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## NOTICE OF SUSPENSION (Pending Appeal)

Case No. 10-43-GA

Notice Issued: October 4, 2010

Terry A. Trott, P 27729, Tecumseh, Michigan, by the Attorney Discipline Board Washtenaw County Hearing Panel #5.

- 1. Suspension Two Years and Six Months
- 2. Effective October 2, 2010

Based upon the admissions of the respondent in his answer and testimony, and the evidence and exhibits presented, the panel found that respondent failed to return an unearned fee of \$1,368.00 when his representation was terminated, even after the client requested a refund, and used those funds from his client trust account for his own personal purposes.

Respondent's conduct was in violation of MCR 9.104(A)(2)-(4); and Michigan Rules of Professional Conduct 1.15(b)(3); 1.16(d); and 8.4(a) and (b).

The panel ordered the respondent's license to practice law in Michigan be suspended for two years and six months.

Respondent filed a petition for review seeking a reduction in discipline and a request for stay of discipline. The Board denied respondent's request for a stay of discipline, but granted a stay on the payment of costs. The Grievance Administrator also filed a petition for review seeking an increase in discipline. This matter has been scheduled for a January 12, 2011, review hearing before the Board.

John F. Nan Bolt

OCT -4 2010

Dated: