

# Attorney Discipline Board



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## NOTICE OF SUSPENSION

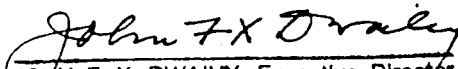
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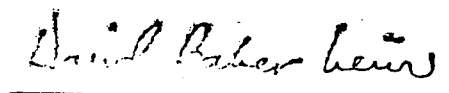
PHILLIP E. SMITH (P 20700), 135 W. Center St.,  
Alma, MI, 48801, by Attorney Discipline Board modifying  
the hearing panel order of suspension.

- (1) Suspension;
- (2) For a period of thirty (30) months;
- (3) Effective May 10, 1983.

The hearing panel found that Respondent had been suspended for 120 days by a prior order of the Michigan Supreme Court affirming an Attorney Discipline Board decision. Respondent failed to comply with the order of discipline by continuing to practice law and holding himself out as an attorney in good standing. The panel revoked Respondent's license to practice law.

The Attorney Discipline Board on review reduced discipline to a suspension of 30 months and modified the hearing panel findings regarding the extent of Respondent's non-compliance with the original order of suspension. In its opinion, the Board modified the hearing panel findings of fact, but found that: Respondent failed to notify clients of his change of status; maintained a sign outside his office continuing to advertise him as an attorney; continued to consult with a client in a divorce matter while suspended; accepted four new clients during the period of his suspension; prepared documents while under suspension; and filed a false affidavit of compliance upon completion of his suspension. Certain mitigating factors were also considered.

  
JOHN F. X. DWAIHY, Executive Director  
& General Counsel

  
DAVID BAKER LEWIS, Secretary of the  
Attorney Discipline Board

Dated: May 13, 1983