

## **NOTICE OF REPRIMAND AND RESTITUTION**

Case No. 03-11-GA

**Notice Issued: October 24, 2005**

Otis M. Underwood, Jr., P 21678, Oxford, Michigan, by the Attorney Discipline Board  
Tri-County Hearing Panel #8

1. Reprimand
2. Effective March 16, 2005

The hearing panel found that respondent, in a workers' compensation matter, neglected the matter by failing to file an appeal of the workers' compensation magistrate's granting of the employer's Petition to Stop Benefits; and failed to act with reasonable diligence in pursuit of the workers' compensation appeal. Respondent's conduct was in violation Michigan Rules of Professional Conduct 1.1(c); 1.3 and 8.4(a).

The hearing panel ordered that respondent be reprimanded and pay restitution in the amount of \$2,734.42.

Respondent filed a "petition for rehearing" seeking review as to the amount of restitution only. The Board remanded the matter to Tri-County Hearing Panel #8 and, before a hearing was held, respondent withdrew his petition. Costs were assessed in the amount of \$5,068.13.