MEMBERS
LOUANN VAN DER WIELE
CHAIRPERSON
REV. MICHAEL MURRAY
VICE-CHAIRPERSON
DULCE M. FULLER

SECRETARY

JAMES A. FINK

JOHN W. INHULSEN

JONATHAN E. LAUDERBACH

BARBARA WILLIAMS FORNEY

KAREN D. O'DONOGHUE

MICHAEL B. RIZIK, JR.

## STATE OF MICHIGAN ATTORNEY DISCIPLINE BOARD



211 WEST FORT STREET, SUITE 1410 DETROIT, MICHIGAN 48226-3236 PHONE: 313-963-5553 | FAX: 313-963-5571 MARK A. ARMITAGE EXECUTIVE DIRECTOR

WENDY A. NEELEY
DEPUTY DIRECTOR

KAREN M. DALEY ASSOCIATE COUNSEL

SHERRY L. MIFSUD OFFICE ADMINISTRATOR

ALLYSON M. PLOURDE CASE MANAGER

OWEN R. MONTGOMERY CASE MANAGER

JULIE M. LOISELLE RECEPTIONIST/SECRETARY

www.adbmich.org

## AMENDED NOTICE OF SUSPENSION AND RESTITUTION (By Consent)

Case No. 16-95-GA

Notice Issued: June 27, 2018

Shawn Weera, P 57120, Grand Rapids, Michigan, by the Attorney Discipline Board Kent County Hearing Panel #5.

Suspension - Three Years, Effective March 25, 2017.

The respondent and the Grievance Administrator filed a stipulation for a consent order of discipline, in accordance with MCR 9.115(F)(5), which was approved by the Attorney Grievance Commission and accepted by the hearing panel. Based upon respondent's admissions, pleas, and the stipulation of the parties, the panel found that respondent committed professional misconduct in his representation of several elderly clients in creating ""asset protection plans;" providing investment advice; and, during the course of the Grievance Administrator investigations, when he failed to provide requested information and made misrepresentations in a sworn statement.

Specifically, the panel found that respondent neglected legal matters entrusted to him, in violation of MRPC 1.1(c); failed to seek the lawful objectives of his clients through reasonably available means permitted by law, in violation of MRPC 1.2(a); failed to act with reasonable diligence and promptness in representing clients, in violation of MRPC 1.3; failed to keep a client reasonably informed about the status of a matter and to comply promptly with reasonable requests for information, in violation of MRPC 1.4(a); failed to notify the client promptly of all settlement offers, in violation of MRPC 1.4(a); failed to explain a matter to the extent reasonably necessary to permit the client to make informed decisions regarding the representation, in violation of MRPC 1.4(b); entered into business transactions with clients, in violation of MRPC 1.8(a)(1)-(3); failed to promptly surrender papers or property or to refund the advance payment of fees that have not been earned upon termination of the representation, in violation of MRPC 1.16(d); knowingly made a false statement of material fact in his sworn statement, in violation of MRPC 8.1(a)(1); and knowingly misrepresented the facts and circumstances surrounding a request for investigation in violation of MCR 9.104(6). Respondent was also found to have violated MRPC 8.4(a)-(c) and MCR 9.104(1)-(4).

The panel ordered that respondent's license to practice law be suspended for a period of three years. In addition, respondent was order to pay restitution to two complainants in the total amount of \$25,685.00. Costs were assessed in the amount of \$1,894.73.

Mark A. Armitage Executive Director