

Attorney Discipline Board



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This is to inform the Courts of the State of Michigan of the following Order of Discipline:

NOTICE OF SUSPENSION

File No. DP-101/80

JAMES CARLIN (P11615), 1800 Buhl Building, Detroit, MI 48226, by Attorney Discipline Board Oakland Circuit Hearing Panel "F".

- (1) Suspension;
- (2) For a period of 121 days;
- (3) Effective January 19, 1981.

Respondent was charged in a three count Formal Complaint with: In the course of representing a Plaintiff in a personal injury suit, deducting amounts in excess of the agreed upon fee, causing an endorsement of a client's signature to money orders by someone other than said client, cashing said money orders and/or depositing the same to Respondent's account, failing or refusing to pay the balance of said settlement to client; refusing to explain said matters to the client, refusing to otherwise communicate with the client and answer client's telephone calls, commingling and/or conversion of a portion of the client's share of the settlement, in violation of GCR 953, Canons 1, 7 and 9 of the Code of Professional Responsibility, to-wit: DR 1-102 (A), DR 7-101 (A), DR 9-102 (A), and DR 9-102 (B). A second count charged that Respondent failed to answer the Grievance Administrator's Request for Investigation into matters alleged in Count I. A third count charged that Respondent was retained to represent Plaintiffs in a personal injury matter, and neglected and/or refused to communicate with and advise the clients regarding the status of said matter, that client was unable to seek the advice and guidance of Respondent concerning continuation of medical treatment because of Respondent's failure and/or refusal to communicate with the client, and that Respondent, although requested, failed and or refused to advise whether any civil action had, in fact, been commenced on behalf of said client, in violation of GCR 953 and Canons 1 and 6 of the Code, to-wit: DR 1-102 and DR 6-101.

The Hearing Panel held in abeyance findings and conclusions as to Counts I and II of the Formal Complaint to provide for appearance of an absent complaining witness. The Hearing Panel found that Respondent had violated the alleged rules in regard to Count III of the Complaint, and assessed costs in the amount of \$178.90. Neither party has filed an Appeal with the Discipline Board.

David Baker Lewis
 David Baker Lewis, Secretary
 ATTORNEY DISCIPLINE BOARD

Date of Issuance: FEB 6 1981

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