

# Attorney Discipline Board



**Members:**

- Patrick J. Keating, Chairman
- Martin M. Doctoroff, Vice-Chairman
- Charles C. Vincent, Secretary
- Remona A. Green
- Hanley M. Gurwin
- Robert S. Harrison
- Odessa Komer

JOHN F. X. DWAIHY  
 EXECUTIVE DIRECTOR &  
 GENERAL COUNSEL

SUITE 1280  
 333 W. FORT STREET  
 DETROIT, MICHIGAN 48226  
 TELEPHONE: (313) 963-5553

### NOTICE OF SUSPENSION

File Nos. DP 112/85; 72/85; 86/85

**Mitchell G. Howard, P 27976**, 45081 Geddes Road, Canton, MI 48188, by Attorney Discipline Board, Macomb County Hearing Panel #3.

- (1) Suspension;
- (2) For a Period of 120 Days;
- (3) Effective March 13, 1986.

The Hearing Panel found that Respondent, by default, admitted to the charges in the Formal Complaint to wit: neglect of the defense of a civil complaint resulting in a default judgment against Respondent's client in excess of \$12,000. Regarding an additional consolidated complaint, the Panel found that Respondent neglected a divorce matter and failed, neglected and/or refused to refund to the divorce client unused portions of the retainer fee paid to him; the Panel also found that Respondent failed to answer the Grievance Administrator's request for investigation and the Formal Complaint in violation of former GCR 1963, 962.2(B). The Hearing Panel found violations of Canons 1,2,6 and 7 of the Code of Professional Responsibility, to wit: DR 1-102(A)(5)(6), DR 6-101(A)(3), DR 7-101(A), and MCR 9.104(1-4). The Panel considered a prior suspension of 121 days effective in September of 1984. Costs were assessed in the amount of \$137.97.

John F. X. Dwaihy  
 Executive Director &  
 General Counsel

**MAR 17 1986**

Dated: \_\_\_\_\_

450-72