

NOTICE OF ORDER IMPOSING NO DISCIPLINE

Case No. 94-44-JC

Martin G. Deutch, P-12711, Southfield, Michigan, by the Attorney Discipline Board affirming a Hearing Panel Order imposing "No Discipline."

1. Discipline Order imposing No Discipline;
2. Effective July 9, 1999.

Respondent was convicted in July, 1993, of the misdemeanor offense of operation of a motor vehicle while visibly impaired. On remand from the Supreme Court, the hearing panel found that professional misconduct was conclusively established by the filing of the judgment of conviction. Upon consideration of the nature and surrounding circumstances of the offense, and the relevant aggravating and mitigating factors, the panel concluded that an appropriate order would be an Order of "No Discipline," citing the Court's holding in *Grievance Administrator v Deutch and Howell*, 445 Mich 149 (1997), that where the balance of mitigating and aggravating factors warrants, and notions of justice and fairness require, a panel may decide to forego the imposition of discipline at all. *Grievance Administrator v Deutch and Howell*, 445 Mich at 163.

The Grievance Administrator petitioned for review. On October 13, 1998, the Attorney Discipline Board entered an Order affirming the hearing panel's Order. The Grievance Administrator's Application For Leave To Appeal was denied by the Supreme Court in an Order entered July 8, 1999.