

STATE OF MICHIGAN

Attorney Discipline Board

GRIEVANCE ADMINISTRATOR,
Attorney Grievance Commission,

Petitioner,

v

Case No. 13-62-GA

SCOTT F. SMITH, P 28472,

Respondent.

FILED
ATTORNEY DISCIPLINE BOARD
15 FEB 25 PM 1:35

ORDER AFFIRMING HEARING PANEL ORDER OF DISMISSAL

Issued by the Attorney Discipline Board
211 W. Fort St., Ste. 1410, Detroit, MI

The formal complaint filed on May 23, 2013, alleging various misconduct, including engaging in fraud and illegal conduct and counseling a client to engage in illegal or fraudulent conduct in connection with a "pretend" purchase of respondent's residence, was dismissed on September 5, 2014, after a hearing by Tri-County Hearing Panel #68 which found that the allegations in the formal complaint had not been proven by a preponderance of the evidence. The Grievance Administrator has petitioned for review of the dismissal of the complaint on the basis that the hearing panel's decision to dismiss the complaint was not supported by the evidence.

The Attorney Discipline Board has conducted review proceedings in accordance with MCR 9.118, including a careful review of the record before the panel and consideration of the briefs and arguments presented by the parties at a review hearing conducted November 19, 2014.

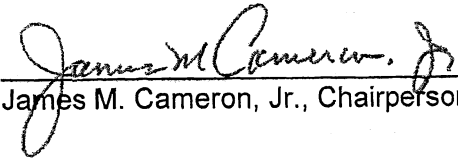
The Board has concluded that there is ample evidentiary support for the hearing panel's findings that the allegations in the formal complaint were not established by a preponderance of the evidence.

NOW THEREFORE,

IT IS ORDERED that the hearing panel's order of dismissal issued September 5, 2014, is **AFFIRMED**.

ATTORNEY DISCIPLINE BOARD

By:


James M. Cameron, Jr., Chairperson

DATED: February 25, 2015

Board members James M. Cameron, Jr., Lawrence G. Campbell, Dulce M. Fuller, Sylvia P. Whitmer, Ph. D., Rosalind E. Griffin, M.D., Louann Van Der Wiele, James A. Fink, and John W. Inhulsen concur in this decision.

Board member Michael Murray was absent and did not participate.