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STATE OF MICHIGAN

Attorney Discipline Board
ATTORNEY DISCIPLINE BOARD



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JOHN F. VAN BOLT
EXECUTIVE DIRECTOR &
GENERAL COUNSEL

SUITE 1280
333 W. FORT STREET
DETROIT, MICHIGAN 48226
Area Code 313 963-5553

NOTICE OF SUSPENSION

ADB 56-87; 90-87

Martin J. Smith, P 20690, 107 Miller Street, Ann Arbor, MI 48104 by the Attorney Discipline Board affirming the hearing panel order suspending Respondent's license for a period of 100 days with modification.

- 1) Suspension -- 100 days;
- 2) Effective June 17, 1988.

Based upon the evidence presented, the panel found that the Respondent failed to defend his client diligently against a suit for attorney fees, failed to notify his client of a mediation award, failed to answer a Request for Investigation and failed to make a timely disbursement of funds collected on behalf of a client. 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) and Canons 1, 6, 7 and 9 of the Code of Professional Responsibility, DR 1-102(A)(1,5,6); DR 6-101(A)(3); DR 7-101(A)(1-3) and DR 9-102(B)(4).

The order of discipline issued by the hearing panel was appealed to the Attorney Discipline Board by both parties. In an Order dated May 26, 1988, the Board affirmed the suspension of 100 days imposed by the hearing panel but modified the additional conditions. Respondent is required to complete fifteen hours of continuing legal education within two years. Costs were assessed in the amount of \$1061.42.

John F. VanBolt

Dated: JUN 23 1988