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STATE OF MICHIGAN

Attorney Discipline Board



NOTICE OF SUSPENSION

JOHN F. VAN BOLT
EXECUTIVE DIRECTOR &
GENERAL COUNSEL

SUITE 1260
333 W. FORT STREET
DETROIT, MICHIGAN 48226
Area Code 313 963-5553

File No. DP 20/86

Arthur F. Raymond, P 28243, 61 Hawley Avenue, Hesperia, MI 49421, by Attorney Discipline Board Muskegon Hearing Panel.

- 1) Suspension - 120 days;
- 2) Effective February 26, 1987.

Respondent was retained in March 1982 to administrator a decedent's estate involving life insurance proceeds of \$42,000 to be equally divided between two testamentary trusts for the benefit of decedent's minor daughters. The Hearing Panel found that although Respondent purchased a certificate of deposit for one of the daughters in March 1982, he thereafter neglected his duties as trustee by his failure to file an Inventory for the trust, his failure to obtain and post a bond and his failure to render any annual accounts for the trust until May 1985.

The Panel further found that Respondent violated his obligations as fiduciary of the trust for the other daughter by failing to file an Inventory, failing to post bond and failing to render any annual accounts until May 1985 and by his unauthorized loan of trust funds in the amount of \$20,000 to a closely held corporation controlled by the Respondent. Respondent's conduct violated the provisions of MCR 9.104(1-4) and Canons 1,5,6 & 7 of the Code of Professional Responsibility, to wit: DR 1-102(A)(5,6); DR 5-103(A), DR 5-104(A), DR 5-105(B); DR 6-101(A)(1,3); DR 7-101(A)(1-3). Costs were assessed in the amount of \$1,108.74.

Separate Petitions for Review have been filed by the Grievance Administrator and the Respondent seeking a modification of the discipline imposed by the Hearing Panel. Oral arguments on those Petitions are scheduled to be presented to the Attorney Discipline Board on April 15, 1987. Respondent has not requested a stay of the discipline imposed and the suspension will remain in effect until further order of the Board or until Respondent has completed the reinstatement procedure described in MCR 9.123(B) and MCR 9.124.



John F. VanBolt

Dated: FEB 24 1987

NOTE: In an order entered on June 4, 1987, the Attorney Discipline Board affirmed the hearing panel order of suspension.