

Attorney Discipline Board



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NOTICE OF SUSPENSION

File No. 35166-A

PHILLIP E. SMITH (P 20700), 135 W. Center St., Alma, MI 48801, by the Michigan Supreme Court amending the Order of Suspension issued by the Attorney Discipline Board.

- (1) Suspension;
- (2) For a period of 120 days;
- (3) Effective November 4, 1981.

The Attorney Discipline Board affirmed the hearing panel findings of neglect of a personal injury case resulting in prejudice to the client, and neglect of a probate estate for several years resulting in monetary damages to the estate. The Board found that failure to take any action to file an account or to close the estate for a period of over six years, and failure to pay taxes on the estate property warranted suspension for a fixed term and until arrangements were made for closing of the estate. The Supreme Court in lieu of granting leave to appeal deleted from the Attorney Discipline Board Order of Suspension the words "and until the closing of the estate", thereby affirming the suspension of 120 days. Respondent was assessed costs in the amount of \$874.76.

John F. X. Dwaihy

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

David Baker Lewis

DAVID BAKER LEWIS, Secretary of the Attorney Discipline Board