

Attorney Discipline Board



BOARD MEMBERS
 JOHN L. COTE, CHAIRPERSON
 LEO A. FARHAT
 MSGR. CLEMENT H. KERN
 DAVID BAKER LEWIS, SECRETARY
 FRANK J. MCDEVITT, D. O.
 WILLIAM G. REAMON
 LYNN H. SHECTER,
 VICE-CHAIRPERSON

JOHN F. X. DWAIHY
 EXECUTIVE DIRECTOR &
 GENERAL COUNSEL

SUITE 1260
 333 W. FORT STREET
 DETROIT, MICHIGAN 48226
 TELEPHONE: (313) 963-5553

NOTICE OF REVOCATION

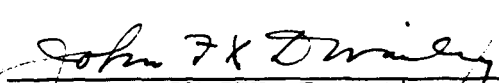
File No. DP-206/80 & DP-46/81
 Related: 2539/80, 1010/80, 332/81,
 and 749/81

MICHAEL A. MAGNOTTA (P 16974), 2316 Brighton, S.E.,
 Grand Rapids, MI 49502, by Attorney Discipline Board Kent
 Circuit Hearing Panel "B".

- (1) Revocation of license;
- (2) Effective August 10, 1981.

The hearing panel found that Respondent had neglected certain civil litigation and made misrepresentations to his client regarding progress of said matter with the intent to deceive the client when Respondent had taken no action on the client's behalf; that Respondent failed to answer a Request for Investigation regarding said misconduct. Regarding a separate complaint, the panel found that Respondent was retained to institute divorce proceedings and was paid a retainer, that Respondent presented his client with a document purporting to be a true copy of a Judgment of Divorce when Respondent did not obtain such a Judgment, said Judgment being fraudulent and no action for divorce having been filed; regarding a separate count, that Respondent failed to answer another Request for Investigation submitted by the Grievance Administrator; regarding a separate count, that Respondent agreed to prosecute a medical malpractice claim, received \$500.00 from the client purportedly for the costs of a deposition which was never conducted, that Respondent failed to respond to the inquiries of the client regarding the progress of the case and failed to take any action on her behalf and that Respondent failed to answer the Grievance Administrator's Request for Investigation in regard to grievance of said medical malpractice client. Respondent was found to have violated Canons 1, 6 and 7 of the Code of Professional Responsibility, to-wit: DR 1-102(A) (1) (4)-(6), DR 6-101(A) (3), DR 7-101(A) (1)-(3), DR 6-101(A), DR 7-102(A) (4)-(5), GCR 953 (1)-(4), (7), and GCR 962.2(B).

Pursuant to Respondent's Delayed Petition for Review the Board issued an Order to Show Cause setting a review hearing; however, the Grievance Administrator's Petition to Vacate the Order to Show Cause and Dismiss the Petition for Review was granted by the Board. Costs were assessed by the hearing panel in the amount of \$351.26.


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


 DAVID BAKER LEWIS, Secretary of the
 Attorney Discipline Board