

## NOTICE OF SUSPENSION

Case No. 86-61-GA

William S. Evans, P-13250, Bloomfield Hills, Michigan, by the Attorney Discipline Board affirming Tri-County Hearing Panel #101's Order of Suspension.

- 1) Suspension - three (3) years;
- 2) Effective March 8, 1996.

The panel found, by a preponderance of the evidence, that respondent violated his duties to a client by failing to: Represent his client with professional competence and fidelity; avoid prejudicing the rights of his client; avoid and eschew personal and professional interests in conflict with the interests of his client; preserve the identity of the client's funds and property which came into his possession; keep scrupulous records of all receipts and disbursements while acting as a fiduciary in connection with his client's funds; and refrain from commingling his client's funds. Respondent's conduct was found to be in violation of MCR 9.104(1)-(4); and Canons 1, 5 and 9 of the then-applicable Code of Professional Responsibility, DR 1-102(A)(1); DR 5-101(A); DR 9-102(A)(2); and DR 9-102(B)(1)-(3). The panel ordered that respondent be suspended from the practice of law for three years.

Respondent filed a petition for review. His petition for stay of discipline was denied by the Attorney Discipline Board. In an order entered May 31, 1996, the Board affirmed the three-year suspension. Costs were assessed in the total amount of \$2,495.98.