

**THE BOARD OF PROFESSIONAL CONDUCT
OF THE SUPREME COURT OF OHIO**

In re:

Complaint against

Case No. 2021-029

Ronald Clement Swencki

22-0711

Respondent

Disciplinary Counsel

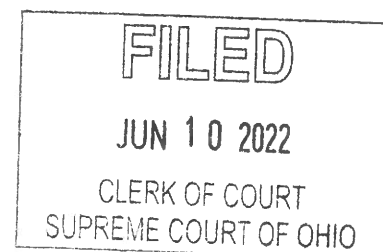
Relator

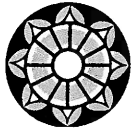
CERTIFICATE

I hereby certify that the filing of the original file, expenses, transcript, exhibits, and the Findings of Fact, Conclusions of Law, and Recommendation of the Board constitute the complete record in this cause, and that the same is true and accurate to the best of my knowledge.

Richard A. Dove

Director





Ohio Board of Professional Conduct

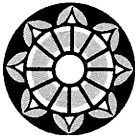
Disciplinary Counsel v. Marianne Ronald Clement Swencki
Board Number 2021-029

<u>ITEM NUMBER</u>	<u>DESCRIPTION</u>	<u>DATE FILED</u>
✓ 1	Certified Complaint, Notice of Filing and Memo-served on Relator and Respondent,	11/2/2021
✓ 2	Email	11/2/2021
✓ 3	Request for Additional Time to Respond	11/22/2021
✓ 4	Entry	11/22/2021
✓ 5	Answer	12/6/2021
✓ 6	Entry-panel assignment	12/6/2021
✓ 7	Order-PHC	12/17/2021
✓ 8	Order	12/23/2021
✓ 9	Notice of Appearance	1/5/2022
✓ 10	Notice of Formal Hearing	1/7/2022
✓ 11	Order-scheduling	1/7/2022
✓ 12	Email	1/7/2022
✓ 13	Email-service	1/7/2022
✓ 14	Respondent's notice of service of written discovery	1/10/2022
✓ 15	Respondent's witness list	2/17/2022

✓ 16	Notice of Depositions of Leonard Feckner, Sr. and Leonard Feckner, Jr.	2/23/2022
✓ 17	Respondent's Objections to Exhibits Proposed by Relator	3/31/2022
✓ 18	Respondent's First Amended Witness List	3/31/2022
✓ 19	Order-PHC	4/1/2022
✓ 20	Relator's Exhibit List	4/7/2022
✓ 21	Relator's witness list	4/7/2022
✓ 22	Relator's response to Respondent's objections to Relator's Exhibit List	4/7/2022
✓ 23	Respondent's final witness list and exhibit list	4/7/2022
✓ 24	Stipulations	4/7/2022
✓ 25	Respondent's exhibits (nothing in blue folder) in brown folder and one folder restricting public access	4/8/2022
✓ 26	Notice of Filing Deposition transcript of Ronald Swencki	4/11/2022
✓ 27	Respondent's second amended witness list	4/11/2022
✓ 28	Joint motion to restrict public access to Respondent's exhibit A-5	4/12/2022
✓ 29	Respondent's Exhibits for the formal hearing (brown folder) and one folder restricting public access	4/12/2022
✓ 30	Order	4/14/2022
✓ 31	Order-deadlines post hearing briefs	4/15/2022
✓ 32	Post-Hearing Brief of Respondent	5/12/2022

✓ 33	Relator's Post-Hearing Brief	5/12/2022
✓ 34	Relator's reply brief	5/19/2022
✓ 35	Respondent's reply to Relator's post hearing brief	5/19/2022

Joella Jones 6-10-22
Deputy Clerk Name and Date



Ohio Board of Professional Conduct

65 SOUTH FRONT STREET, 5TH FLOOR, COLUMBUS, OH 43215-3431

Telephone: 614.387.9370 Fax: 614.387.9379

www.bpc.ohio.gov

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RICHARD A. DOVE
DIRECTOR
D. ALLAN ASBURY
SENIOR COUNSEL
KRISTI R. MCANAUL
COUNSEL

Case Name:	Disciplinary Counsel v. Ronald Clement Swencki
Board Number:	2021-029
Original File:	1
Deposition:	September 15, 2021
Deposition Exhibits:	Exhibits 1-39 (stapled back of depo)
Transcript of Hearing:	April 14, 2022
Transcript Exhibits:	See attached list. Stipulations blk binder/ White binder – relator's exhibits/ Respondent's exhibits blk binder volume 1 & 2

1		I N D E X (continued)
2		- - -
3		STIPULATED EXHIBITS
4		Stipulations
5	✓1	Attorney Information
6	✓2	Client Case History form
7	✓3	Attorney/Client Retainer Agreement
8	✓4	Calendar
9	✓5	July 14, 2014, letter to Marymount Hospital From Ronald C. Swencki
10	✓6	November 5, 2014, letter to Leonard Feckner from Ronald C. Swencki
11		
12	✓7	May 26, 2015, letter to Mr. Leonard Feckner from Ronald C. Swencki
13		
14	✓8	May 29, 2015, letters to Leonard H. Bernstien, M.D., and Marymount Hospital from Ronald C. Swencki
15		
16	✓9	ORC Ann. 2305.113
17	✓10	June 3, 2015, letter to Ronald C. Swencki, Esquire, from Sasha R. Moore
18	✓11	June 9, 2015, letter to Ronald C. Swencki, Esq., from Matthew J. Donnelly
19		
20	✓12	Undated Letter to Mr. Leonard Feckner from Ronald C. Swencki; copy of letter with handwritten notation "mailed 7/14/16"
21		
22		
23	✓13	October 12, 2016, letter to Mr. Leonard Feckner from Ronald C. Swencki
24		
25		

I N D E X (continued)

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STIPULATED EXHIBITS

- 1
2
3
4 ✓14 November 22, 2016, letter to
Marymount Hospital from Ronald C.
5 Swencki
6 ✓15 November 23, 2016, letter to
7 Mr. Leonard Feckner from
Ronald C. Swencki
8 ✓16 December 6, 2016, letter to
9 Mr. Leonard Feckner from
Ronald C. Swencki
10 ✓17 February 21, 2018, handwritten note
11 to Mr. Ron Swencki from Larry Feckner
12 ✓18 March 20, 2017, handwritten note to
Ron from Larry Feckner
13 ✓19 August 21, 2017, letter to
14 Mr. Leonard Feckner from
Ronald C. Swencki
15 ✓20 Interrogatories with handwritten
16 responses
17 ✓21 Time sheets
18 ✓22 Interrogatories with handwritten
19 responses and markings
20 ✓23 September 21, 2017, letter to
21 Mr. Leonard Feckner from Ronald C.
22 Swencki
23 ✓24 Interrogatories with typewritten
24 responses
25 ✓25 Interrogatories with handwritten
responses (Saundra M. Banks)
26 ✓26 June 4, 2018, letter to Southwest
Urology from Ronald C. Swencki

I N D E X (continued)

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STIPULATED EXHIBITS

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3
4 ✓27 July 23, 2018, letter to Mr. Leonard
Feckner from Ronald C. Swencki
5
6 ✓28 July 24, 2018, Message
7
8 ✓29 December 17, 2018, letter to Leonard
Bernstein, MD, from Ronald C. Swencki
9
10 ✓30 January 18, 2019, letter to South
West Urology from Ronald C. Swencki
11
12 ✓31 February 8, 2019, letter to
Mr. Leonard Feckner from Ronald C.
Swencki
13
14 ✓32 July 10, 2019, letter to Southwest
Urology from Ronald C. Swencki
15
16 ✓33 September 26, 2019, letter to
Southwest Urology from Ronald C.
Swencki
17
18 ✓34 October 24, 2019, letter to Southwest
Urology from Ronald C. Swencki
19
20 ✓35 November 6, 2019, letter to
Mr. Leonard Feckner from Ronald C.
Swencki
21
22 ✓36 November 25 and December 10, 2019,
Messages
23
24 ✓37 January 17, 2020, letter to MRO from
Ronald C. Swencki
25
✓38 January 29, 2020, Messages
✓39 Check No. 6818 to NEO, Inc.
✓40 January 29, 2020, handwritten notes
✓41 February 12, 2020, message from
Doctor Amons [sic]

I N D E X (continued)

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STIPULATED EXHIBITS

- 1
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4 ✓42 February 12, 2020, letter to Ronald Swencki, Esq., from Joseph P. Amon, D.O.
5
6 ✓43 Leonard Feckner Medical Records, Etc.
7 ✓44 Leonard Feckner Notes, Messages and Correspondence
8
9 ✓45 Leonard Feckner Medical Records
10 ✓46 Undated letter to Ronald Swencki from Leonard Feckner
11 ✓47 Grievance Form
12 ✓48 August 28, 2020, e-mail to Christine McKrimmon from Ronald Swencki; Response to Grievance
13
14 ✓49 Letter Received October 7, 2020, To Whom It May Concern from Leonard Feckner
15
16 ✓50 March 12, 2021, fax transmission and letter to Ronald Swencki, Esq., from Martha S. Asseff; March 26, 2021, fax transmission and Response to Grievance
17
18
19 ✓51 June 11, 2021, fax transmission and letter to Ronald Swencki, Esq., from Martha S. Asseff; July 2, 2021, fax transmission and letter to Martha S. Asseff from Ronald C. Swencki
20
21
22 ✓52 July 16, 2021, fax transmission and letter to Ronald Swencki, Esq., from Martha S. Asseff; July 30, 2021, fax transmission and letter to Martha S. Asseff from Ronald C. Swencki
23
24
25 July 30, 2021

I N D E X (continued)

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STIPULATED EXHIBITS

- 1
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- 4 ✓53 Photograph of signage
- 5 ✓54 Close-up photograph of signage
- 6 ✓55 Berkshire Hathaway Lawyers
Professional Liability Insurance
7 Policy Issued February 2, 2022
- 8 ✓56 Application for Lawyers Professional
9 Liability Insurance
- 10 ✓57 Letterhead and business card
- 11 ✓58 Letters from John Jacob,
12 Francis A. Gorczyca, Richard A.
13 Hollis, Barbara L. MacKenzie,
14 Salvatore J. Russo, Anthony J.
15 Nuccio, Judy N. Anderson, Robert L.
Beda II and Corinne A. Beda, Lisa
Janik, Dennis F. Gruber, Patrick F.
Roche, Barry Shane, Ronald H. Mills,
William A. Bovard, and John J. Gramc

RELATOR'S EXHIBITS

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- 17 ✓3 Certified Records of the State 184
18 Medical Board of Ohio In the Matter
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- 19 ✓4 April 25, 2012, Judgment in a 187
20 Criminal Case - United States of
America v. Joseph P. Amon
- 21 ✓5 March 23, 2020, e-mail forwarded on 188
22 July 16, 2021
- 23 ✓6 March 24, 2020, e-mail 188
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16	✓F Berkshire Hathaway Lawyers Professional Liability Insurance Policy Issued February 2, 2022	334
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20	✓I Leonard Feckner Medical Records, Etc. Expenses	334
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Case Number: 22-711

Case Name: Disciplinary Counsel

v.

Ronald Clement Swenci

PORTIONS UNDER SEAL

Certain documents in this case are being maintained under seal for the following reason(s):

- Motion to seal was filed on _____.
- Order to seal by the Supreme Court of Ohio was entered on _____.
- Order to seal by _____ was entered on _____.
- Documents were sealed when transmitted with original papers.
- Character & Fitness board file filed under seal pursuant to Gov. Bar R. I, Sec. 13(C).
- Disciplinary Counsel's Report under seal filed by Office of Attorney Services pursuant to Gov. Bar R. VI, Sec. 6.
- Exhibit A-5 submitted under seal.

Jill Jones

Signature

6-10-22

Date