

NOTICE OF SUSPENSION AND RESTITUTION

Case No. 01-122-GA

Notice Issued: February 11, 2002

Scott M. McDonald, P-38630, Mt. Clemens, Michigan, by Attorney Discipline Board
Tri-County Hearing Panel #104.

1. Suspension - 5 Years;
2. Effective May 15, 2001.

The hearing panel found by default that respondent had failed to notify his client of his receipt of \$12,500.00 in settlement funds; failed to promptly pay his client her share of the settlement funds; failed to maintain the funds in a client trust account; and misappropriated the funds. Respondent also failed to file an answer to a request for investigation served by the Grievance Administrator. Respondent's conduct was in violation of MCR 9.104(A)(1)-(4); MCR 9.113(A); and Michigan Rules of Professional Conduct 1.15(a) and (b); and 8.4(a)-(c).

The hearing panel ordered that respondent's license be suspended for five years and that this suspension shall run concurrent with the five year suspension ordered in Grievance Administrator v Scott M. McDonald, ADB Case Nos. 00-95-GA; 00-131-GA; 01-15-GA. The panel further ordered that respondent pay restitution in the amount of \$12,500.00, plus statutory interest, along with costs in the amount of \$134.51.