

NOTICE OF SUSPENSION
(By Consent)

Case No. 01-23-GA

Notice Issued: August 6, 2001

Mark M. Radell, P-38438, Chicago, Illinois, by Attorney Discipline Board Tri-County Hearing Panel #20.

1. Suspension - 2 Years;
2. Effective August 3, 2001.

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 pled no contest to the allegations of professional misconduct contained in Counts One and Two of Formal Complaint 01-23-GA, specifically: That respondent, as an attorney with the Environmental Protection Agency, participated in the creation of Factual Analyses in or about May 1996 and then falsely represented to the federal courts, in affidavits and deposition testimony, that those Factual Analyses had existed in January 1996. Respondent also made false statements in his answer to the request for investigation served upon him by the Grievance Administrator. Respondent's conduct was in violation of MCR 9.104(1)-(4), (6) and (7); MCR 9.113(A); and Michigan Rules of Professional Conduct 8.1(a); and 8.4(a)-(c). The parties agreed that the judgment of conviction filed under Case No. 00-124-AI may be dismissed. The parties further agreed that respondent's license should be suspended for two years.

The hearing panel ordered that respondent's license be suspended for two years and assessed costs in the amount of \$70.19.