

Attorney Discipline Board

FILED
ATTORNEY DISCIPLINE BOARD

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GRIEVANCE ADMINISTRATOR,

Petitioner,

v

Case No 97-259-GA.

DEBRA A. KOPCZYNSKI, P 36366,

Respondent.

ORDER AFFIRMING HEARING PANEL ORDER OF DISCIPLINE

Issued by the Attorney Discipline Board
719 Griswold Street, Suite 1910, Detroit, MI

On July 1, 1998, Tri-County Hearing Panel #102 entered a supplemental report in this matter explaining the panel's reasons for its entry of an order on that date vacating its order of reprimand and entering an order of discipline imposing "no discipline," citing Grievance Administrator v Deutch, 455 Mich 149; 565 NW2d 369 (1997) and Grievance Administrator v McFadden, ADB 95-200-GA, lv. den. _____ Mich _____ (1999).

The Grievance Administrator petitioned for review on the grounds that the hearing panel erred and abused its discretion by entering an order imposing "no discipline" in this case. The Attorney Discipline Board has conducted review proceedings in accordance with MCR 9.118 and has carefully reviewed the record below.

We decline to vacate the hearing panel's order or to increase discipline to a reprimand. In particular, we note this that case is distinguishable from other matters involving an attorney's failure to answer a request for investigation by the hearing panel's factual finding that respondent prepared and mailed an answer to the request for investigation which was, inexplicably, not received by the Attorney Grievance Commission. Further, we find proper evidentiary support in the whole record for that factual finding.

NOW, THEREFORE,

IT IS ORDERED that the hearing panel order entered July 1, 1998 is AFFIRMED.

IT IS FURTHER ORDERED that the time for respondent's payment of costs in the amount of \$1027.29 is EXTENDED to December 1, 1999.

ATTORNEY DISCIPLINE BOARD

By Albert L. Holtz
Albert L. Holtz, Chairperson

Board Members Grant J. Gruel, Michael R. Kramer, Kenneth L. Lewis and Nancy A. Wonch concur in this decision.

Board Members C. H. Dudley and Barbara B. Gattorn would vacate the panel's order and enter an order of reprimand.

Board Members Elizabeth N. Baker, Albert L. Holtz, and Roger E. Winkelman did not participate in this decision.