STATE OF MICHIGAN

Attorney Discipline Board

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JOHN F. X. DWAIHY EXECUTIVE DIRECTOR & GENERAL COUNSEL

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NOTICE OF SUSPENSION

File No. 66-84

JOHN F. POTTS, (31049), 8948 Lewis Road, Box 340, Temperance, Michigan 48182, by Attorney Discipline Board Adrian Hearing Panel, pursuant to a stipulation for discipline by consent.

- (1) Suspension
- (2) For a period of 3 Years & 1 Day
- (3) Effective September 14, 1984

As part of a stipulation for discipline by consent, the Respondent plead nolo contendere to the charges contained in the formal complaint, to-wit: Respondent received on behalf of a client the sum of \$14,750 in full settlement of a personal injury claim; Respondent deposited said funds into his client trust account; Respondent thereafter disbursed to himself from said trust account the sum of \$5,250 as his agreed upon attorney fee and made a partial disbursement of the net proceeds of settlement to the client in the amount of \$1,000; shortly thereafter over a period of two months, Respondent without the permission or authority of the client, misappropriated to his own use all of the remaining settlement proceeds belonging to the client in the approximately amount of \$8,500, said conduct being in violation of GCR 1963, 953 (1-5) and Canons 1 and 9 of the Code of Professional Responsibility, to-wit: DR1-102(A)(1)(3-6)DR9-102(B)(4).

OUN F. X. OWAIHY, Executive Director

Dated: September 17, 1984 G room Comsel