

MEMBERS
MARTIN M. DOCTOROFF
CHAIRMAN
ROBERT S. HARRISON
VICE CHAIRMAN
CHARLES C. VINCENT, M.D.
SECRETARY
REMONA A. GREEN
HANLEY M. GURWIN
PATRICK J. KEATING
ODESSA KOMER

STATE OF MICHIGAN

Attorney Discipline Board



JOHN F. VAN BOLT
EXECUTIVE DIRECTOR &
GENERAL COUNSEL

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

NOTICE OF SUSPENSION (By Consent)

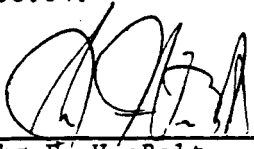
File No. DP 30/85

John E. Smith, P20674, 1916 Penobscot Building, Detroit, MI 48226 by the by Attorney Discipline Board Wayne County Hearing Panel #4 approving a Stipulation for Consent Order of Discipline.

- 1) Suspension - 18 months;
- 2) Effective November 1, 1986.

The five count Formal Complaint filed by the Grievance Administrator charged that the Respondent neglected a personal injury action entrusted to him in May 1981 and allowed the period of limitations to expire; falsely represented to his client, from November 1981 to August 1984, that suit had been filed and that the case was progressing; and filed an Answer to the Request for Investigation served by the Grievance Administrator which contained statements known by the Respondent to be false. The Complaint charged the Respondent's conduct violated the provisions of MCR 9.104(1-4)(6) and Canons 1, 6 & 7 of the Code of Professional Responsibility, to wit: DR 1-102(A)(4-6), DR 6-101(A)(1-3) and DR 7-101(A)(1-3).

In a Stipulation for Consent Order of Discipline approved by the Attorney Grievance Commission and filed in accordance with MCR 9.115(F)(5), the Respondent entered his plea of nolo contendere to the charges in the Complaint and stipulated that his license to practice law would be suspended for a period of 18 months commencing November 1, 1986. By further stipulation of the parties, Respondent was ordered to make Restitution to the Complainant in the amount of \$2,123.83, with 7% interest, and to make Restitution in a prior disciplinary action in the amount of \$12,000, with 12% interest. Costs were assessed in the amount of \$308.64.



John F. VanBolt

Dated: DEC 12 1986