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DISMISSAL

Case No. 11-20-GA

John J. Devine, Jr., P 12724, Mt. Pleasant, Michigan, by the Attorney Discipline Board Tri-County Hearing Panel #26.

1. Dismissal

2. Effective October 20, 2012

Count One of the formal complaint alleged that respondent committed professional misconduct by failing to keep monies in dispute separate, in violation of MRPC 1.15(c); failing to promptly distribute, pay or deliver monies owed to another, in violation of MRPC 1.15(b)(3); knowingly failing to respond to lawful demands for information from a disciplinary authority, in violation of MRPC 8.1(a)(2); engaging in conduct prejudicial to the administration of justice, in violation of MRPC 8.4(c) and MCR 9.104(A)(1); engaging in conduct that exposes the legal profession to obloquy, contempt, censure or reproach, in violation of MCR 9.104(A)(2); engaging in conduct contrary to justice, ethics, honesty, or good morals, in violation of MCR 9.104(A)(3); engaging in conduct which violated standards or rules of professional responsibility, contrary to MCR 9.104(A)(4); and engaged in conduct which violated or attempted to violate the Rules of Professional Conduct, contrary to MRPC 8.4(a).

The hearing panel dismissed the formal complaint finding that the allegations of misconduct were unproven by a preponderance of the evidence (Count One); and that respondent had not ignored or failed to respond to the Attorney Grievance Commission (Count Two).

The Grievance Administrator filed a petition for review and respondent filed a cross-petition. Upon review, the Attorney Discipline Board affirmed the hearing panel's dismissal. No costs were assessed against respondent.

John F. Van Bolt

Dated: JAN 21 2013