

MEMBERS
THOMAS G. KIENBAUM
CHAIRPERSON
JAMES M. CAMERON, JR.
VICE-CHAIRPERSON
ROSALIND E. GRIFFIN, M.D.
SECRETARY
ANDREA L. SOLAK
CARL E. VER BEEK
CRAIG H. LUBBEN
SYLVIA P. WHITMER, Ph.D
LAWRENCE G. CAMPBELL
DULCE M. FULLER

STATE OF MICHIGAN
ATTORNEY DISCIPLINE BOARD



JOHN F. VAN BOLT
EXECUTIVE DIRECTOR

MARK A. ARMITAGE
DEPUTY DIRECTOR

JENNIFER M. PETTY
LEGAL ASSISTANT

211 WEST FORT ST.
SUITE 1410
DETROIT, MICHIGAN 48226-3236
PHONE: 313-963-5553
FAX: 313-963-5571
WWW.ADBMICH.ORG

NOTICE OF SUSPENSION AND RESTITUTION

Case No. 11-120-GA

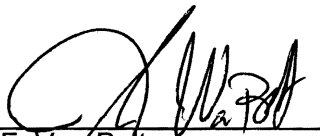
Notice Issued: June 14, 2012

Byron O. Kuxhaus, P 24420, Southfield, Michigan, by Attorney Discipline Board Tri-County Hearing Panel #80.

1. Suspension - 30 Days
2. Effective June 14, 2012

The respondent appeared at the hearing and filed an answer to the formal complaint. Based on the testimony, exhibits, and respondent's admissions, the panel found that respondent neglected a legal matter entrusted to him, in violation of MRPC 1.1(c); failed to seek the lawful objectives of his client, in violation of MRPC 1.2(a); failed to act with reasonable diligence and promptness in representing his client, in violation of MRPC 1.3; failed to keep his client reasonably informed about the status of her matter and comply with reasonable requests for information, in violation of MRPC 1.4(a); failed to explain a matter to the extent reasonably necessary to permit his client to make an informed decisions, in violation of MRPC 1.4(b); failed to refund an unearned advance payment of a fee, in violation of MRPC 1.16(d); and knowingly failed to respond to a lawful demand for information from a disciplinary authority, in violation of MRPC 8.1(a)(2). The panel also found that respondent violated the Michigan Rules of Professional Conduct, contrary to MPRC 8.4(a) and MCR 9.104(4); exposed the legal profession or the courts to obloquy, contempt, censure, or reproach, in violation of MCR 9.104(2); engaged in conduct that is prejudicial to the proper administration of justice, in violation of MCR 9.104(1); and engaged in conduct that is contrary to justice, ethics, honesty or good morals, in violation of MRPC 9.104(3).

The panel ordered that respondent's license to practice law in Michigan be suspended for 30 days and that he pay restitution in the amount of \$150.00. Costs were assessed in the amount of \$2,520.83.


John F. Van Bolt

Dated: **JUN 14 2012**