

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

January 9, 2009

[Cite as *01/09/2009 Case Announcements*, 2009-Ohio-40.]

MOTION AND PROCEDURAL RULINGS

2009-0039. State ex rel. Moorer v. Luebbbers.

Hamilton App. No. C-081068. This cause is pending before the court as a discretionary appeal and claimed appeal of right. Upon consideration of appellant's jurisdictional memorandum, it is determined by the court that this cause originated in the court of appeals and shall proceed as a direct appeal.

It is ordered by the court that the Clerk shall issue an order for the transmittal of the record from the Court of Appeals to Hamilton County. Appellant shall file its merit brief within forty days of the filing of the record with the Clerk of this court, and the parties shall otherwise proceed in accordance with S.Ct.Prac.R. VI.

MISCELLANEOUS ORDERS

Gov.Bar R. X(3)(A)(1) requires all attorneys admitted to the practice of law in Ohio and each attorney registered for corporate status pursuant to Gov.Bar R. VI to complete and report at least twenty-four hours of continuing legal education, including two and one half hours related to professional conduct, for each two-year reporting period. Gov.Bar R. X(3)(B)(1) requires attorneys whose last name begins with a letter from A through L to report compliance with the requirements of Gov.Bar R. X on or before the thirty-first day of January of even-numbered years for the preceding two calendar years. Gov.Bar R. X(6)(A) provides that an attorney or judge who fails to comply timely with the applicable requirements of Gov.Bar R. X or Gov.Jud. R. IV but does so on or before the thirtieth day of April of the reporting year shall be assessed a late compliance fee, as established by the Commission on Continuing Legal Education ("commission"). Gov.Bar R. X(6)(B)

provides that an attorney or judge who fails to comply with the applicable requirements of Gov.Bar R. X or Gov.Jud. R. IV shall be notified of noncompliance by the commission and that unless the attorney or judge comes into compliance or files evidence of compliance that is satisfactory to the commission on or before the date set forth in the notice, the commission shall issue an order imposing a sanction authorized by Gov. Bar R. X(5) and consistent with commission regulation.

On January 9, 2009, the commission issued orders imposing monetary sanctions and suspending 76 attorneys for noncompliance with the provisions of Gov. Bar R. X.

The following attorneys were sanctioned and suspended for not completing the educational hours required by Gov. Bar R. X(3) and not filing evidence of compliance or coming into compliance as required by Gov.Bar R. X(6)(B). These attorneys also were out of compliance with Gov.Bar R. X for the 2004 and 2006 reporting periods. The sanction amount as displayed in the last column is based on the number and type of hour deficiency.

| Attorney Name | Registration Number | County | State | Amount |
|------------------------|------------------------|----------|-------|--------|
| Thomas Michael Clayton | 11405 | | IN | \$280 |
| Darryl Alexander Hines | 37481 | | GA | \$600 |
| John Phillip Kellogg | 33459 | | MA | \$90 |
| Michael Robert Kamen | 55816 | Cuyahoga | OH | \$100 |
| Paul Harrison Fisher | 42458 | Hamilton | OH | \$90 |

The following attorneys were sanctioned and suspended for not completing the requisite hours required by Gov.Bar R. X(3), not filing the final reporting transcript on or before January 31, 2008, as required by Gov.Bar R. X(3)(B)(1), and not filing evidence of compliance or coming into compliance as required by Gov.Bar R. X(6)(B). These attorneys also were out of compliance with Gov.Bar R. X for the 2004 and 2006 reporting periods. The sanction amount as displayed in the last column is based on the number and type of hour deficiency and includes a \$150 sanction for failing to file the final reporting transcript.

| Attorney Name | Registration Number | County | State | Amount |
|------------------------|------------------------|----------|-------|--------|
| Waynee Shiu Francis | 22496 | | CA | \$750 |
| Matthew Holton Beutel | 73410 | | MD | \$750 |
| Paul Vincent Danielson | 69885 | | MD | \$750 |
| Patricia Ann Dicke | 32882 | | MS | \$750 |
| Steven Anthony Caputo | 25398 | | NJ | \$750 |
| Stephen Tierney Britt | 42076 | Cuyahoga | OH | \$750 |

| | | | | |
|---------------------------|-------|------------|----|-------|
| Patrick John Casey, Jr. | 34173 | Cuyahoga | OH | \$750 |
| Constance Gaynell Farmer | 31629 | Cuyahoga | OH | \$680 |
| Donald Eugene Grohoske | 72335 | Fairfield | OH | \$750 |
| Andrea Kay Graves | 76797 | Franklin | OH | \$750 |
| Laura Lee Gribbin | 70287 | Franklin | OH | \$750 |
| Randall Charles Lindquist | 31401 | Franklin | OH | \$750 |
| Charles Paul Derby | 55272 | Huron | OH | \$250 |
| Gerald Alexander Baker | 42316 | Lucas | OH | \$750 |
| David James Azallion | 65719 | Montgomery | OH | \$750 |
| Mark Allan Anthony | 56048 | Montgomery | OH | \$750 |
| David Clark Champion | 22833 | Summit | OH | \$220 |
| Jim F. Bennett | 75830 | Washington | OH | \$750 |
| Arthur Leeland Close, Jr. | 22199 | | PA | \$750 |

The following attorneys were sanctioned and suspended for not filing the final reporting transcript on or before January 31, 2008, as required by Gov.Bar R. X(3)(B)(1) and not filing evidence of compliance or coming into compliance as required by Gov.Bar R. X(6)(B). These attorneys also have not paid prior court ordered sanctions issued for noncompliance in the 2006 reporting period.

| Attorney Name | Registration Number | County | State | Amount |
|-------------------------|---------------------|----------|-------|--------|
| Edward Joseph Boll, III | 72982 | Hamilton | OH | \$150 |
| Roger Pierre Bouchard | 75578 | Hamilton | OH | \$150 |
| Leslie Ann Kohli | 72033 | Lucas | OH | \$150 |

The following attorneys were sanctioned and suspended for not completing the educational hours required by Gov.Bar R. X(3) and not filing evidence of compliance or coming into compliance as required by Gov.Bar R. X(6)(B). These attorneys also have not paid prior court ordered sanctions issued for noncompliance in the 2006 reporting period. The sanction amount as displayed in the last column is based on the number and type of hour deficiency.

| Attorney Name | Registration Number | County | State | Amount |
|---------------------|---------------------|----------|-------|--------|
| Joseph Henry Currin | 71208 | | IL | \$100 |
| Tina Robert Krueger | 67226 | Franklin | OH | \$390 |

The following attorneys were sanctioned and suspended for not completing the requisite hours required by Gov.Bar R. X(3), not filing the final reporting transcript on or before January 31, 2008, as required by Gov.Bar R. X(3)(B)(1), and not filing evidence of compliance or coming into compliance as required by Gov.Bar R. X(6)(B). These attorneys also have not paid prior court ordered sanctions issued for noncompliance in the 2006 reporting period. The sanction

amount as displayed in the last column is based on the number and type of hour deficiency and includes a \$150 sanction for failing to file the final reporting transcript.

| Attorney Name | Registration Number | County | State | Amount |
|------------------------------|------------------------|------------|-------|--------|
| Aldean Smith Bradley | 36890 | | AL | \$750 |
| Ingolf Ralph Dinklage | 23219 | | CA | \$750 |
| Linda Louise Leasure | 5176 | | DC | \$750 |
| Lucian Joseph Bernard | 47159 | | KY | \$305 |
| John Steven Lee | 24747 | | ME | \$750 |
| Richard Nicholas Lovernick | 68936 | | MI | \$750 |
| Adam Lawrence Gross | 55392 | | NY | \$750 |
| Gary Ray Hermon | 32769 | Allen | OH | \$750 |
| Timothy Jay Foran | 7110 | Athens | OH | \$750 |
| David Henry Landis | 15021 | Butler | OH | \$750 |
| Paul Frederick Benson | 15965 | Carroll | OH | \$750 |
| Roy Milton Kaufman | 18606 | Cuyahoga | OH | \$750 |
| Elizabeth Anne Cain | 21485 | Cuyahoga | OH | \$750 |
| Dwight Edwin Davis | 29972 | Cuyahoga | OH | \$750 |
| Jeffrey Keith Lurie | 41446 | Cuyahoga | OH | \$750 |
| Rita Renee Johnson | 65959 | Cuyahoga | OH | \$250 |
| Seth Michael Jupin | 66431 | Cuyahoga | OH | \$750 |
| John Patrick Hildebrand, Jr. | 68874 | Cuyahoga | OH | \$230 |
| Larry Lee Arwood | 62052 | Franklin | OH | \$750 |
| John Joseph Gideon | 8151 | Franklin | OH | \$750 |
| Allen James Lowe | 17026 | Franklin | OH | \$750 |
| Peter Francis Judge Beagle | 20249 | Franklin | OH | \$750 |
| Carl Edward Coles | 55833 | Franklin | OH | \$750 |
| Kenneth Raymond Besser | 67935 | Franklin | OH | \$660 |
| Amanda Marie Burnett | 76930 | Franklin | OH | \$750 |
| Robert S. Chaloupka | 73509 | Geauga | OH | \$750 |
| Paul Walker Barrett | 18738 | Greene | OH | \$370 |
| John Michael Di Puccio | 21133 | Hamilton | OH | \$750 |
| David Michael Gallagher | 73954 | Hamilton | OH | \$750 |
| Eric Steven French | 71711 | Hamilton | OH | \$750 |
| Michael Grant Kohn | 10287 | Hamilton | OH | \$750 |
| Corinne Keys Dawson | 24694 | Lorain | OH | \$750 |
| Mark William Adams | 46725 | Lucas | OH | \$750 |
| James Andrew Arquette | 47297 | Lucas | OH | \$750 |
| Lloyd Selden Grant | 61210 | Lucas | OH | \$750 |
| John Bernard Horoschak | 59912 | Lucas | OH | \$750 |
| Lloyd Turner Carson | 7620 | Montgomery | OH | \$750 |
| Shawn Timothy Kelly | 77074 | Montgomery | OH | \$750 |
| Patrick E. Dandino | 68946 | Summit | OH | \$750 |
| Michael Louis Horvath | 24809 | Summit | OH | \$750 |
| John Paul Allare | 3176 | Warren | OH | \$750 |

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|--------------------------------|-------|----|-------|
| Michael Joseph Graml | 40036 | PA | \$370 |
| Isla Mao Luciano | 71528 | PA | \$610 |
| Carroll Gibbs Clough-Brewerton | 77114 | TX | \$750 |
| Ronald Lee Dressler, Jr. | 67915 | UT | \$750 |
| Tiffany Elizabeth Davis | 77561 | WV | \$750 |
| Lauren Krause | 77209 | WV | \$750 |

On December 5, 2008, the commission entered sanction orders against the following attorneys for failing to comply with Gov.Bar R. X for the 2008 reporting period and ordered them to pay a sanction fee. It has come to the commission's attention that the following attorneys were in compliance with Gov.Bar R. X for the 2008 reporting period, and the December 5, 2008, sanction orders entered against them are vacated:

| | | |
|---------------------|------------------|------------------|
| Attorney Name | Registration No. | City and State |
| Debra M. Fingerman | 0015366 | Cincinnati, Ohio |
| John Wilfred Hickey | 0020327 | Cleveland, Ohio |

In re Report of the Commission
on Continuing Legal Education.

Case No. CLE-2006-66016

Pauline Remenyi Aydin
(#0066016),
Respondent.

ORDER

It is ordered by the court, sua sponte, that respondent is hereby found in contempt of this court for failure to fully comply with this court's order of April 27, 2007: to wit, failure to file an affidavit of compliance on or before May 29, 2007.

2005-0422. Columbus Bar Assn. v. Am. Family Prepaid Legal Corp.

This cause is pending before the court upon a report of the Board on the Unauthorized Practice of Law. On January 6, 2009, respondents AFPLC, HMISI and Jeffrey Norman filed a motion for leave to supplement the record. On January 7, 2009, relator, Columbus Bar Association, filed a memorandum in opposition to the motion. Upon consideration thereof,

It is ordered by the court that the motion to supplement is granted.

MEDIATION REFERRALS

The following case has been referred to mediation pursuant to S.Ct.Prac.R. XIV(6):

2008-2314. State ex rel. Lucas Cty. Bd. of Mental Retardation & Developmental Disabilities v. Pub. Emps. Retirement Bd.

Franklin App. No. 07AP-582.