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## TUEBOR

## NOTICE OF DISBARMENT AND RESTITUTION

Case No. 12-100-GA

## Notice Issued: May 24, 2013

Robert C. Buschmohle, P 54192, St. Clair Shores, Michigan, by the Attorney Discipline Board Tri-County Hearing Panel #102

- 1. Disbarred
- 2. Effective May 22, 2013

The respondent was found to be in default for failing to file an answer to the formal complaint, but he did appear at the hearing. Based on respondent's default, the hearing panel found that respondent engaged in conduct involving dishonesty, fraud, deceit, and misrepresentation, or violation of the criminal law, where such conduct reflects adversely on the lawyer's honesty, trustworthiness, or fitness as a lawyer, in violation of MRPC 8.4(b); engaged in conduct that violates a criminal law of a state or of the United States, in violation of MCR 9.104(5), including but not limited to MCL 750.174 (embezzlement), and MCL 750.362 (larceny by conversion); breached his fiduciary duties under the Estate and Protected Individuals Code as a trustee, in violation of MCL 700.1308, 700.1502, 700.1506, MCL 700.7801, MCL 700.7802; neglected a legal matter entrusted to him, in violation of MRPC 1.1 (c); failed to seek the client's lawful objectives through reasonably available means permitted by law, in violation of MRPC 1.2(a); failed to act with reasonable diligence and promptness in representing the client, in violation of MRPC 1.3; failed to adequately communicate with his client, in violation of MRPC 1.4(a) and (b); failed to promptly render a full accounting of the fee paid upon request of the client, in violation of MRPC 1.15(b)(3); and failed to take all reasonable steps to protect the client's interests upon termination of the representation, in violation of MRPC 1.16(d). Further, the panel found that respondent violated or attempted to violate the Rules of Professional Conduct, in violation of MRPC 8.4(a); engaged in conduct that exposes the legal profession to obloquy, contempt, censure, or reproach, in violation of MCR 9.104(2); engaged in conduct that is contrary to justice, ethics, honesty, or good morals, in violation of MCR 9.104(3); engaged in conduct that violates the standards or rules of professional responsibility adopted by the Supreme Court, in violation of MCR 9.104(4); failed to timely answer four requests for investigation, in violation of MCR 9.104(7), MCR 9.113(A), and MCR 9.113(B)(2); and, engaged in conduct prejudicial to the administration of justice, in violation of MRPC 8.4(c) and MCR 9.104(1).

The panel ordered that respondent be disbarred from the practice of law in Michigan and that he pay restitution in the aggregate amount of \$462,403.00. Costs were assessed in the amount of \$2,146.59.

John MAY 24 2013 Dated: