

# The Supreme Court of Ohio

---

## CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

January 28, 2004

---

### DISCIPLINARY CASES

#### **2003-0397. Erie-Huron Counties Grievance Commt. v. Meyerhoefer.**

On May 16, 2003, this court indefinitely suspended respondent, Paul F. Meyerhoefer, Attorney Registration No. 0029461. On August 26, 2003, relator, Erie-Huron Counties Grievance Committee, filed a motion for order to appear and show cause, requesting the court to issue an order directing respondent to appear and show cause why he should not be found in contempt for his failure to comply with this court's May 16, 2003 order. On October 21, 2003, this court granted that motion and advised respondent to file a written response. On October 27, 2003, respondent filed a response to the show cause order. Relator filed a response to respondent's response on December 22, 2003. Accordingly,

IT IS ORDERED by the court, sua sponte, that respondent appear in person before this court on March 31, 2004, at 9:00 a.m.

IT IS FURTHER ORDERED that the Clerk of this court issue certified copies of this order as provided for in Gov.Bar R. V(8)(D)(1).

#### **2003-0732. In re Resignation of Spencer.**

On July 15, 2003, this court accepted the resignation of respondent, Scott W. Spencer, Attorney Registration No. 0019945, with disciplinary action pending. On September 22, 2003, movant, Disciplinary Counsel, filed a motion for order to appear and show cause, requesting the court to issue an order directing respondent to appear and show cause why he should not be found in contempt for his failure to comply with this court's July 15, 2003 order. On November 14, 2003, this court granted that motion and advised respondent to file a written response by December 4, 2003. Respondent did not file a written response, and the court ordered respondent to appear in person on January 14, 2004. Respondent and movant appeared. Upon consideration thereof,

IT IS ORDERED by this court, sua sponte, that this cause be, and hereby is, dismissed.

Resnick, F.E. Sweeney, Lundberg Stratton and O'Donnell, JJ., concur.

Moyer, C.J., and O'Connor, J., dissent.

Pfeifer, J., not participating.

**2003-1865. Disciplinary Counsel v. Young.**

This matter is pending before the court upon the filing of a certified report of the Board of Commissioners on Grievances and Discipline. On November 4, 2003, this court issued an order to show cause to the parties. On November 24, 2003, respondent filed objections and a brief in support with exhibits attached. On December 1, 2003, relator filed a motion to strike respondent's exhibits and references to those exhibits from respondent's objections and brief. Upon consideration thereof,

IT IS ORDERED by this court that the motion be, and hereby is, denied.

**2003-2005. In re Resignation of Evans.**

On affidavit of resignation from practice of law of Jonathon Paul Evans, Attorney Registration No. 0063147, and report filed under seal by Disciplinary Counsel. Resignation accepted with disciplinary action pending.

**2003-2237. Cleveland Bar Assn. v. Dadisman.**

On December 31, 2003, and pursuant to Gov.Bar R. V(5a)(A)(1)(b), relator, Cleveland Bar Association, filed with this court a motion for interim remedial suspension pursuant to Gov.Bar R. V(5a), alleging that respondent, Michael F. Dadisman, has committed numerous violations of the Code of Professional Responsibility and poses a substantial threat of serious harm to the public. Respondent did not file a response to the motion.

Upon consideration thereof and pursuant to Gov.Bar R. V(5a)(B), it is ordered and decreed that an interim remedial suspension be immediately entered against Michael F. Dadisman, Attorney Registration No. 0040997, last known business address in Independence, Ohio, and that the suspension be effective as of the date of this entry, pending final disposition of disciplinary proceedings predicated on the conduct threatening the serious harm.

IT IS FURTHER ORDERED that Michael F. Dadisman immediately cease and desist from the practice of law in any form and is hereby forbidden to appear on behalf of another before any court, judge, commission, board, administrative agency, or other public authority.

IT IS FURTHER ORDERED that, effective immediately, he be forbidden to counsel or advise, or prepare legal instruments for others or in any manner perform legal services for others.

IT IS FURTHER ORDERED that he is hereby divested of each, any, and all of the rights, privileges, and prerogatives customarily accorded to a member in good standing of the legal profession of Ohio.

IT IS FURTHER ORDERED that, pursuant to Gov.Bar R. X(3)(G), respondent shall complete one credit hour of continuing legal education for each month or portion of a month of the suspension. As part of the total credit hours of continuing legal education required by Gov.Bar R. X(3)(G), respondent shall complete one credit hour of instruction related to professional conduct required by Gov.Bar R. X(3)(A)(1), for each six months, or portion of six months, of the suspension.

IT IS FURTHER ORDERED that respondent shall not be reinstated to the practice of law in Ohio until (1) respondent complies with the requirements for reinstatement set forth in the Supreme Court Rules for the Government of the Bar of Ohio; (2) respondent complies with this and all other orders issued by this court; (3) respondent complies with the Supreme Court Rules for the Government of the Bar of Ohio; and (4) this court orders respondent reinstated.

IT IS FURTHER ORDERED, sua sponte, by the court, that within 90 days of the date of this order, respondent shall reimburse any amounts that have been awarded by the Clients' Security Fund pursuant to Gov.Bar R. VIII(7)(F). It is further ordered, sua sponte, by the court that if, after the date of this order, the Clients' Security Fund awards any amount against the respondent pursuant to Gov.Bar R. VIII(7)(F), the respondent shall reimburse that amount to the Clients' Security Fund within 90 days of the notice of such award.

IT IS FURTHER ORDERED that on or before 30 days from the date of this order, respondent shall:

1. Notify all clients being represented in pending matters and any co-counsel of his suspension and his consequent disqualification to act as an attorney after the effective date of this order and, in the absence of co-counsel, also notify the clients to seek legal service elsewhere, calling attention to any urgency in seeking the substitution of another attorney in his place;

2. Regardless of any fees or expenses due him, deliver to all clients being represented in pending matters any papers or other property pertaining to the client, or notify the clients or co-counsel, if any, of a suitable time and place where the papers or other property may be obtained, calling attention to any urgency for obtaining such papers or other property;

3. Refund any part of any fees or expenses paid in advance that are unearned or not paid, and account for any trust money or property in his possession or control;

4. Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties of his disqualification to act as an attorney after the effective date of this order, and file a notice of disqualification of respondent with the court or agency before which the litigation is pending for inclusion in the respective file or files;

5. Send all such notices required by this order by certified mail with a return address where communications may thereafter be directed to respondent;

6. File with the Clerk of this court and the Disciplinary Counsel of the Supreme Court an affidavit showing compliance with this order, showing proof of service of notices required herein, and setting forth the address where the affiant may receive communications; and

7. Retain and maintain a record of the various steps taken by respondent pursuant to this order.

IT IS FURTHER ORDERED that respondent shall keep the Clerk, the Cleveland Bar Association, and the Disciplinary Counsel advised of any change of address where respondent may receive communications.

IT IS FURTHER ORDERED, sua sponte, that all documents filed with this court in this case shall meet the filing requirements set forth in the Rules of Practice of the Supreme Court of Ohio, including requirements as to form, number, and timeliness of filings.

IT IS FURTHER ORDERED, sua sponte, that service shall be deemed made on respondent by sending this order, and all other orders in this case, by certified mail to the most recent address respondent has given to the Attorney Registration Office.

IT IS FURTHER ORDERED that the Clerk of this court issue certified copies of this order as provided for in Gov.Bar R. V(8)(D)(1), that publication be made as provided for in Gov.Bar R. V(8)(D)(2), and that respondent bear the costs of publication.

Resnick, J., not participating.