

## NOTICE OF REVOCATION AND RESTITUTION

Case Nos. 96-141-GA; 96-158-FA

Martin D. Pavlock, P-41305, Troy, Michigan, by Attorney Discipline Board Tri-County Hearing Panel #72.

- 1) Revocation;
- 2) Effective August 23, 1996.

Respondent was appointed successor conservator of a protected person's estate and personal representative of her late husband's estate. The widow died three months later and respondent was appointed personal representative of her estate. The panel found, by default, that respondent made false representations to the tribunal; neglected the estates; commingled and misappropriated over \$95,000 in estate funds; failed to disclose the couple's deaths to plaintiff's counsel in a civil matter in which the couple were defendants; misrepresented to opposing counsel that the couple had insurance coverage; remitted an \$80,000 check to opposing counsel in satisfaction of the judgment, which was returned for insufficient funds; knew or reasonably should have known that there were insufficient funds in the account; failed to make good on the draft; communicated directly with the plaintiff without opposing counsel's consent; knowingly filed false answers to two Requests for Investigation; and failed to answer the Formal Complaints. Respondent also failed to appear at the disciplinary hearing.

Respondent's conduct was specifically found to be in violation of MCR 9.103(C); MCR 9.104(1)-(4); MCR 9.112; MCR 9.113(A); and Michigan Rules of Professional Conduct 1.15(a)-(c), 3.3(a), 4.1, 8.1(a), and 8.4(a)-(c). The complaints also alleged violations of MCR 9.104(5)-(7) and Michigan Rules of Professional Conduct 1.1(a)-(c), 1.3, 3.2, 3.4(c), 3.5(b), and 4.2.

On August 23, 1996, the panel entered an order revoking respondent's license to practice law effective immediately, and directing him to make restitution in the amount of \$120,372.60. Costs were assessed in the amount of \$608.07.