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NOTICE OF REPRIMAND AND RESTITUTION (By Consent)

Case No. 09-87-GA

Notice Issued: June 30, 2010

Roman A. Skypakewych, P 45272, Hazel Park, Michigan, by the Attorney Discipline Board Tri-County Hearing Panel #104.

- 1. Reprimand
- 2. Effective February 11, 2010

The respondent and the Grievance Administrator filed a stipulation for a consent order of discipline, in accordance with MCR 9.115(F)(5), which was approved by the Attorney Grievance Commission and accepted by the hearing panel. Respondent pleaded no contest to the allegations in the formal complaint that he failed to seek a client's legal objectives; failed to act with reasonable diligence and promptness in representing two clients; failed to keep two clients reasonably informed about the status of their matters; failed to comply promptly with reasonable requests for information; failed to properly and timely withdraw from representing a client where withdrawal could not be accomplished without material adverse effect on the client; failed to refund the advance payment of a fee and costs that were not earned, upon termination of the representation; failed to ensure that a nonlawyers conduct over which respondent had direct supervisory authority was compatible with the lawyer's professional obligations; failed to timely answer three requests for investigation; and failed to fully and fairly disclose all the facts and circumstances surrounding the alleged misconduct in two of the requests for investigation.

Respondent's conduct was in violation of MCR 9.1 04(A)(1)-(4) and (7); MCR 9.113(A) and (B)(2); and Michigan Rules of Professional Conduct 1.2(a); 1.3; 1.4(a); 1.16(b) and (d); 5.3(b); and 8.4(a) and (c).

Based upon the stipulation of the parties, the hearing panel ordered that respondent be reprimanded and pay restitution in the amount of \$3,000.00.

A complainant in this matter filed a petition for review and, on May 27, 2010, the Attorney Discipline Board affirmed the hearing panel's order of reprimand with restitution (by consent). Total costs were assessed in the amount of \$780.62.

John F. Van Bolt

JUN 30 2010

Dated: