

## NOTICE OF SUSPENSION AND RESTITUTION

ADB 164-89; 177-89

Robert G. Rooyakker, P-19607, Birmingham, Michigan, by  
Attorney Discipline Board Oakland County Hearing Panel #12.

- 1) Suspension - 18 months;
- 2) Effective June 2, 1989.

The respondent failed to answer the formal complaints and failed to appear at the hearing held in Troy on January 9, 1990. Respondent's defaults were entered and the hearing panel determined that the defaults established the allegations of the formal complaints.

The respondent was retained in connection with a civil matter and was paid a retainer, but failed to reduce the settlement agreement to writing, failed to furnish his clients with a deed or land contract, failed to communicate to his clients the status of his efforts on their behalf, and failed to answer the request for investigation.

Respondent's conduct was found to be in violation of MCR 9.104(1-4,7); MCR 9.103(C); MCR 9.113(B)(2); Canons 1, 6 and 7 of the Code of Professional Responsibility, DR 1-102(A)(5-6); DR 6-101(A)(3); DR 7-101(A); and Rule 8 of the Michigan Rules of Professional Conduct, 8.4(a,c). Costs were assessed in the amount of \$138.62.

The suspension in this case runs concurrently with a one-year suspension imposed in case ADB 72-88 effective June 2, 1989. The panel ordered the respondent to make restitution to his clients in the amount of \$4500.00.