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NOTICE OF SUSPENSION AND RESTITUTION (By Consent)

Case No. 17-155-GA

Notice Issued: June 8, 2018

Charles H. Marr, P 36289, Livonia, Michigan, by the Attorney Discipline Board Tri-County Hearing Panel #9.

Suspension - 60 Days, Effective June 8, 2018

The respondent and the Grievance Administrator filed a Stipulation for Consent Order of Discipline, in accordance with MCR 9.115(F)(5), which was approved by the Attorney Grievance Commission and accepted by the hearing panel. The stipulation contained respondent's admission that he committed acts of professional misconduct in his representation of a father and daughter in a lawsuit to obtain possession of real property; in his representation of a married couple in a lawsuit involving an attack by a dog; in his representation of a client trying to expunge a criminal record; regarding the failure to answer a request for investigation and the failure to provide additional information regarding a different request for investigation.

Based upon respondent's admissions and the stipulation of the parties, the panel found that respondent neglected legal matters entrusted to him, in violation of MRPC 1.1(c); failed to act with reasonable diligence and promptness in representing his clients, in violation of MRPC 1.3; failed to keep his clients reasonably informed about the status of their matters and comply promptly with reasonable requests for information, in violation of MRPC 1.4(a); failed to explain the matter to the extent reasonably necessary to permit the clients to make informed decisions regarding the representation, in violation of MRPC 1.4(b); failed to withdraw from representation of a client when the lawyer's physical or mental condition materially impaired the lawyer's ability to represent the client, in violation of MRPC 1.16(a)(2); upon termination of representation, failed to refund an unearned fee, in violation of MRPC 1.16(d); failed to make reasonable efforts to expedite litigation consistent with the interests of the client, in violation of MRPC 3.2; failed to respond to a lawful demand for information from a disciplinary authority, in violation of MRPC 8.1(a)(2); and failed to answer a request for investigation in conformity with MCR 9.113(A) and (B)(2), in violation of MCR 9.104(7). Respondent was also found to have violated MCR 9.104(1)-(3); and MRPC 8.4(a) and (c).

In accordance with the stipulation of the parties, the hearing panel ordered that respondent's license to practice law in Michigan be suspended for 60 days and that he be required to pay restitution to complainant Michael Blough in the amount of \$2,000. Costs were assessed in the amount of \$907.80.

Mark A. Armitage, Executive Director