



2019 ANNUAL REPORT

Office of Disciplinary Counsel

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A MESSAGE FROM DISCIPLINARY COUNSEL

Dear Chief Justice O'Connor and Honorable Justices of the Supreme Court:

Under Rule V, Section 4(D) of the Supreme Court Rules for the Government of the Bar of Ohio, I respectfully submit the Office of Disciplinary Counsel's (ODC) 2019 Annual Report.

Despite many accomplishments within the office throughout the year, 2019 closed on a sad note as we lost our dear friend, colleague, and leader. Nearing the end of his second term as Ohio's Disciplinary Counsel, Scott J. Drexel died after a brief, but courageous fight against cancer. Scott dedicated his legal career to ethics, spending 45 years in disciplinary law in California, Washington D.C., and Ohio. Although Scott's sudden illness and death impacted his work as Disciplinary Counsel, he accomplished much during his last 10 months in office.

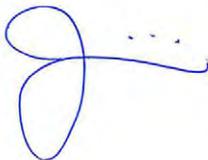
In 2019, ODC filed 35 complaints that were certified by the Board of Professional Conduct (the Board) and three complaints with the Board on the Unauthorized Practice of Law. ODC also received 42 applications for retirement or resignations with disciplinary action pending, 35 of which were resolved by the end of the year, and disposed of 2,366 grievances during 2019, compared to 2,401 in 2018. At the end of 2019, the office had 724 cases under investigation.

Additionally, in further implementation of the Court's amendment to Gov.Bar R. V(5)(D)(1)(e), ODC continued to present training programs for bar counsel and volunteer certified grievance committee members who are designated trial counsel of record in cases prosecuted before the Board. Since 2015, our office conducted 30 training sessions throughout Ohio. In 2019, we added a three-hour program entitled, "What Happens Next?" – which was designed to illustrate best practices for addressing challenging situations that may arise during an investigation or prosecution of a disciplinary matter.

Finally, with its current lease at 250 Civic Center Drive set to expire on June 30, 2020, we began exploring the possibility of relocating to another location. In 2019, we visited six properties in the Columbus area. With cost and location driving our decision, we elected to sign a 15-year lease with Hertz Columbus One, LLC, to rent office space on the 15th floor of the Capital Square Building located at 65 E. State Street in Columbus. Our new 10,738 square-foot office is directly across from the Statehouse, and just blocks from the Court. Construction is underway, and we anticipate relocating in June 2020.

ODC's 26-member team is committed to its mission of protecting the public by ensuring Ohio's lawyers and judicial officers perform their duties competently and ethically. Our team strives to conduct its business with integrity, respect, and fairness.

Sincerely,



Joseph M. Caligiuri
Disciplinary Counsel





A staff member from the Office of Disciplinary Counsel presents its case during a disciplinary hearing before the Ohio Board of Professional Conduct.

OFFICE OF DISCIPLINARY COUNSEL (ODC)

The position of Disciplinary Counsel and the ODC were established by the Supreme Court of Ohio. The duties and responsibilities of the Disciplinary Counsel and of ODC are set forth in Gov.Bar R. V(4)(A). Under that rule, Disciplinary Counsel is authorized to investigate allegations of misconduct, mental illness, or substance abuse by lawyers and judges under the Ohio Rules of Professional Conduct, the Code of Judicial Conduct, and rules governing the unauthorized practice of law (UPL).

Disciplinary Counsel also has the authority, among other things, to:

- (a) initiate complaints with the Board of Professional Conduct (the Board) based upon its investigations;
- (b) certify bar counsel designated by certified grievance committees;
- (c) review the dismissals of grievances by certified grievance committees for abuse of discretion or error of law;
- (d) develop and offer an education curriculum for bar counsel and certified grievance committee members;
- (e) review and approve the employment of suspended or disqualified lawyers; and
- (f) investigate the applications of Ohio lawyers to retire or resign from the practice of law and file a sealed report with the Supreme Court recommending whether the application should be granted and, if so, whether it should be approved by the Court as a retirement or as a resignation with disciplinary action pending.

STAFF OVERVIEW

The staff of the Office of Disciplinary Counsel totals 26. The following lists all positions, as well as the incumbents who held those positions in 2019.

DISCIPLINARY COUNSEL

Scott J. Drexel, died Oct. 16

Joseph M. Caligiuri

Effective Oct. 27, 2019

CHIEF ASSISTANT DISCIPLINARY COUNSEL

Joseph M. Caligiuri

Through Oct. 26, 2019

SENIOR ASSISTANT DISCIPLINARY COUNSEL

Amy C. Stone

Donald M. Scheetz

ASSISTANT DISCIPLINARY COUNSEL

Stacy Solochek Beckman¹

Jennifer A. Bondurant

Michelle R. Bowman

Lia J. Meehan

Karen H. Osmond

Adam P. Bessler

Commenced employment, effective Jan. 7 2019

Audrey E. Varwig

SPECIAL ASSISTANT DISCIPLINARY COUNSEL

Lori J. Brown²

Effective Nov. 15, 2019

ADMINISTRATIVE OFFICER

Jennifer Dennis

EXECUTIVE ADMINISTRATIVE SUPERVISOR

Christine McKrimmon

LEGAL RESEARCH ANALYSTS

Paula Adams

Brent Small

Linda Gilbert

INVESTIGATORS

Donald Holtz

Charles Bower

ADMINISTRATIVE ASSISTANT

Laura Johnston

LEGAL/ADMINISTRATIVE SECRETARIES

Karen Loy

Cassandra Kilgore

Through Dec. 8, 2019

Lori Luttrell

Katherine Stillman

Commenced employment, effective Feb. 19, 2019

RECEPTIONIST

Elizabeth Reynolds

CLERICAL SUPPORT STAFF

Thern Osborne

Sam Simms

ODC also contracts with one part-time field investigator who provides investigative services as needed in southwestern Ohio.

¹ Beckman is part-time and works a four-day weekly schedule.

² Brown is a part-time independent contractor.

SIGNIFICANT OFFICE DEVELOPMENTS

A. Continuing ODC Training Program for Bar Counsel and Members of Certified Grievance Committees Designated as Trial Counsel of Record

Effective Jan. 1, 2015, the Supreme Court adopted Gov.Bar R. V(5)(D)(1)(e), which provides that, on or after Jan. 1, 2016, any bar counsel or volunteer certified grievance committee member who is designated as trial counsel of record in a case prosecuted before the Board of Professional Conduct (the Board) must have attended and completed a training program offered by the Disciplinary Counsel relating to the preparation and prosecution of formal complaints. Since 2015, ODC conducted 30 training sessions throughout the state, not including the annual bar counsel seminar.

During 2019, ODC conducted four advanced training programs for bar counsel and members of Certified Grievance Committees throughout Ohio. The “Best Practices” program focused on measures designed to promote consistency in the investigation and prosecution of disciplinary matters. Recognizing that Ohio’s 32 Certified Grievance Committees employ different methods, the program identified areas of inconsistency and recommended implementing uniform, best practices. ODC additionally presented its three-hour “What Happens Next?” program in Columbus, Cleveland, and Dayton in 2019. This program identified and illustrated appropriate responses to challenging situations arising during the investigation and prosecution of a disciplinary matter.

On average, 35 bar counsel and Certified Grievance Committee members attended each training session in 2019. ODC develops the program materials, which include relevant decisions, rule citations, sample pleadings, templates, and participant evaluations.

The data from the evaluation forms confirm the outstanding quality of the instruction and programming, and that attendees value the training. ODC, in conjunction with the Board, will enhance the training program and develop quantitative metrics to gauge effectiveness of future trainings.

B. Supreme Court Disciplinary System Task Force

In June 2018, Chief Justice Maureen O’Connor commissioned a task force to undertake an analysis of Ohio’s disciplinary system. Paul De Marco Esq., former chair of the Board, was appointed as chair of the task force. The undersigned was designated as ODC’s representative on the task force and also served on two of the task force’s subcommittees. The task force focused on three areas:

- (1) Examining how to strengthen the disciplinary system to provide for more timely resolution of complaints and allegations against judicial officers and attorneys;
- (2) Determining whether to bifurcate into separate systems for attorneys and judicial officers; and
- (3) Offering any other recommendations to further the public’s trust and confidence in the bar and judiciary.

In order to address these specific areas, the task force formed three workgroups: structural improvements and time, justice disciplinary system, and public confidence.

The task force submitted its report and recommendations to the Supreme Court for review in September 2019. Since that time, the undersigned has assisted the director of the Board, Richard Dove, and chief legal counsel, John VanNorman, in drafting proposed rule amendments for the Court’s consideration. The Court published the proposed rule amendments for public comment in early 2020.

C. Educational Outreach

The education of Ohio lawyers and judges about requirements and obligations imposed by the Rules of Professional Conduct and the Code of Judicial Conduct serves an important and valuable part of ODC's work. The primary purpose of lawyer and judicial disciplinary proceedings is not to punish the particular lawyer or judge, but to protect the public and the legal profession. Disciplinary Counsel believes there are many circumstances in which education can be as effective as a disciplinary prosecution in preventing future misconduct. Therefore, ODC attempts to accommodate all requests for a member of the office to address groups of lawyers and judges on issues relating to legal and judicial ethics and the requirements of the Rules of Professional Conduct and the Code of Judicial Conduct.

In addition to the four bar counsel and certified grievance committee training sessions conducted throughout Ohio in 2019, ODC also presented a three-hour seminar for bar counsel, and participated in the planning and presentation of the annual Miller-Becker Seminar at the Ohio State Bar Association.

ODC lawyers also presented at 33 meetings and events. Before his sudden illness and death, Drexel presented one CLE in Lake County, while the undersigned participated in 24 speaking engagements, and presented to the Supreme Court's externs on three occasions throughout the year. Assistant disciplinary counsel taught eight other presentations involving lawyer and judicial ethics. The undersigned also taught professional responsibility as an adjunct professor at the Moritz College of Law, and served as vice president and president-elect of the Association of Judicial Disciplinary Counsel, a national organization aimed at promoting judicial integrity and independence by improving the effectiveness of state judicial disciplinary organizations.

D. Electronic Document Management and Website Redesign

In fall 2016, ODC formed a committee to formulate and implement a plan to modify the office's case management software and internal processes to support a paperless system utilizing Adobe Acrobat Professional software. During the initial phase, the committee analyzed the workflow through the intake process, uncovering inefficiencies, inconsistencies, and disorganized processes that have since been eliminated. By January 2019, ODC completed the initial phase by automating the intake process.

Throughout 2019, the committee worked on phase II of the project, which involved converting the investigative and complaint phase of the disciplinary process to a paperless format, similar to what ODC implemented with its intake process. In late 2019, ODC began converting all on-site, closed paper files to digital storage in accordance with the ODC file-retention policy. Now, rather than store closed investigative files on site, staff immediately convert them to digital storage and destroy the paper files, reducing storage space and costs. This effort has allowed ODC to reduce the amount of office space in the new location by more than 1,000 square-feet.

The Case Management Committee, in conjunction with its software developer, Gregory Pruden, continues to enhance the database to ensure an efficient and productive case management system. In 2020, ODC will introduce an online grievance form, which can be transmitted electronically and automatically uploaded into ODC's case management system. This will further reduce ODC's reliance on paper and allow personnel to devote time and attention to improving other areas of the process. The online grievance portal also will enable the public greater access to services.

In November 2019, ODC formed a staff committee to develop a user-friendly and comprehensive website designed

by ODC's staff assistant, Sam Simms, aimed at increasing the transparency of the disciplinary process, improving the dissemination of relevant information, allowing for greater access to ODC services, and improving the public's perception of Ohio's disciplinary system. By the end of 2019, ODC developed the framework, and in the second quarter of 2020 aims to launch the new site. Along with the website, Thern Osborne, ODC's staff assistant and resident artist, designed ODC's new logo, featured on the cover of this report.

E. Interest on Lawyer Trust Accounts (IOLTA)/Client Trust Accounting School

Through ODC's investigations, including overdraft notifications received from financial institutions and from speaking engagements throughout the State of Ohio, it is apparent many Ohio lawyers are not familiar with their IOLTA/client trust account record-keeping requirements under Prof.Cond.R. 1.15(a) or of their obligations in the handling of advanced attorney fees and costs under Prof.Cond.R. 1.5 and 1.15.

In the fall of 2018 through spring of 2019, ODC produced with the assistance of the Judicial College a 30-minute instructional video regarding the proper management of an IOLTA. ODC intended to release the video in 2019. However, ODC opted to incorporate portions of the video into an advanced video production in conjunction with the upcoming IOLTA/Client Trust Accounting School program. ODC anticipates the one-hour video, scheduled for production in June 2020 with filming by The Ohio Channel, will be part of a three-hour CLE-approved Trust Accounting School program. ODC envisions respondent lawyers who overdraft their IOLTAs or have demonstrated record-keeping deficiencies to attend and complete

the program as a condition of closing ODC investigations without the filing of formal disciplinary charges.³

If the IOLTA/Client Trust Accounting School is as successful ODC expects, the ultimate goal is to seek the Board and Supreme Court's approval of imposing attendance at the course as a condition attached to the discipline imposed against lawyers for violations of their IOLTA and client-trust-account obligations.

F. Abandoned Attorney Files

Under Gov.Bar R. V(26), when a lawyer dies, is suspended or disbarred, or otherwise abandons client files and there is no partner, executor, or other responsible party who is available and willing to assume responsibility, ODC may take possession of the lawyer's files, inventory them, and take such action as is necessary to protect the interests of the lawyer's clients.

During 2019, ODC took possession of approximately 28 boxes of files from three lawyers. Although the number of client files contained in each box varies, there are an average of 35 client files per 2.5 cubic-foot box. During 2019, ODC took possession of approximately 980 client files.

Upon receipt of the abandoned files, personnel of ODC inventory the files and make efforts to locate and contact the lawyer's former clients to determine whether the client wants ODC to forward the file to him or her or to have the file destroyed.

In addition, Gov.Bar R. V(26) permits ODC to destroy abandoned client files after a period of seven years, provided ODC has an inventory of the abandoned files and made reasonable efforts to locate and contact the lawyers' former clients. As of the date of the filing of this annual report, ODC did not have any client files eligible for destruction.

² In the exercise of our prosecutorial discretion, ODC frequently closes IOLTA investigations in cases in which there was no dishonesty or theft of funds by the lawyer, no client was harmed or lost money as a result of the IOLTA issues, or the lawyer does not have a prior history of IOLTA overdrafts or record-keeping problems. Requiring these lawyers to complete ODC's proposed IOLTA/Client Trust Accounting School will contribute to educating lawyers and to avoid future record-keeping problems.

G. Abandoned File/IOLTA Workgroup

In April 2019, ODC, at the direction of Senior Assistant Disciplinary Counsel Amy C. Stone, formed a working group consisting of probate practitioners, bar counsel, probate judges, individuals who regularly contract to dispose of abandoned client files, and representatives from Ohio Bar Liability Insurance Company, Ohio Bankers' League, and the Board aimed at developing a uniform approach to dealing with abandoned client files and IOLTAs (i.e., accessing accounts to disburse remaining client funds). During the year, the workgroup convened in-person on two occasions and once remotely. The workgroup developed an informational brochure, which it plans to disseminate to the bar in the near future. The workgroup also is developing a standard probate form aimed at assisting estate representatives and probate judges with abandoned IOLTA challenges associated with deceased attorneys for whom an estate is opened.

GRIEVANCES AND OTHER MATTERS

In 2019, ODC received 2,839 new matters. This figure includes all relevant categories, such as grievances filed against lawyers, judges, magistrates, and justices, appeals from dismissals by the Certified Grievance Committees, felony convictions, board cases, UPL investigations, UPL board cases, child support, contempt, reciprocal discipline, retirements, and resignations. Of the total, 1,952 represented grievances originally filed with ODC against lawyers, and 579 grievances originally filed against judicial officers.

A total of 1,398 grievances were dismissed at intake or after initial review, of which 911 were against lawyers and 465 were against judicial officers. For administrative reasons, 67 grievances initially received by ODC were transferred to local bar associations for investigation, and another 33 grievances were forwarded to the Board for reassignment. No grievances were forwarded for Gov.Jud.R.

II(2)(B) investigations. The remaining 1,341 grievances were opened for investigation. For a detailed analysis of grievances received in 2019 and opened for investigation, refer to Table 2 (p. 10). The data identifies the alleged primary violation and also includes data from the prior four calendar years to assist in tracking grievances and reporting trends in the state. Table 5 (p. 14) represents the geographic distribution of the grievances filed with ODC in 2019, organized by county of the respondent lawyers' principal Ohio law offices.

At the beginning of 2019, there were 733 grievances pending with ODC, and as of Dec. 31, 2019, there were 724 grievances pending or under investigation.

FORMAL COMPLAINTS AND DISPOSITIONS

In 2019, ODC filed 35 formal complaints certified with the Board, six of which alleged judicial misconduct. This figure represents 54 percent of all the formal disciplinary complaints certified by the Board in 2019.

In 2019, the Board or the Supreme Court disposed of 22 cases previously filed with the Board. The Supreme Court imposed final discipline in 30 cases in 2019. In addition, 12 cases were closed following acceptance of the respondent lawyer's resignation. In 2019, three cases were converted to an indefinite suspension following the entry of an interim default suspension due to the respondent lawyer's failure to participate in the Board proceedings.

APPEALS FROM CERTIFIED GRIEVANCE COMMITTEE DISMISSALS

In Ohio, both ODC and its 32 certified grievance committees (which are associated with local bar associations across the state) are authorized to receive, investigate, and prosecute grievances against Ohio lawyers. If a grievance is initially submitted to and dismissed by any certified grievance committee, the grievant has 14 days to

appeal the dismissal to the director of the Board, who then refers the request for review to ODC. The ODC is authorized to open a new case and to conduct a separate investigation.

In 2019, ODC received 134 appeals, an increase of 24 from 2018. During the year, ODC closed 138 appeals. As of Dec. 31, 2019, there were 23 appeals pending.

UNAUTHORIZED PRACTICE OF LAW (UPL)

ODC is authorized to receive grievances against an individual or organization that is not authorized to engage in the practice of law in Ohio (Gov.Bar R. VII). The respondent may be a former lawyer who is no longer licensed under Ohio rules, a lawyer licensed in another jurisdiction but not in Ohio, or someone who was never admitted to the practice of law in any jurisdiction. Also subject to ODC's investigative powers are businesses or other entities offering legal services without the authority to do so.

The number of UPL grievances received in 2019 totaled 54, an increase of nine from the previous year. During the year, ODC closed 47 UPL cases after investigation. As of Dec. 31, 2019, there were 32 UPL investigations pending. In 2019, ODC filed three formal complaints with the UPL Board.

RECIPROCAL DISCIPLINE

Lawyers may be licensed to practice law in multiple states. When a lawyer admitted to the practice of law in Ohio is sanctioned by another state, the attorney is required to notify both ODC and the clerk of the Ohio Supreme Court of the action. In addition, ODC frequently learns of the imposition of discipline in another jurisdiction from the disciplinary agency itself. Once a certified copy of the original disciplinary order is received, the Supreme Court may impose a sanction upon the lawyer with either identical or comparable discipline (see Gov.Bar R. V(20)). ODC received eight reciprocal discipline matters and closed 10

such matters in 2019. The Court sanctioned four lawyers on reciprocal complaints in 2019. (See Table 3 on p. 11 for sanction and original state jurisdiction).

CHILD SUPPORT

If an Ohio lawyer, justice, or judicial officer is found, in a final and enforceable determination, to be in default of a child support order, ODC is authorized under Gov.Bar R. V(18) to pursue an interim suspension. ODC did not file any child support matters in 2019, nor were any pending at the close of the year.

RESIGNATIONS AND RETIREMENTS

Lawyers may submit an application to the Supreme Court to resign or retire from the practice of law. Once approved, the retirement or resignation is final and irrevocable and the lawyer is ineligible to seek readmission or reinstatement to the practice of law in the future. The application contains both an affidavit and written waiver permitting the Disciplinary Counsel to conduct a review of the application to determine whether the application should be granted and, if so, whether it should be classified as a retirement or a resignation with disciplinary action pending.

During the investigation, ODC seeks to determine whether the applicant is currently the subject of any disciplinary investigation(s) or proceeding(s) or whether the lawyer currently is on a disciplinary suspension or probation. If disciplinary action is pending or the lawyer currently is under a disciplinary suspension or probation, ODC prepares a sealed report to the Office of Attorney Services indicating the applicant may resign, but, that the resignation may only be approved with the designation "with disciplinary action pending." Applicants for retirement or resignation who have no pending disciplinary investigations or proceedings are permitted to retire from the practice of law (Gov.Bar R. VI(7)).



In 2019, 42 retirement or resignation applications were received for review by ODC, and the Supreme Court announced its acceptance of 12 resignations with disciplinary action pending and 23 retirements. (See Table 3, on p. 11). Additionally, the Court denied one application for retirement/resignation.

INTERIM SUSPENSIONS

There were 20 interim suspensions imposed by the Supreme Court in 2019 – 14 for felony convictions and six for default. There were no interim remedial or mental health suspensions.

HEARINGS AND ORAL ARGUMENTS

In 2019, ODC attorneys appeared in 31 hearings before the Board. As of Dec. 31, 2019, there were 13 cases awaiting hearing dates and four cases awaiting a Board report. Additionally, as of Dec. 31, 2019, there were two UPL cases awaiting hearing dates and two cases awaiting UPL Board reports. ODC attorneys participated in seven oral arguments before the Ohio Supreme Court in 2019. At the year's end, 10 cases were awaiting objections, one case was pending oral argument before the Court, and seven cases were pending final Court decisions.

- TABLE 1 -
FIVE-YEAR CASE COMPARISON (2015-2019)

	2015	2016	2017	2018	2019
DISPOSITION OF GRIEVANCES					
Dismissed on Intake or After Investigation	2,171	2,054	1,154	2,401	2,366
Pending at End of Year	595	564	626	642	724
CASELOAD COMPARISON					
Grievances Received	2,392	2,356	2,598	2,693	2,531
Appeals Received	168	171	150	110	134
UPLs Received	31	47	55	45	54
Formal Complaints Filed	40	39	34	40	35
SANCTIONS ISSUED (SEE TABLE 3 ON P. 11 FOR DETAILS)					
Public Reprimands	6	2	2	1	4
Six-Month Suspensions	4	5	3	5	1
One-Year Suspensions	3	11	5	3	10
18-Month Suspensions	0	0	1	0	0
Two-Year Suspensions	3	10	3	7	7
Indefinite Suspensions	15	10	6	7	7
Interim Default Suspensions	10	8	3	5	6
Interim Felony Suspensions	11	6	6	5	14
Interim Remedial Suspensions	0	1	2	1	0
Mental Health Suspensions	0	0	0	0	0
Disbarments	1	1	4	2	1
Reciprocal Disciplines	1	6	4	10	4
Resignations with Disciplinary Action Pending	20	19	12	14	12
Retirements	21	19	24	21	23

- TABLE 2 -

GRIEVANCES RECEIVED AND OPENED FOR INVESTIGATION
A FIVE-YEAR COMPARISON (2015-2019)

Alleged Primary Violation	2015	2016	2017	2018	2019
Neglect/Failure to Protect Interests of the Client	211	262	255	248	245
Failure to Account or Turn over File	24	26	23	18	21
Improper Withdrawal (Refusal to Withdraw)	7	15	16	21	13
Excessive Fees	61	66	69	67	80
Personal Misconduct	80	65	51	67	75
Misrepresentation/False Statement/Concealment	15	31	17	53	37
Criminal Conviction	33	8	17	10	27
Failure to File Income Tax Returns	0	0	0	0	0
Commingling of Funds	0	0	0	0	0
Conversion	22	17	30	15	21
Embezzlement	1	1	2	3	8
Failure to Maintain Funds in Trust	256	180	182	246	216
Breach of Client Confidence	3	14	6	8	15
Conflict of Lawyer's Interest	19	41	29	21	12
Conflict of Client's Interest	37	53	36	40	53
Communication with Adverse Party Represented by Counsel	5	12	10	6	5
Trial Misconduct	72	101	112	91	89
Failure to Register	2	0	1	0	4
Practicing While Under Suspension	27	10	9	1	9
Assisting in the Unauthorized Practice of Law	4	2	4	2	20
Advertising/Solicitation	10	13	20	13	21
Judicial Misconduct	82	100	98	107	100
Mental Illness	4	2	2	1	1
Substance Abuse	4	1	8	9	5
Other	0	0	0	1	1
TOTAL	1,042	978	1,010	1,048	1,078

- TABLE 3 -

SANCTIONS ISSUED IN 2019 BY THE SUPREME COURT OF OHIO
PURSUANT TO CASES FILED BY DISCIPLINARY COUNSEL

4	PUBLIC REPRIMANDS	CASE NUMBER	6	INDEFINITE DEFAULT SUSPENSIONS	
	Robert Rusu	2018-1436		Michael Meehan	2019-0133
	Christian Domis	2018-1753		Gregory Wysin	2019-0196
	David Davis	2018-1761		Brian McNamee	2019-0569
	Robert Goldberger	2019-1077		Paula Camino	2019-1184
				Joan Selby	2019-1456
1	SIX-MONTH SUSPENSIONS			Joni Turner	2019-1476
	William Marshall	2018-1433			
10	ONE-YEAR SUSPENSIONS		14	INTERIM FELONY SUSPENSIONS	
	Thomas Mason	2018-0538		Marcus Dunn	2019-0369
	Amelia Salerno	2018-1088		Stephen Long	2019-0385
	Terrence Scott	2018-1435		Harold Schwarz	2019-0405
	Leah McCray	2018-1437		Gary Sutter	2019-0589
	Joan Selby	2018-1754		David Connors	2019-0598
	James Burge	2018-1759		Austin Buttars	2019-0736
	Keith Vanderburg	2019-0503		Diane Vettori-	2019-0844
	Christopher Mitchell	2019-0808		Caraballo	
	Vincent Farris	2019-0812		Michael Cosgrove	2019-0904
	John Peters	2019-1074		Dean Worthington	2019-1222
				Stephen Ball	2019-1230
0	18-MONTH SUSPENSIONS			Lance Mason	2019-1283
				Deborah Smith	2019-1612
7	TWO-YEAR SUSPENSIONS			Lisa Wells	2019-1638
	Phillip Harmon	2018-0817		Robert Fitz	2019-1750
	Brian Halligan	2018-1090			
	Frank Simmons	2018-1760	0	INTERIM REMEDIAL SUSPENSIONS	
	Michael Cheselka Jr.	2018-1764			
	Timothy Dougherty	2018-1766	0	MENTAL HEALTH SUSPENSIONS	
	Derek Walden	2019-0800			
	Scott Rumizen	2019-0217	1	DISBARMENTS	
				Christopher Cicero	2018-1766
7	INDEFINITE SUSPENSIONS		4	RECIPROCAL DISCIPLINES	
	Daniel Bennett	2018-0527		Michael Forte	2018-1802
	Paula Camino	2018-1251		<i>Public Reprimand (Florida)</i>	
	Timothy Shimko	2018-1438		Kelley Bosecker	2019-0099
	Brendan Delay	2018-1743		<i>Indefinite Suspension (Florida)</i>	
	Timothy Horton	2018-1746		Marina Kolas	2019-0225
	Thaddeus Bereday	2018-1763		<i>Indefinite Suspension (Nevada)</i>	
	Gregory Wysin	2019-0196		William Fecher	2019-0341
				<i>Public Reprimand (Indiana)</i>	

- TABLE 3 -

SANCTIONS ISSUED IN 2019 BY THE SUPREME COURT OF OHIO
PURSUANT TO CASES FILED BY DISCIPLINARY COUNSEL

12	RESIGNATIONS WITH DISCIPLINARY ACTION PENDING	CASE NUMBER	23*	RETIREMENTS	
	Mark Thomas	2018-1256		John Thatcher	2019-0027
	Michael Tarullo	2018-1790		William Martin Jr.	2019-0029
	Richard Robol	2019-0136		James Phillipps	2019-0038
	Joel Treuhaft	2019-0139		Lowell McCrury	2019-0135
	Michael Meehan	2019-0286		Douglas Jordan	2019-0137
	Jery Barton	2019-0386		Richard Brown	2019-0138
	Marcus Dunn	2019-0449		William Fithian III	2019-0140
	Marc Silberman	2019-0450		George Barnard	2019-0185
	Gary Sutter	2019-0641		Gordon Schmid	2019-0194
	Jerry Packard	2019-0660		Mark Koogler	2019-0232
	Jeffrey Newberry	2019-1155		Timothy Smith	2019-0533
	Keith Vanderburg	2019-1284		James Konchan	2019-0539
				Joseph Sulzer	2019-0721
				John Gee	2019-0843
				P. Martin Aubry	2019-0942
				Thomas Smith	2019-0943
1	REINSTATEMENTS			Lawrence Flemer	2019-1050
	Marc Doumbas	2016-1149		Dolores Torriero	2019-1051
				William Fowler	2019-1156
				Gary Lippert	2019-1287
				Frank Matune	2019-1505
				Paul Hentemann	2019-1613
				Ellen Barton	2019-1762
				*James Brennan	2018-1788
				*Daniel Dreyfuss	2018-1789
				*Edwin Wisner	2018-1792
				*Korleen Bialecki	2018-1793
				*Susan Zitterman	2018-1829
				*Richard Graham	2018-1847

* Six 2018 retirements were inadvertently excluded from the 2018 annual report.

- TABLE 4 -
STATUS OF FORMAL MATTERS PENDING
AS OF DEC. 31, 2019

Reinstatements	0
<hr/>	
BEFORE THE PROBABLE CAUSE PANEL	
Awaiting Certification to Board	0
Appeal of Panel Dismissal to Full Board	0
<hr/>	
BEFORE THE BOARD OF PROFESSIONAL CONDUCT	
Awaiting Hearing	13
Awaiting Board Report	4
<hr/>	
BEFORE THE BOARD ON THE UNAUTHORIZED PRACTICE OF LAW	
Awaiting Hearing	2
Awaiting Board Report	2
<hr/>	
BEFORE THE SUPREME COURT OF OHIO	
Awaiting Objections	10
<hr/>	
Awaiting Oral Argument	1
Awaiting Supreme Court Decision	7
<hr/>	
TOTAL PENDING	39

- TABLE 5 -

MATTERS RECEIVED IN 2019

BASED ON COUNTY OF RESPONDENT'S PRINCIPAL OHIO OFFICE LOCATION

Adams	2	Hamilton	55	Noble	0
Allen	9	Hancock	8	Ottawa	4
Ashland	2	Hardin	1	Paulding	0
Ashtabula	11	Harrison	4	Perry	3
Athens	1	Henry	1	Pickaway	0
Auglaize	1	Highland	2	Pike	0
Belmont	4	Hocking	4	Portage	15
Brown	0	Holmes	0	Preble	4
Butler	21	Huron	2	Putnam	1
Carroll	1	Jackson	3	Richland	7
Champaign	0	Jefferson	8	Ross	5
Clark	12	Knox	1	Sandusky	6
Clermont	13	Lake	21	Scioto	12
Clinton	5	Lawrence	0	Seneca	2
Columbiana	4	Licking	4	Shelby	0
Coshocton	0	Logan	4	Stark	20
Crawford	0	Lorain	20	Summit	52
Cuyahoga	182	Lucas	25	Trumbull	10
Darke	0	Madison	0	Tuscarawas	6
Defiance	1	Mahoning	24	Union	6
Delaware	33	Marion	1	Van Wert	1
Erie	5	Medina	9	Vinton	2
Fairfield	4	Meigs	0	Warren	18
Fayette	1	Mercer	0	Washington	8
Franklin	126	Miami	7	Wayne	6
Fulton	1	Monroe	0	Williams	0
Gallia	1	Montgomery	28	Wood	9
Geauga	7	Morgan	1	Wyandot	1
Greene	1	Morrow	4		
Guernsey	3	Muskingum	7		
				TOTAL	893

- TABLE 6 -

OPERATIONAL EXPENSES FOR 2019-2020 BUDGET
(EXPENDITURES AS OF DEC. 31, 2019)

Category	2019-2020 Budget	Expenses BYTD ¹	% Budget Spent
Payroll	\$ 2,704,375	\$ 1,336,650.88	49%
Operating Expenses	\$ 457,500	\$ 213,858.74	47%
Purchased Services	\$ 140,000	\$ 26,513.65	19%
Travel	\$ 66,500	\$ 23,084.12	35%
Furniture, Equipment & Vehicle	\$ 20,000	\$ 0.00	0%
Hospitality Hosting	\$ 2,500	\$ 418.97	17%
TOTAL	\$ 3,390,875	\$ 1,600,526.36	47%

¹ Budget Year to Date (i.e., July 1, 2019 through Dec. 31, 2019)

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