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211 WEST FORT STREET, SUITE 1410 DETROIT, MICHIGAN 48226-3236 PHONE: 313-963-5553 | FAX: 313-963-5571 MARK A. ARMITAGE EXECUTIVE DIRECTOR

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NOTICE OF SUSPENSION AND RESTITUTION WITH CONDITIONS

Case Nos. 17-140-JC; 17-141-GA

Notice Issued: September 11, 2018

Jesse J. Monville, P 66760, White Pine, Michigan, by the Attorney Discipline Board Upper Peninsula Hearing Panel #2.

Suspension - Two Years, Effective May 14, 2018

Based on respondent's default, the hearing panel found that respondent committed professional misconduct as set forth in the Notice of Filing of Judgment of Conviction, and each of the formal complaint's ten counts.

Specifically, the panel found that respondent failed to provide complete representation to his clients in violation of MRPC 1.1; neglected a legal matter, in violation of MRPC 1.1(c); failed to seek the lawful objectives of a client, in violation of MRPC 1.2(a); failed to act with reasonable diligence and promptness, in violation of MRPC 1.3; failed to keep a client reasonably informed about the status of a matter and comply promptly with reasonable requests for information, in violation of MRPC 1.4(a); failed to explain a matter to the extent reasonably necessary to permit the client to make informed decisions regarding the representation, in violation of MRPC 1.4(b); failed to account for client funds being held by him, in violation of MRPC 1.15(b)(3); failed to hold property of a client in connection with a representation separate from his own property an failed to deposit the client's funds in an IOLTA or non-IOLTA individual client trust account so that the funds were properly safeguarded, in violation of MRPC 1.15(d); failed to deposit legal fees and expenses that were paid in advance into a client trust account, in violation of MRPC 1.15(g); upon termination of representation, failed to protect the client's interest by surrendering papers and property to which the client is entitled, in violation of MRPC 1.16(d); knowingly disobeyed an obligation under the rules of a tribunal, in violation of MRPC 3.4(c), and pursuant to the reciprocal discipline provisions of MCR 9.120(c)(1); failed to respond to lawful demands for information from a disciplinary authority, in violation of MRPC 8.1(a)(2); failed to answer seven requests for investigation, in violation of MCR 9.113(A) and MCR 9.104(7); and engaged in conduct that violated a criminal law of a state, contrary to MCR 9.104(5). Respondent was also found to have violated MCR 9.104(1)-(4); and MRPC 8.4(a) and (c).

The panel ordered that respondent's license to practice law be suspended for a period of two years. Additionally, the panel ordered that respondent be required to pay restitution in the total amount of \$13,844.81, and that he be subject to conditions relevant to the established misconduct. Costs were assessed in the amount of \$6,179.85.

Mark A. Armitage Executive Director