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STATE OF MICHIGAN

# Attorney Discipline Board



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## NOTICE OF REVOCATION

ADB 78-87; 106-87

David F. Tibbetts, P 22859, State Street, Box 331,  
Atlanta, MI 49709 by Attorney Discipline Board Wayne County  
Hearing Panel #9.

- 1) Revocation;
- 2) Effective November 13, 1987.

The Respondent a suspended attorney, failed to answer two Formal Complaints consolidated for hearing and failed to appear before the Panel. His default was deemed to constitute admissions to the allegations in the Complaints that Respondent failed to institute suit or take other action for which he was retained by a client in January 1986, failed to refund the unearned attorney fees which the client had paid; failed to institute foreclosure proceedings as agreed upon with another client in April 1986; neglected the administration of a probate estate in which he was appointed personal representative in May 1985; failed to answer three Requests for Investigation; and failed to answer the Formal Complaint served in May 1987. Respondent's conduct was in violation of MCR 9.104(1-4,7); MCR 9.103(C); MCR 9.113(B)(2) and Canons 1,2,6, & 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). Costs were assessed in the amount of \$99.88.

The Panel took notice of Respondent's prior disciplinary record which includes a Reprimand in November 1984 and suspension of three years and one day which became effective March 20, 1987 and that those cases involved similar charges of nonperformance coupled with failure to answer Requests for Investigation.

  
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John F. VanBolt

Dated: NOV 13 1987