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NOTICE OF SUSPENSION AND RESTITUTION

Case No. 19-4-GA

Notice Issued: July 24, 2019

Allison Dykehouse Cole, P 78914, Grand Rapids, Michigan, by the Attorney Discipline Board Kent County Hearing Panel #2.

Suspension - Three Years, Effective July 19, 2019

Based on respondent's default, the hearing panel found that respondent committed professional misconduct in her representation of a client in a divorce matter; as associate counsel for Tyton Holdings, Inc.; when she failed to answer two requests for investigation; and failed to appear when subpoenaed by the Attorney Grievance Commission.

The panel found that respondent failed to act with reasonable diligence and promptness in representing a client, in violation of MRPC 1.3; failed to keep a client reasonably informed about the status of a matter and comply promptly with reasonable requests for information, in violation of MRPC 1.4(a); failed to explain a matter to the client to the extent reasonably necessary to permit the client to make informed decisions regarding the representation, in violation of MRPC 1.4(b); revealed a confidence or secret of a client, in violation of MRPC 1.6(b)(1); used a confidence or secret of a client to the disadvantage of the client, in violation of MRPC 1.6(b)(2); used a confidence or secret of a client to the advantage of the lawyer or a third person, unless the client consents after full disclosure, in violation of MRPC 1.6(b)(3); represented a client when the representation of that client was materially limited by the lawyer's own interests, in violation of MRPC 1.7(b); failed to refund the unearned portion of an advance fee, in violation of MRPC 1.16(d); knowingly failed to respond to lawful demands for information from a disciplinary authority, in violation of MRPC 8.1(a)(2); and failed to answer two requests for investigation in conformity with MCR 9.113(A), in violation of MCR 9.104(7). Respondent was also found to have violated MCR 9.104(1)-(4) and MRPC 8.4(a) and (c).

The panel ordered that respondent's license to practice law be suspended for a period of three years and that she be required to pay restitution in the amount of \$3,000.00. Costs were assessed in the amount of \$2,198.08.

Mark A. Armitage Executive Director

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