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STATE OF MICHIGAN

Attorney Discipline Board



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NOTICE OF PROBATION

ADB Case No. 31-87; 49-87; 91-87

Samuel V. Thomas, P26693, 1312 Penobscot Building, Detroit, MI 48226, by the Attorney Discipline Board affirming an Order of Probation by Wayne County Hearing Panel #11.


- 1) Probation;
- 2) Effective February 1, 1988.

The Hearing Panel found that the charges of misconduct alleged in a Formal Complaint were established by a preponderance of the evidence, to wit:

Respondent accepted a \$500 retainer to prosecute a discrimination suit on behalf of his client against her former employer but failed to appear for trial, allowed his client's case to be dismissed and failed to return the unearned portion of that retainer. Respondent's conduct was alleged to be in violation of MCR 9.104(1-4) and Canons 1, 2, 6, and 7 of the Code of Professional Responsibility DR 1-102(A)(1)(5)(6), DR 2-110(A)(3), DR 6-101(A)(3) and DR 7-101(A)(1-3).

In mitigation, Respondent established that his misconduct was substantially caused by an impairment subject to treatment. In accordance with MCR 9.121(C), the Hearing Panel ordered that Respondent be placed on Probation for a period of one year, that he file reports with the Board and the Administrator every two months and that he pay costs in the amount of \$813.37.

The Attorney Discipline Board considered a Petition for Review filed by the Grievance Administrator and issued an Order on June 29, 1988 affirming the Hearing Panel's decision.



John F. VanBolt

Dated: _____

JUL 22 1988