalam Muttalib	2	Unearned Fee	\$4,797.00	Cuyahoga
336. Chris Frank Nardi	2	Unearned Fee	\$17,500.00	Cuyahoga
337. Fuad Bahige Nasrallah	93	Unearned Fee	\$226,443.00	Montgomery
338. John Norbert Nentwick	5	Unearned Fee	\$1,879.00	Columbiana
339. T. Brent Newman	2	Unearned Fee	\$775.00	Scioto
340. LeRoy Alvin Nichols	4	Unearned Fee	\$12,167.46	Franklin
341. Thomas Graham Nicholson	4	Unearned Fee	\$1,355.00	Crawford
342. Ford Lee Noble	1	Other	\$2,000.00	Medina
343. Henry Novak	4	Fiduciary/Settlement Theft/Unearned Fee	\$23,050.00	Cuyahoga
344. Lawrence John Novak	1	Unearned Fee	\$1,410.00	Fairfield
345. Daniel Lloyd O'Brien	4	Unearned Fee	\$11,589.00	Montgomery
346. Michael Joseph O'Connell	1	Unearned Fee	\$1,200.00	Lucas
347. Darlene Edna Odar	4	Unearned Fee	\$1,699.00	Stark
348. Geoffrey Lynn Oglesby	1	Unearned Fee	\$1,000.00	Erie
349. Lee Oliver	5	Unearned Fee	\$6,927.00	Cuyahoga
350. Michael James O'Neill	2	Unearned Fee	\$685.00	Franklin
351. Stanley Lutz Orr III	3	Unearned Fee	\$4,080.00	Cuyahoga
352. Ronald Anthony Pagano	1	Escrow	\$1,080.00	Hardin
353. Herbert Palkovitz	1	Unearned Fee	\$2,330.15	Cuyahoga
354. Justin Peter Parrish	1	Fiduciary	\$75,000.00	Cuyahoga
355. James Thomas Patnode	1	Unearned Fee	\$360.00	Lake
356. Brent Paul Patterson	1	Unearned Fee	\$1,000.00	Franklin
357. Craig William Patton	1	Unearned Fee	\$11,000.00	Cuyahoga
358. Randall William Pees	1	Settlement Theft	\$8,076.10	Franklin
359. Paul Nickolas Peterson	1	Fiduciary	\$67,500.00	Geauga
360. Thomas Ewing Phillips	2	Unearned Fee	\$303.50	Ross
361. Francis Michael Pignatelli	1	Unearned Fee	\$750.00	Summit
362. Diane Yvette Politi	5	Unearned Fee	\$12,765.00	Mahoning
363. Dennis Jerome Polke	3	Unearned Fee	\$10,800.00	Cuyahoga
364. Robert Jordan Potter	2	Settlement Theft	\$17,916.36	Lucas
365. Byron Lee Potts	3	Unearned Fee	\$6,580.79	Franklin
366. Dominic Joseph Potts	1	Settlement Theft	\$25,000.00	Jefferson
367. William Thomas Powell	3	Unearned Fee	\$625.00	Ashtabula
368. Warren Godfrey Pritchard	11	Unearned Fee	\$12,022.00	Mahoning
369. Laurence James Rab	1	Unearned Fee	\$575.00	Montgomery
370. Joseph F. Rafidi	4	Unearned Fee	\$11,650.00	Mahoning

## OHIO LAWYERS INVOLVED IN AWARDS SINCE 1986 CONT.

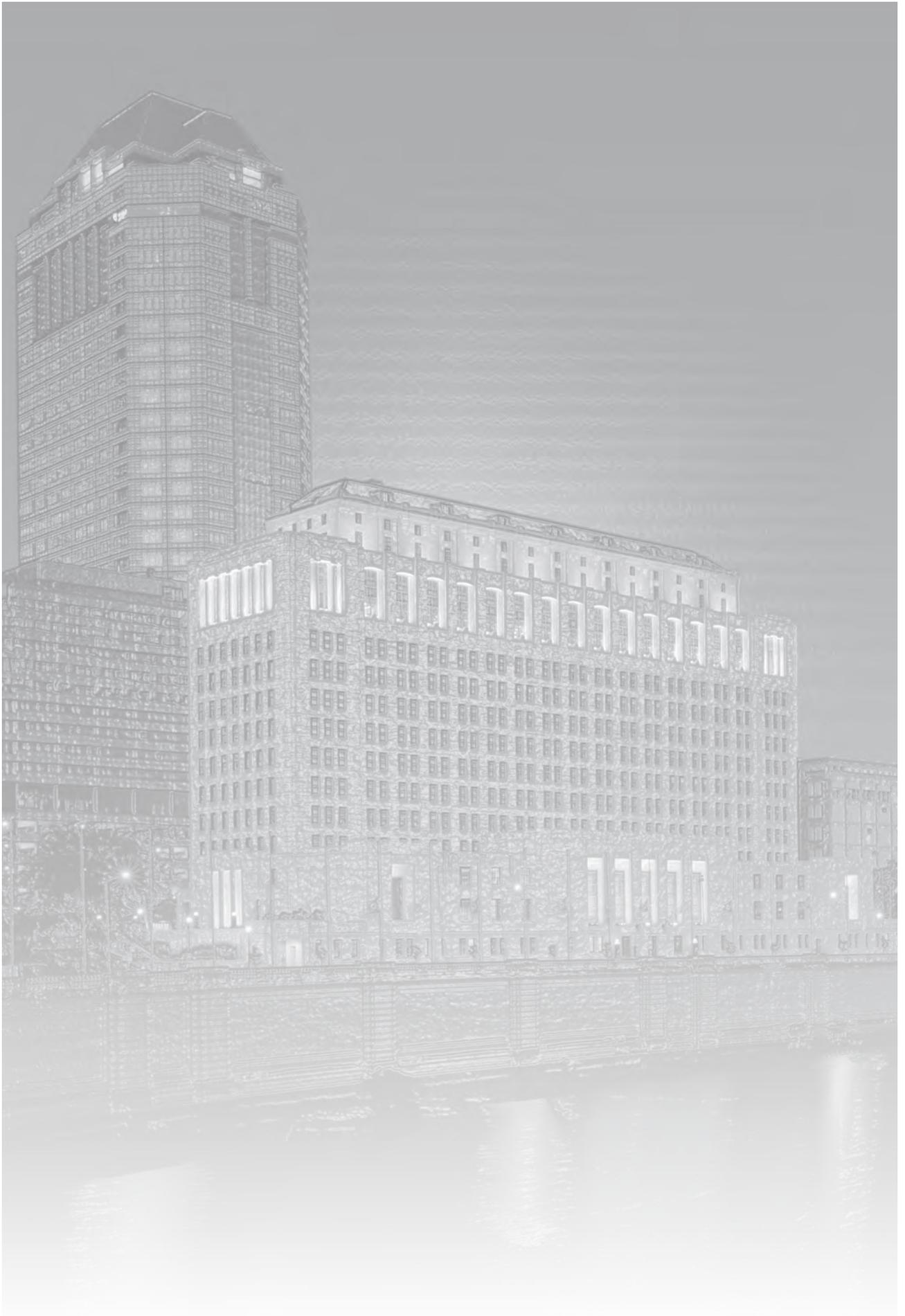
ATTORNEY	AWARDS	CLAIM TYPE	AWARDED	COUNTY
371. William McKinley Randle	1	Estate	\$650.00	Cuyahoga
372. Rebecca Anne Rea	5	Unearned Fee	\$10,803.25	Stark
373. Frank K. Reber	1	Fiduciary	\$60,429.12	Marion
374. Ronald Elsworth Reichard	2	Trust	\$30,287.02	Miami
375. Paul Raymond Reiners	1	Unearned Fee	\$2,000.00	Stark
376. Margaret Anne Reis	2	Unearned Fee	\$1,250.00	Hamilton
377. Rockford Howard Richardson	1	Unearned Fee	\$500.00	Perry
378. David Riebel	1	Unearned Fee	\$8,000.00	Out-of-State
379. Edward George Rinderknecht	1	Settlement Theft	\$10,910.21	Lorain
380. John Edward Rockel	3	Estate/Unearned Fee	\$102,000.00	Hamilton
381. Jonathan Samuel Rocker	1	Escrow	\$25,000.00	Cuyahoga
382. Les Evan Rockmael	19	Unearned Fee	\$159,394.25	Cuyahoga
383. Thomas George Rockman	1	Unearned Fee	\$4,300.00	Cuyahoga
384. John Joseph Roddy Jr.	2	Unearned Fee	\$1,555.00	Cuyahoga
385. Myers Rollins Jr.	1	Unearned Fee	\$875.00	Cuyahoga
386. Michael Anthony Ross	2	Settlement Theft	\$68,054.72	Lorain
387. Christian Dean Rothermel	1	Fiduciary	\$13,000.00	Butler
388. Corey James Rubino	2	Unearned Fee	\$1,300.00	Cuyahoga
389. Walter Herman Rubinstein	7	Unearned Fee	\$5,540.00	Cuyahoga
390. Michael Scott Russell	7	Unearned Fee	\$4,805.00	Stark
391. Carmen Joseph Russo	10	Settlement Theft	\$16,869.44	Cuyahoga
392. Terence Lee Ryan	4	Escrow/Estate	\$50,193.71	Franklin
393. Brett Mark Sabroff	2	Fiduciary/Settlement Theft	\$8,000.00	Cuyahoga
394. Robert Harold Sack	1	Unearned Fee	\$175.00	Hamilton
395. Burt Henry Sagen	1	Estate	\$25,000.00	Cuyahoga
396. William Sams	1	Unearned Fee	\$550.00	Montgomery
397. Daniel Joseph Sanders	7	Unearned Fee	\$5,773.00	Lucas
398. Thomas Frank Sands	3	Settlement Theft	\$25,348.37	Muskingum
399. Craig William Saunders	2	Unearned Fee	\$2,725.00	Montgomery
400. Kenneth Thomas Schachleiter	1	Estate	\$50,000.00	Hamilton
401. John Michael Schafer	1	Unearned Fee	\$250.00	Franklin
402. William Walter Scheub	5	Escrow/Estate	\$16,647.45	Summit
403. Glenn Michael Schiller	8	Unearned Fee	\$7,446.00	Stark
404. Mark Dennis Schnitkey	1	Unearned Fee	\$1,228.00	Henry
405. Elroy Hugh Schofield	1	Estate	\$849.50	Hamilton
406. Robert Leon Schwartz	1	Fiduciary	\$75,000.00	Hamilton
407. Allen Schwartz	9	Estate	\$374,224.86	Hamilton
408. Sander Schwartz	1	Unearned Fee	\$300.00	Cuyahoga
409. Renee B. Scott-Chestang	8	Fiduciary/Unearned Fee	\$14,078.70	Cuyahoga
410. Ronald Howard Sebree	1	Unearned Fee	\$500.00	Franklin
411. William Frederick Seebohm	2	Estate	\$25,000.00	Hamilton

412. Robert Leroy Seeley	2	Estate	\$86,454.18	Montgomery
413. Lawrence Joseph Seidita	1	Fiduciary	\$4,143.25	Mahoning
414. Robert Bruce Selnick	9	Escrow	\$27,092.00	Hamilton
415. Douglas Ray Sexton	3	Unearned Fee	\$6,758.00	Richland
416. Michael Shafran	46	Unearned Fee	\$323,413.42	Summit
417. Theodore Roberts Shaman Jr.	2	Escrow	\$32,203.07	Montgomery
418. Kenneth Norman Shaw	1	Theft by Deception	\$12,250.00	Trumbull
419. Gregory Alan Shell	8	Unearned Fee	\$31,950.00	Huron
420. Andrew Fraser Siehl	1	Unearned Fee	\$2,500.00	Preble
421. Herschel Murray Sigall	27	Unearned Fee	\$44,556.00	Franklin
422. Perry Raynard Silverman	17	Estate/Fiduciary/Settlement Theft	\$647,583.43	Delaware
423. Nathan Simon	1	Escrow	\$10,000.00	Cuyahoga
424. Mark Michael Simonelli	1	Unearned Fee	\$220.00	Lake
425. Eric William Slack	5	Settlement Theft	\$39,565.17	Lucas
426. John Wesley Slagle	7	Fiduciary/Settlement Theft	\$233,236.84	Highland
427. Justin Martus Smith	1	Unearned Fee	\$7,378.46	Cuyahoga
428. Rene' Darlene Smith	4	Unearned Fee	\$2,500.00	Cuyahoga
429. Richard Ford Smith Jr.	8	Unearned Fee	\$4,889.00	Cuyahoga
430. Lawrence Robert Smith	11	Unearned Fee	\$49,416.67	Summit
431. Donald Eugene Smith	1	Fiduciary	\$75,000.00	Richland
432. Cynthia Darlene Smith	9	Fiduciary/Unearned Fee	\$52,163.30	Cuyahoga
433. Daniel Scott Smith	27	Unearned Fee	\$34,124.00	Franklin
434. Charles Eddie Smith	12	Unearned Fee	\$16,154.00	Franklin
435. Thomas Lynn Smith	5	Escrow	\$104,214.20	Allen
436. Patrick Kent Smith	2	Fiduciary	\$77,885.18	Montgomery
437. Michelle Anne Smitherm	1	Unearned Fee	\$3,500.00	Summit
438. Scott Walter Snyder	1	Settlement Theft	\$1,352.46	Summit
439. Michael Paul Socha	1	Estate	\$50,000.00	Cuyahoga
440. Eric Steven Solowitch	1	Escrow	\$25,000.00	Cuyahoga
441. David Kent Speaker	1	Other	\$50,000.00	Cuyahoga
442. Robert Stuart Spector	1	Unearned Fee	\$320.00	Cuyahoga
443. Scott W. Spencer	3	Unearned Fee	\$2,302.08	Franklin
444. Richard Fisher Spencer Jr.	1	Unearned Fee	\$15,000.00	Hamilton
445. Gregory Glenn Spitz	1	Unearned Fee	\$560.00	Hamilton
446. Ross Frederick Sprague	2	Unearned Fee	\$750.00	Cuyahoga
447. Cedric Arthur Stanley	1	Unearned Fee	\$5,000.00	Warren
448. Christopher Danahy Stanley	7	Unearned Fee	\$14,100.00	Cuyahoga
449. Christopher Michael Steiner	3	Unearned Fee	\$4,712.24	Summit
450. Howard Thomas Sterling	1	Unearned Fee	\$749.00	Cuyahoga
451. James Michael Sterner	6	Unearned Fee	\$58,530.17	Franklin
452. Ronald John Stidham	1	Unearned Fee	\$200.00	Cuyahoga
453. Chuck Ray Stidham	5	Estate/Unearned Fee	\$16,635.00	Hamilton

## OHIO LAWYERS INVOLVED IN AWARDS SINCE 1986 CONT.

ATTORNEY	AWARDS	CLAIM TYPE	AWARDED	COUNTY
454. Curtis Perry Stranathan	1	Unearned Fee	\$500.00	Cuyahoga
455. Eric Jason Strawser	2	Unearned Fee	\$4,000.00	Franklin
456. Chris Meade Streifender	3	Escrow	\$50,500.00	Franklin
457. Kathleen Warrington Striggow	8	Settlement Theft	\$105,475.34	Wood
458. Albert Strobel	25	Unearned Fee	\$19,060.54	Mahoning
459. SaKeya MonCheree Stubbs	2	Fiduciary/Unearned Fee	\$6,639.00	Franklin
460. Edward Francis Sturgeon	2	Unearned Fee	\$2,500.00	Mahoning
461. Robert Lee Summers	2	Unearned Fee	\$180.00	Cuyahoga
462. Albert Frederick Swartz	1	Estate	\$54,261.38	Trumbull
463. Charles Irving Swartz	2	Unearned Fee	\$800.00	Trumbull
464. John Thomas Sweeney	12	Escrow	\$55,974.51	Cuyahoga
465. James David Thomas	1	Fiduciary	\$55,873.77	Franklin
466. Daniel Thomas Todt	3	Unearned Fee	\$56,000.00	Cuyahoga
467. Rebecca Louise Todt	3	Unearned Fee	\$56,000.00	Cuyahoga
468. Mary Ann Torian	11	Unearned Fee	\$42,500.00	Franklin
469. Randall Charles Treneff	2	Unearned Fee	\$3,750.00	Franklin
470. Bartley John Troy	3	Unearned Fee	\$4,020.00	Cuyahoga
471. Kimberlee-Joy Trumbo	1	Unearned Fee	\$883.00	Cuyahoga
472. Deborah Ann Tyack	3	Unearned Fee	\$5,500.00	Franklin
473. Mell Gilbert Underwood Jr.	1	Estate	\$1,000.00	Perry
474. Joseph Stephen Vala	3	Unearned Fee	\$1,180.00	Cuyahoga
475. Darrell Vernon Van Horn Jr.	3	Fiduciary/Settlement Theft/Unearned Fee	\$54,515.82	Lucas
476. Jeffrey Thomas Vild	3	Unearned Fee	\$1,170.00	Lucas
477. Jack Patrick Viren Jr.	2	Unearned Fee	\$600.00	Lucas
478. John William Vitullo	1	Unearned Fee	\$2,602.50	Cuyahoga
479. Charles Edward Wagner	3	Unearned Fee	\$2,300.00	Cuyahoga
480. Thomas Bernard Walker	5	Estate/Unearned Fee	\$32,648.00	Hamilton
481. Braden Edwin Wallace	1	Unearned Fee	\$746.00	Lucas
482. John Thomas Waller	1	Unearned Fee	\$1,135.00	Summit
483. Herbert Vincent Walsh	7	Fiduciary/Unearned Fee	\$41,983.25	Butler
484. Margaret Anne Walter	1	Escrow	\$28,000.00	Ottawa
485. Victor Wangul	1	Estate	\$25,000.00	Cuyahoga
486. William Terry Washington	2	Unearned Fee	\$6,544.00	Montgomery
487. Dale Harriet Washington	2	Unearned Fee	\$1,075.00	Cuyahoga
488. Timothy William Watkins	2	Unearned Fee	\$1,515.00	Stark
489. Martin Luther Watson IV	6	Unearned Fee	\$5,100.00	Hamilton
490. Michael Troy Watson	5	Trust/Unearned Fee	\$5,800.00	Cuyahoga
491. Tim M. Watterson	1	Fiduciary	\$2,500.00	Stark
492. Paul Marion Weaver III	1	Unearned Fee	\$750.00	Hamilton
493. David Claude Weick	2	Unearned Fee	\$1,250.00	Summit
494. Richard Lee Weiner	9	Unearned Fee	\$1,685.00	Cuyahoga

495. David Lee White II	1	Escrow	\$750.00	Morgan
496. David Otto White	3	Escrow/Estate	\$29,530.64	Clark
497. Michelle Wickerham	2	Unearned Fee	\$2,177.00	Clermont
498. James Cullen Williams	1	Unearned Fee	\$1,000.00	Cuyahoga
499. Lawrence Edward Winkfield	1	Other	\$1,800.00	Franklin
500. David Birch Wirsching Jr.	2	Theft by Deception/Unearned Fee	\$6,882.53	Summit
501. Harry Johann Wittbrod	1	Settlement Theft	\$4,044.47	Summit
502. Gerald Patrick Wolfe II	1	Unearned Fee	\$1,331.25	Franklin
503. Carl Thompson Wolfrom	6	Unearned Fee	\$24,600.00	Franklin
504. Roger Allen Wood	1	Other	\$1,600.00	Lucas
505. Leonard Young	6	Estate/Unearned Fee	\$27,892.61	Cuyahoga
506. Michael Lee Zaremsky	5	Unearned Fee	\$6,549.00	Cuyahoga
507. Steven Earl Zigan	7	Fiduciary/Unearned Fee	\$16,980.00	Fairfield
508. Marcus Anthony Zolnier	1	Escrow	\$25,000.00	Franklin
509. Dale Paul Zucker	2	Fiduciary/Theft by Deception	\$54,383.18	Cuyahoga
510. Robert William Zumstein	1	Trust	\$199.34	Franklin



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## APPENDIX B

### CLIENTS' SECURITY FUND APPLICATION FOR REIMBURSEMENT

THE CLIENTS' SECURITY FUND  
An Agency of the Supreme Court of Ohio

Janet Green Marbley  
*Administrator*

Jerome Phillips  
*Chairman*

Maureen O'Connor  
*Chief Justice*

### APPLICATION FOR REIMBURSEMENT

#### INSTRUCTIONS

Answer every question on this application. If space is inadequate, please attach additional pages.

It is important that you submit all evidence that documents your loss, such as canceled checks, cash receipts, letters, court judgments, etc.

Mail the completed application to: The Clients' Security Fund of Ohio, Ohio Judicial Center, 65 South Front Street, 5th Floor, Columbus, Ohio 43215-3431. Telephone Number: 614.387.9390 (1.800.231.1680)

#### APPLICANT INFORMATION

Full name of applicant: \_\_\_\_\_

Address of applicant: \_\_\_\_\_

ZIP Code: \_\_\_\_\_ County: \_\_\_\_\_

Telephone: (\_\_\_\_) \_\_\_\_\_ Business: (\_\_\_\_) \_\_\_\_\_

#### ATTORNEY INFORMATION

Full name and address of attorney: \_\_\_\_\_

\_\_\_\_\_

ZIP Code: \_\_\_\_\_ County: \_\_\_\_\_

#### SUMMARY OF FACTS

- 1) When did you hire this attorney? Month: \_\_\_\_\_ Day: \_\_\_\_\_ Year: \_\_\_\_\_
- 2) What legal services did you ask this attorney to perform for you?
- 3) What legal services were actually rendered?
- 4) Explain in detail how your loss occurred.
- 5) How much did you pay this attorney for the services to be provided? Please provide documentation to verify your payments, i.e., copies of receipts, cancelled checks, etc.

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- 6) Was your agreement for services with the attorney in writing? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, attach a copy of the agreement. If not, please explain the terms of your agreement.
- 7) What is your alleged loss amount? \_\_\_\_\_  
If loss was property, give details and value of property on a separate sheet.
- 8) What is the date you became aware or learned of the loss? \_\_\_\_\_
- 9) What happened that made you aware of the loss? \_\_\_\_\_
- 10) Were you, at the time of the loss, the spouse, close relative, partner, associate, employee or employer of the attorney, or a business entity controlled by the attorney? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, give relationship: \_\_\_\_\_
- 11) Has any part of the loss been recovered? If so, when? \_\_\_\_\_  
From whom? \_\_\_\_\_ In what amount? \$ \_\_\_\_\_
- 12) Was the loss covered by any insurance or bond? If so, please give the name and address of the insurance or bonding company: \_\_\_\_\_  
\_\_\_\_\_
- 13) Describe what steps you have taken to recover the loss directly from the attorney, or any other source: \_\_\_\_\_  
\_\_\_\_\_

- *Any recovery made by claimant from other sources prior to a CSF determination of eligibility must be reported to the fund. Recoveries not reported to the fund are grounds to deny a claim. Any recovery made by claimant after a CSF determination of eligibility will be subrogated back to the fund. The fund will retain all subrogation rights if compensation is made to the client by the fund. The claimant must execute a CSF release and subrogation agreement before receiving an award.*

AFFIRMATIVE ACTION

- 14) Have you reported this loss to any of the following agencies: If you checked any of the items below, please indicate the date reported, name/address of the agency and contact person, if known.

Local Prosecutor: \_\_\_\_\_ Local Police Department: \_\_\_\_\_

Date Reported: \_\_\_\_\_ Date Reported: \_\_\_\_\_

Office of Disciplinary: \_\_\_\_\_ Local Bar: \_\_\_\_\_

Counsel: \_\_\_\_\_ Association: \_\_\_\_\_

Date Reported: \_\_\_\_\_ Date Reported: \_\_\_\_\_

Name of Bar Association: \_\_\_\_\_

- 15) If you are currently being represented by an attorney, please provide the following information:

Attorney's Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP Code: \_\_\_\_\_

Telephone: (\_\_\_\_) \_\_\_\_\_

- 16) How did you learn of the Clients' Security Fund? \_\_\_\_\_

*Court Rules do not permit attorneys who help clients process claims with the Fund to charge legal fees for that service. Attorneys may apply to the Fund for reimbursement of fees.*

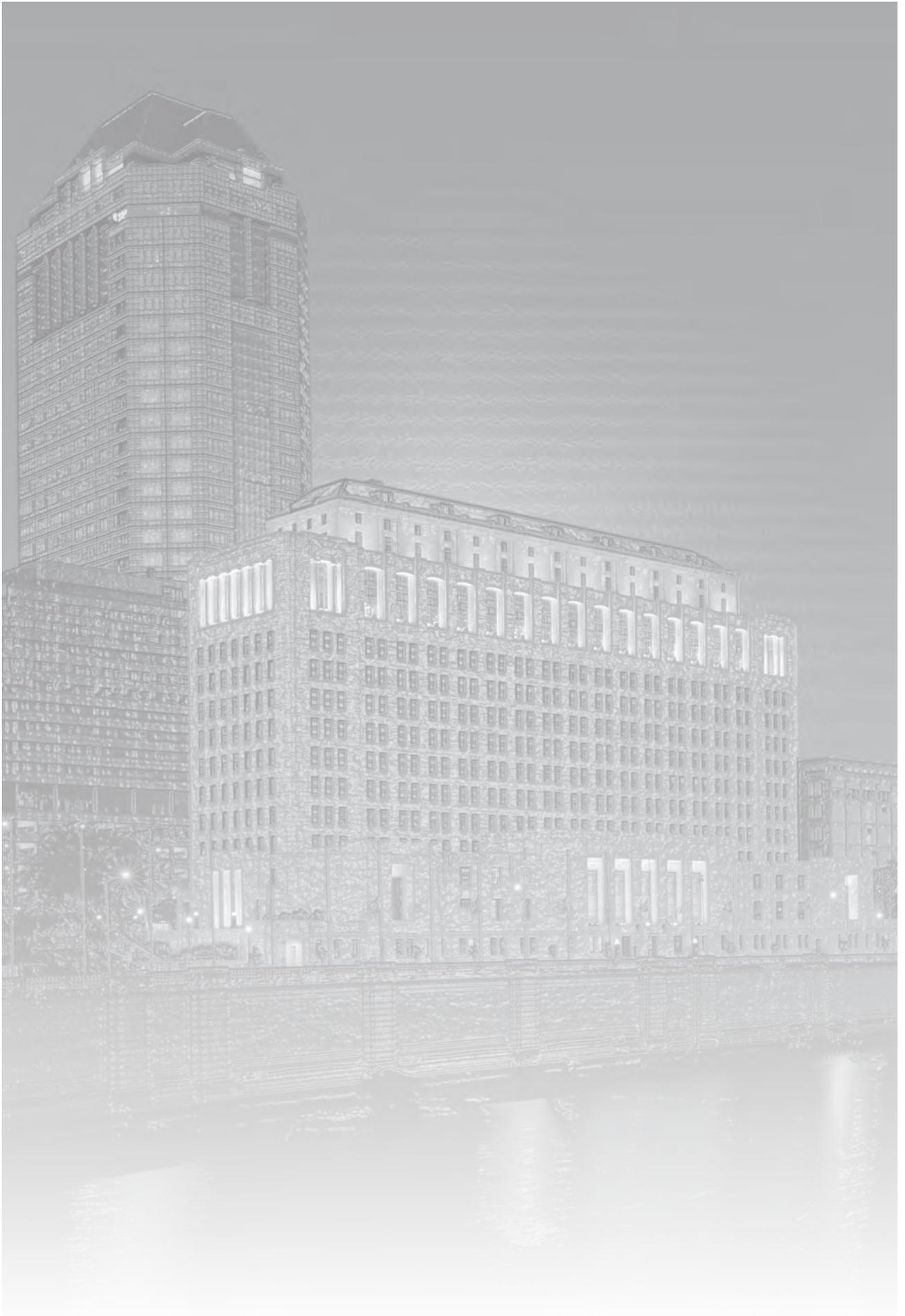
*Should you receive an award from the Fund, the facts relating to your loss become a public record.*

*I (We) have read this Statement of Complaint and certify that under penalty of perjury the contents thereof are true of my own knowledge and belief.*

Witness                      Signature of Claimant                      Date

Witness                      Signature of Second Claimant                      Date

Notary Public



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## **APPENDIX C**

### **SUPREME COURT OF OHIO RULES FOR THE GOVERNMENT OF THE BAR RULE VIII - CLIENTS' SECURITY FUND**

#### **SECTION 1. ESTABLISHMENT OF FUND**

(A) There shall be a Clients' Security Fund of Ohio consisting of amounts transferred to the fund pursuant to this rule and any other funds received in pursuance of the fund's objectives. The purpose of the fund is to aid in ameliorating the losses caused to clients and others by defalcating members of the bar acting as attorney or fiduciary, and this rule shall be liberally construed to effectuate that purpose. No claimant or other person shall have any legal interest in such fund, or right to receive any portion of the fund, except for discretionary disbursements directed by the Board of Commissioners of the Clients' Security Fund of Ohio, all payments from the fund being a matter of grace and not right.

(B) The Supreme Court shall provide appropriate and necessary funding for the support of the Clients' Security Fund from the Attorney Registration Fund. The Clerk of the Supreme Court of Ohio shall transfer funds to the Clients' Security Fund at the direction of the Court.

#### **SECTION 2. BOARD OF COMMISSIONERS OF THE CLIENTS' SECURITY FUND OF OHIO; ADMINISTRATOR; CHAIR**

(A) Creation; Members. There is hereby created a Board of Commissioners of the Clients' Security Fund of Ohio consisting of seven (7) members appointed by the Supreme Court, at least one (1) of whom shall be a person not admitted to the practice of law in Ohio or any other state. The Court shall designate one member as chair and one member as vice-chair, who shall hold such office for the length of their term. All terms shall be for a period of three (3) years commencing on the first day of January. No member shall serve more than two consecutive three-year terms. The Board shall have its principal office in Columbus.

(B) Administrator. There shall be an Administrator of the Board of Commissioners of the Clients' Security Fund. The Court shall appoint and fix the salary of the Administrator. If the Administrator is an attorney admitted to practice in Ohio, he or she shall not engage in the private practice of law while serving in that capacity. The Administrator shall be the secretary to the Board. The Administrator shall appoint, with the approval of the Court, staff as required to satisfactorily perform the duties imposed by this rule. The Court shall fix the compensation of personnel employed by the Administrator.

(C) Powers of the Board. The Board shall do all of the following:

- (1) Investigate applications by claimants for disbursement from the fund;
- (2) Conduct hearings relative to claims;
- (3) Authorize and establish the amount of disbursements from the fund in accordance with this rule;
- (4) Adopt rules of procedure and prescribe forms not inconsistent with this rule.

(D) Powers of the Chair.

- (1) The chair of the Board shall be the trustee of the fund and shall hold, manage, disburse, and invest the fund, or any portion of the fund, in a manner consistent with the effective administration of this rule. All investments shall be made by the chair upon the approval of a majority of the Board. Investments shall be limited to short-term insured obligations of the United States government. Deposits at interest in federally insured banks or federally insured savings and loan institutions located in the state of Ohio,

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and no-front-end-load money market mutual funds consisting exclusively of direct obligations of the United States Treasury, and repurchase agreements relating to direct Treasury obligations, with the interest or other income on investments becoming part of the fund. Annually and at additional times as the Supreme Court may order, the chair shall file with the Supreme Court a written report reviewing in detail the administration of the fund during the year. The fund shall be audited biennially by the Auditor of State at the same time as the Supreme Court's regular biennial audit. The Supreme Court may order an additional audit at any time, certified by a certified public accountant licensed to practice in Ohio. Audit reports shall be filed with the Board, which shall send a copy to the Supreme Court. The report shall be open to public inspection at the offices of the Board.

- (2) The chair and vice-chair of the Board shall file a bond annually with the Supreme Court in an amount fixed by the Supreme Court.
- (3) The chair of the Board shall have the power and duty to render decisions on procedural matters presented by the Board and call additional meetings of the Board when necessary.
- (4) The vice-chair of the Board shall exercise the duties of the chair during any absence or incapacity of the chair.

(E) Meetings. The Board shall meet at least two (2) times a year, in Columbus and at other times and locations as the chair designates.

(F) Expenses. Expenses for the operation of the Board as authorized by this rule shall be paid from the fund, including bond premiums, the cost of audits, personnel, office space, supplies, equipment, travel, and other expenses of Board members.

**SECTION 3. ELIGIBLE CLAIMS. FOR PURPOSES OF THIS RULE, AN ELIGIBLE CLAIM SHALL BE ONE FOR THE REIMBURSEMENT OF LOSSES OF MONEY, PROPERTY, OR OTHER THINGS OF VALUE THAT MEET ALL OF THE FOLLOWING REQUIREMENTS:**

(A) The loss was caused by the dishonest conduct of an attorney admitted to the practice of law in Ohio when acting in any of the following capacities:

- (1) As an attorney;
- (2) In a fiduciary capacity customary to the practice of law;
- (3) As an escrow agent or other fiduciary, having been designated as an escrow agent or fiduciary by a client in the matter or a court of this state in which the loss arose or having been selected as a result of a client-attorney relationship.

(B) The conduct was engaged in while the attorney was admitted to the practice of law in Ohio and acting in his capacity as an attorney admitted to the practice of law in Ohio, or in any capacity described in division (A) of this section.

(C) On or after the effective date of this rule, the attorney (has) been disbarred, suspended, or publicly reprimanded, has resigned, or has been convicted of embezzlement or misappropriation of money or other property and the claim is presented within one year of the occurrence or discovery of the applicable event. The taking of any affirmative action by the claimant against the attorney within the one-year period shall toll the time for filing a claim under this rule until the termination of

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that proceeding. In the event disciplinary or criminal proceedings, or both, cannot be prosecuted because the attorney cannot be located or is deceased, the Board may consider a timely application if the claimant has complied with the other conditions of this rule.

(D) The claim is not covered by any insurance or by any fidelity or similar bond or fund, whether of the attorney, claimant, or otherwise.

(E) The claim is made directly by or on behalf of the injured client or his personal representative or, if a corporation, by or on behalf of itself or its successors in interest.

(F) The loss was not incurred by any of the following:

(1) The spouse, children, parents, grandparents and siblings, partner, associate, employee or employer of the attorney, or a business entity controlled by the attorney. The Board may, in its discretion, recognize such a claim in cases of extreme hardship or special and unusual circumstances.

(2) An insurer, surety or bonding agency or company, or any entity controlled by any of the foregoing;

(3) Any governmental unit.

(G) A payment from the fund, by way of subrogation or otherwise, will not benefit any entity specified in division (F) of this section.

**SECTION 4. DISHONEST CONDUCT. FOR PURPOSES OF THIS RULE, DISHONEST CONDUCT CONSISTS OF WRONGFUL ACTS OR OMISSIONS BY AN ATTORNEY IN THE NATURE OF DEFALCATION OR EMBEZZLEMENT OF MONEY, OR THE WRONGFUL TAKING OR CONVERSION OR MONEY, PROPERTY, OR OTHER THINGS OF VALUE.**

**SECTION 5. MAXIMUM RECOVERY. THE BOARD SHALL DETERMINE THE MAXIMUM AMOUNT OF REIMBURSEMENT TO BE AWARDED TO A CLAIMANT. NO AWARD SHALL EXCEED SEVENTY-FIVE THOUSAND DOLLARS (\$75,000.00).**

**SECTION 6. CONDITIONS OF PAYMENT; ATTORNEY FEES.**

(A) As a condition to payment, the claimant shall execute any interest, take any action, or enter into any agreements as the board requires, including assignments, subrogation agreements, trust agreements, and promises to cooperate with the Board in prosecuting claims or charges against any person. Any amounts recovered by the Board through an action shall be deposited with the fund.

(B) No attorney fees may be paid from the proceeds of an award made to a claimant under authority of this rule. The Board may allow an award of attorney fees to be paid out of the fund if it determines that the attorney's services were necessary to prosecute a claim under this rule and upon other conditions as the Board may direct.

**SECTION 7. CLAIMS PROCEDURE.**

(A) Forms. The Board shall provide forms for the presentation of claims to Disciplinary Counsel, all bar associations, and to any other person upon request. The Board shall create a complaint form for the use of claimants that shall include, but not be limited to the name and address of the claimant, the name and last known, address of the attorney against whom the claim

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is made, the date of the alleged wrongful act, a clear and simple statement describing the wrongful act, the amount of the claimed loss, and a statement as to whether other affirmative action has been taken as described in Section 3(C) of this rule. A claim shall be considered as filed on the date the Board receives written notification of the claim, even in the absence of the prescribed form. However, completion of the formal application may subsequently be required by the Board.

(B) Notice. Upon receipt of a claim against an attorney, the secretary of the Board shall notify the attorney by certified mail, when possible, of the fact of its filing. All parties shall be notified of any action taken by the Board with respect to a claim.

(C) Investigation; Cooperation with Disciplinary Counsel and Local Bar Associations.

- (1) The Board shall investigate or cause to be investigated all claims received under this rule.
- (2) At the request of the Board, Disciplinary Counsel and local bar associations authorized to investigate attorney discipline complaints under Gov. Bar Rule V shall make available to the Board all reports of investigations and records of formal proceedings in their possession with respect to any attorney whose conduct is alleged to amount to dishonest conduct under this rule. Where the information sought is the subject of a pending investigation or disciplinary proceeding required by Gov. Bar Rule V to be confidential, disclosure shall not be required until the termination of the investigation or disciplinary proceeding, or both.
- (3) Where the Board receives a claim that is ineligible because disciplinary proceedings have not been undertaken, the Board shall hold the claim in abeyance, forward a copy of the claim to Disciplinary Counsel for further action, and advise the claimant that these procedures have been undertaken and that disciplinary action is a prerequisite to eligibility under this rule. If filed within the time limits prescribed in Section 3(C) of the rule, the claim shall be considered timely regardless of the time it is held in abeyance pending the outcome of disciplinary proceedings. Disciplinary Counsel shall advise the Board as to the disposition of the complaint.

(D) Hearings; Subpoenas. The Board may conduct hearings for the purpose of resolving factual issues. Upon determining that any person is a material witness to the determination of a claim made against the fund, the Board, chair, or vice-chair shall have authority to issue a subpoena requiring the person to appear and testify or produce records before the Board. All subpoenas shall be issued in the name and under the Seal of the Supreme Court, signed by the chair, vice-chair, or Administrator, and served as provided by law.

(E) Confidentiality. All claims filed under this rule and all records obtained by the Board pursuant to this rule shall be confidential. If an award is made under this rule, the award, the name of the claimant, the name of the attorney, and the nature of the claim may be disclosed.

(F) Consideration of Claims. The Board, in its sole discretion, but on the affirmative vote of at least four (4) members, shall determine the eligible claims that merit reimbursement from the fund and the amount, time, manner, conditions, and order of payments of reimbursement. No award may include interest from the date of the award. In making each determination, the Board shall consider, among other factors set forth in this rule, all of the following:

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- (1) The amounts available and likely to become available to the fund for the payment of claims and the size and number of claims that are likely to be presented;
  - (2) The amount of the claimant's loss as compared with the amount of losses sustained by other eligible claimants;
  - (3) The degree of hardship suffered by the claimant as a result of the loss;
  - (4) The degree of negligence, if any, of the claimant that may have contributed to the loss;
  - (5) Any special or unusual circumstances.

To preserve the fund, the board may adopt rules implementing a sliding scale whereby eligible claims are compensable at fixed percentages of the total loss but not to exceed the maximum award allowed by this rule.

The determination of the Board shall be final.

Rev. 8/1/03

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**COLUMBUS, OHIO 43215-3431**