STATE OF MICHIGAN

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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-55/80
Related: 37388

JOHN D. DANAHEY (P12468), 20947 Mack Avenue, Grosse Pointe Woods, MI 48236, by Attorney Discipline Board Oakland Circuit Hearing Panel "E".

(1) Suspension;

(2) For a period of two years;

(3) Effective October 13, 1980.

Respondent was charged in a two-count Formal Complaint with violations of a prior disciplinary Order of Suspension, to wit: failure, neglect and/or refusal to notify his clients of said suspension, failure neglect and/or refusal to file an Affidavit of Compliance with pertinent disciplinary rules, holding himself out as a person licensed to practice law during the period of said suspension (i.e., acceptance of fees, filing amended answer to divorce complaint) in violation of Canon 1, DR 1-102 (A) (3-4), Canon 3, DR 3-101 (B) of the Code of Professional Responsibility and GCR 953 (1-4). Respondent was also charged with failure to answer the Grievance Administrator's Request for Investigation in regard to the aforementioned substantive violations, said failure to answer being in violation of Canon 1, DR 1-102 (A) (5) of the Code of Professional Responsibility and GCR 953 (1-4) and (7).

The Hearing Panel found that Respondent did fail to notify his clients of his suspension and did fail to file an Affidavit of Compliance as required by pertinent disciplinary court rules and, further, that Respondent did receive the Request for Investigation and failed to answer the same. The Hearing Panel also found that Respondent did practice with full knowledge that he was doing so while under an Order of Suspension. In regard to the acceptance of payment of legal fees while under suspension, the Panel noted that there was no factual showing that said fees were presented for services rendered during the term of disciplinary suspension; however, it was specifically noted by the Panel that Respondent prepared an amended answer in a divorce action during the suspension. Respondent was found to have violated Canons 1 and 3 of the Code of Professional Responsibility, DR 1-102 (A) (3-4) (5), and GCR 953 (1-4) and (7). Respondent was assessed costs in the amount of $220.75.

David Baker Lewis

David Baker Lewis, Secretary
ATTORNEY DISCIPLINE BOARD

October 21, 1980.

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