

NOTICE OF SUSPENSION

Case No. 94-143-GA

Elliot B. Allen, P-40394, Detroit, Michigan, by Attorney
Discipline Board Tri-County Hearing Panel #10.

- 1) Suspension - 180 days;
- 2) Effective March 21, 1995.

Respondent was retained to represent the defendant in a criminal appeal matter and was paid \$3,200 toward the representation. The hearing panel found, by a preponderance of the evidence, that respondent failed to deposit the \$3,200 into a trust account; deposited the monies into his personal account prior to the actual performance of the work, commingling client funds with his own; failed to return \$2,500 in unearned fees until after the complainant filed a Request for Investigation; and failed to answer three Requests for Investigation.

Respondent's conduct was found to be in violation MCR 9.103(C); MCR 9.104(1)-(4)and(7); MCR 9.113(A)and(B)(2); and Michigan Rules of Professional Conduct 1.15(a)-(c); 1.16(d); 8.1(b); and 8.4(a)-(c).

Costs were assessed in the amount of \$772.94.

NOTE: Respondent has been suspended from the practice of law in Michigan continuously since July 6, 1994.