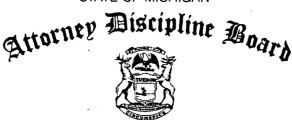
ROBERT S. HARRISON ODESSA KOMER

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



NOTICE OF SUSPENSION (Pending Appeal)

File Nos. DP 96/85; DP 184/85

Michael H. Merrill, P 28431, 2701 Cleveland Avenue, Suite 6, Fort Myers, FL 33901, by Attorney Discipline Board Macomb County Hearing Panel #2.

- Suspension 120 days;
- 2) Effective July 15, 1986.

The Complaint filed by the Grievance Administrator charged that the Respondent, a member of the Bar in the States of Michigan and Florida, had been the subject of an Order of Discipline entered in the Supreme Court of Florida on January 17, 1985. Respondent's failure to answer the Complaint prompted the filing of a second Formal Complaint and Defaults were entered in both cases. The Respondent did not appear at the hearing on June 2, 1986.

The Hearing Panel concluded that the Respondent had entered into a Consent Judgment for a Public Reprimand by the Supreme Court of Florida upon his plea of guilty to charges of misconduct filed in that Court by The Florida Bar and that the adjudication of professional misconduct in that jurisdiction constituted evidence of misconduct in the Michigan proceeding. The Panel also found that Respondent's failure to answer a Formal Complaint consituted professional misconduct. The Panel ruled Respondent's conduct violated the provisions of 9.104(1-4)(7), MCR 9.115(D) and Canon 1 of the Code Professional Responsibility DR 1-102(A)(1)(5)(6). Respondent was suspended for a period of 120 days and until Respondent has successfully petitioned for reinstatement. Costs were assessed in the amount of \$129.89.

The Respondent's request for a review of the Order of Discipline will be considered by the Attorney Discipline Board. In the absence of a request for a Stay before the effective date of the Order, the suspension became effective July 15, 1986.

John F. VánBolt

JUL 15 1980 Dated:

NOTE:

Respondent's petition for review was withdrawn and dismissed on October 24,

1986.