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Attorney Discipline Board



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NOTICE OF SUSPENSION

File No. DP 128/84

O. Lee Molette, P 17887, 2111 Woodward Avenue, Suite 410, Detroit, MI 48201 by the Attorney Discipline Board increasing suspension.

- 1) Suspension - 120 days;
- 2) Effective February 22, 1986.

The Hearing Panel dismissed two (2) counts of the Complaint filed by the Grievance Administrator but found that a third count had been established and that Respondent breached a duty to his client to prepare a case by arranging for a medical examination of his client or advising the client that medical testimony must be obtained. The Hearing Panel found that Respondent's acts and omissions constituted professional misconduct in violation of MCR 9.104(1-4) [former GCR 953(1-4)] and Canons 1,6 & 7 of the Code of Professional Responsibility, to wit: DR 1-102(A)(1,5 & 6), DR 6-101(A)(2,3) and DR 7-101(A)(1-3).

The discipline originally imposed by the Hearing Panel was increased to a suspension of 120 days by the Attorney Discipline Board upon its review of the Respondent's prior disciplinary history consisting of three reprimands in 1971, 1976 and 1978 and three prior suspensions, ranging from thirty days to 120 days, in 1983 and 1984. In accordance with the provisions of MCR 9.123(B) Respondent will be required to undergo reinstatement proceedings. Costs were assessed in the amount of \$611.19.

Respondent's Motion for Reconsideration was denied by the Board in an Order dated June 9, 1986. A subsequent Application for Leave to Appeal was rejected by the Supreme Court for failure to comply with the Court's filing requirements.


John F. VanBolt

Dated: DEC 12 1986