

# Attorney Discipline Board



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## NOTICE OF SUSPENSION

FILE NO. DP-36/82

ROSS JOHN FAZIO, P13325, 1056 Penobscot Building, Detroit, Michigan 48226, by the Attorney Discipline Board increasing a hearing panel suspension.

- (1) Suspension
- (2) For a period of 121 Days
- (3) Effective June 24, 1983  
(As previously indicated in  
the interim notice dated  
June 29, 1983).

The Hearing Panel found that: Respondent was retained in July, 1980 to probate an estate, and was appointed Special, and later, General Representative, and an inventory was filed in December, 1980. An attempt to sell the decedent's house was made and, in April, 1981, the inheritance tax was paid. Thereafter, despite repeated attempts to contact Respondent by telephone and in writing, complainants were unable to receive satisfactory response regarding the status of the matter. Complainants hired substitute counsel to have Respondent removed as Representative. Respondent failed to answer the request for investigation and formal complaint. He further failed to appear at the panel or Board hearings. The panel imposed suspensions of 30 days and 60 days (total of 90 consecutive days). The Board increased the discipline to a suspension of 121 days, noting in its opinion, Respondent's prior record of misconduct, the severity of the neglect and Respondent's failure to answer or appear. Respondent's application for leave to appeal was denied by the Michigan Supreme Court.

*John F. X. Dwaihy*  
JOHN F. X. DWAIHY, Executive Director  
& General Counsel

Dated: