

THE NORTH CAROLINA STATE BAR

OFFICE OF COUNSEL

2005 ANNUAL REPORT

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Margaret Cloutier, Deputy Counsel	Ext. 239
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Katherine E. Jean, Deputy Counsel	Ext. 276
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Debra Holland, Fee Dispute Mediator	Ext. 228
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OFFICE OF COUNSEL

The Office of Counsel is the department of the North Carolina State Bar which receives and handles complaints concerning attorney misconduct and the unauthorized practice of law. Within the Office of Counsel are the grievance staff and the Client Assistance Program (CAP) staff. The grievance staff receives, investigates and, where necessary, litigates claims of misconduct and disability against North Carolina attorneys. It also assists the Authorized Practice Committee to investigate and resolve complaints concerning the unauthorized practice of law by non-lawyers.

The CAP staff helps members of the public resolve problems with attorneys other than matters involving potentially serious violations of the Revised Rules of Professional Conduct. The CAP staff also provides information about the grievance process, the courts and justice system and helps resolve disputes between lawyers and their clients regarding fees.

The grievance staff includes nine attorneys, two legal/administrative assistants, two grievance secretaries, one auditor and ten investigators. The Client Assistance Program staff includes its director, a fee dispute mediator, an administrative assistant and three public liaisons. The Office of Counsel is located on the third floor of the State Bar Building, 208 Fayetteville Street Mall, Raleigh, N.C. 27611.

The Office of Counsel is open from 9 a.m. until 5 p.m. on weekdays and may be reached at 919-828-4620. Each staff person's telephone extension appears on page 2 of this report.

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Client Assistance Program

During 2005, the CAP staff responded to 21,166 calls from the general public, which was up by more than a thousand from the 19,831 calls the staff handled in 2004. The staff also contacted 2,786 attorneys to resolve problems that had arisen between the attorneys and their clients. Meanwhile, the staff answered 450 electronic messages and 2,011 letters from inmates and the general public. A graph summarizing call data for the last several years appears at page 21.

In 2005, 764 petitions for resolution of disputed fees were filed with the State Bar, which was down from the 879 petitions filed in 2004. The staff handled 598 of the petitions filed in 2005, while the remaining 168 petitions were referred to the various district bars. A graph summarizing the number of fee dispute cases handled by the State Bar since 1994 appears at page 22.

Authorized Practice Committee

The Authorized Practice Committee opened 142 files in 2005, contrasted with the 135 files opened in 2004. With the assistance of staff, the Committee completed 102 files in 2005.

Among the matters handled by staff at the direction of the Authorized Practice Committee were the entry of injunctions by the Wake County Superior Court against three parties. Those matters were:

- *North Carolina State Bar v. Lockett*. On March 7, 2005, the Bar succeeded in obtaining an injunction prohibiting Lockett from advertising or providing legal services to the public. Lockett claimed to be a paralegal and prepared pleadings on behalf of several parties for immigration and employment discrimination proceedings for a fee and contracted to receive a contingency fee. The court granted summary judgment for the Bar.
- *North Carolina State Bar v. Lighthouse Title Agency*. On August 30, 2005, the court entered a consent injunction that prohibits Lighthouse Title Agency (and any affiliated entities or individuals) from advertising, preparing legal documents or giving legal advice regarding residential mortgage loan closings.
- *North Carolina State Bar v. Kolodner*. On October 14, 2005, the court entered a consent injunction against Robert Kolodner and entities associated with him that prohibits Kolodner from helping debtors resolve litigation filed against them by creditors.

In addition, the Council authorized Bar staff to engage outside counsel to investigate claims that a business entity has provided legal services in connection with residential real estate transactions. A special committee was appointed to oversee the investigation, which was ongoing at year's end.

Grievance Committee Actions

During calendar 2005, a total of 1,392 grievances were filed with the North Carolina State Bar and the district bar offices, compared with the 1,581 grievances filed in 2004. A chart summarizing the number of grievances filed each year since 1985 appears at page 23.

All grievances received by the North Carolina State Bar must be considered and acted upon by one or more members of the Grievance Committee of the North Carolina State Bar, which serves as the grand jury of the attorney disciplinary system in our state.

The Committee considered a total of 1,536 grievances during 2005. Of those grievances, 1,111 or about 72%, were dismissed. In addition to the grievances that were dismissed outright in 2005, 22 grievances were dismissed with letters of caution and another 69 grievances were dismissed with letters of warning.

In other activity during calendar 2005, the Grievance Committee issued 31 admonitions, 26 reprimands and 4 censures to North Carolina attorneys. A total of 124 cases were referred for trial before the Disciplinary Hearing Commission (DHC). Consequently, for the year, a total of 185 grievances resulted in imposition of discipline by the Grievance Committee or referral to the DHC. That figure represents approximately 12% of the grievances considered by the Committee in 2005. An itemized report detailing the disposition of the grievances considered by the Committee in 2005 appears at page 18.

Completed Disciplinary Hearing Commission Actions

1. Disciplinary, Disability Cases

The Disciplinary Hearing Commission is the trial arm of the North Carolina State Bar. The 20-member Commission, which sits in panels of three, hears disciplinary matters involving alleged violations of the Revised Rules of Professional Conduct, cases in which it is alleged that an attorney is disabled, petitions from disbarred attorneys seeking reinstatement to the practice of law and show cause petitions alleging that an attorney has violated a prior DHC order.

During 2005, the staff attorneys completed 51 disciplinary, disability and show cause cases before the Disciplinary Hearing Commission, an all-time high. The staff completed 46 such cases in 2004. Of the 51 cases completed in 2005, 45 involved disciplinary charges and five involved disability claims. One case involved both disciplinary and disability charges. Disbarment was ordered in 14 of the disciplinary cases. In eight of the disbarment cases heard by the Commission, the attorney embezzled client funds. Four of the disbarment cases involved serial neglect and other rule violations by attorneys who had prior discipline, one of the disbarred lawyers had stolen from his former law firm and in one case, the disbarred lawyer continued to practice law after his license was suspended.

In other work during 2005, the Commission admonished three attorneys, reprimanded three attorneys and censured three attorneys for less serious violations of the Rules of Professional Conduct, including technical trust account violations and conflicts of interest. One case was voluntarily dismissed by staff when the defendant attorney died and a second case was dismissed when the defendant-attorney accepted the discipline originally imposed by the Grievance Committee. A third case was dismissed when the attorney surrendered his law license to the Council. In the remaining 22 cases, the attorney's law license was suspended and the suspension was stayed in part or whole upon compliance by the attorney with various conditions.

A chart summarizing the numbers of DHC cases filed each year since 1985 appears at page 24.

2. Reinstatement Cases

The Disciplinary Hearing Commission considered two petitions filed by disbarred attorneys in 2005. In one case, the Commission denied the petition after a hearing and in the other case, the attorney withdrew the petition at the close of discovery.

The Commission also heard a reinstatement petition filed by a suspended attorney in 2005. In that matter, the DHC found that the petition was premature.

Only one reinstatement petition was filed by a disbarred attorney with the Disciplinary Hearing Commission in 2005. In contrast, two such petitions were filed in 2004 and four were filed in 2003. A chart summarizing the outcome in reinstatement cases in recent years appears at page 25.

Actions Before the Council of the N.C. State Bar

1. Tenders of Surrender of License

In 2005, seven North Carolina attorneys surrendered their law licenses to the Council. One of the affidavits of surrender was withdrawn after the attorney admitted embezzling client funds and was disbarred by a court. Two of the remaining six attorneys were disbarred by the Council after they were convicted of serious felonies. In the remaining four cases, the attorney admitted embezzling client funds.

Six North Carolina attorneys surrendered their law licenses and were disbarred by the Council during 2004.

A chart summarizing the number of surrenders and disbarments for each year since 1985 appears at page 26.

2. Reinstatement Proceedings

The Council of the State Bar did not hear any reinstatement proceedings in 2005. The last time the Council considered a reinstatement case was in 2000.

Actions Before the Secretary

The Secretary receives reinstatement petitions from attorneys whose licenses are suspended for disciplinary violations and enters reinstatement orders in uncontested cases. Contested cases are referred to the DHC for trial.

Only one North Carolina attorney filed a reinstatement petition with the Secretary in 2005. The petition was granted without opposition and without a hearing.

Actions Before the State Trial Courts

1. Appointment of Trustees of Law Practices of Missing, Deceased, Disabled & Disbarred Attorneys

In 2005, the Office of Counsel prepared petitions to the courts to appoint trustees to wind down the practices of 28 attorneys. Of that number, 5 of the attorneys were missing or had abandoned their practices, 20 attorneys had died or become disabled, and 3 attorneys failed to wind down their practices properly after they were disbarred. The State Bar filed 14 trustee petitions in 2004.

2. Disciplinary Proceedings in the State Trial Courts

The State Bar's staff attorneys were not called upon to handle any disciplinary proceedings in the state trial courts in 2005. The staff assisted in one disability case in New Hanover County Superior Court and one contempt action in Forsyth County Superior Court, however. Last year, the staff handled five disciplinary cases in the trial courts.

3. Injunction Proceedings

During calendar 2005, the Office of Counsel sought injunctions barring 13 different North Carolina attorneys from handling client funds. The Office of Counsel filed injunction proceedings against 14 attorneys in 2004.

4. Miscellaneous

As usual, the staff attorneys appeared in a variety of litigation matters in the state trial courts in 2005.

On Sept. 12, 2005, the Wake County Superior Court granted summary judgment against the State Bar in an action filed in 2004 by Willie Gilbert. Gilbert, whose law license was suspended by the DHC in 2000, claimed that the Bar had violated his constitutional rights by filing a second disciplinary action against him. After entering a permanent injunction against the Bar, the court reserved judgment on monetary damages and attorneys' fees. The Bar has appealed the trial court's order to the North Carolina Court of Appeals and the parties are settling the record on appeal.

Meanwhile, a disgruntled complainant named Charles Judkins filed suit against the State Bar in Wake County Superior Court in 2005, seeking \$1 billion in damages he claims he incurred when the Grievance Committee dismissed his complaint against his lawyer. The court granted the State Bar's motion to dismiss the suit for lack of standing on Jan. 10, 2006.

In November 2005, Alan Pugh, a licensed North Carolina attorney, filed suit in Randolph County Superior Court against Ed Ward, who is employed by the North Carolina State Bar's Lawyer Assistance Program, and against a psychologist in private practice named Harold Lilly. Mr. Pugh alleges that Mr. Ward violated Mr. Pugh's constitutional rights by attempting to coerce him to participate in a treatment program based on AA, which Mr. Pugh contends is a religion. Mr. Pugh seeks declaratory and injunctive relief and attorneys' fees. The staff prepared an initial responsive pleading and motion to dismiss in the case, which was later removed to the U.S. District Court for the Middle District of North Carolina. Mr. Ward's defense was then assumed by private counsel retained by Mr. Ward's insurance carrier.

In other work during the year, the staff appeared in Wake County Superior Court to request permission to disburse funds from the trust accounts of five disbarred lawyers.

Actions Before the State Appellate Courts

In addition to the Bar prosecution of the appeal of the order in the Willie Gilbert matter discussed above, five disciplinary orders issued by the Disciplinary Hearing Commission were appealed by the defendant attorneys in 2005

Deborah Koenig appealed the admonition issued by the Disciplinary Hearing Commission following a two day hearing in April. The record on appeal was settled and filed with the Court of Appeals before the end of the year. Koenig has until February 13, 2006 to serve her appellant brief.

K. E. Krispen Culbertson appealed the admonition issued by the Disciplinary Hearing Commission after a hearing in January, 2005. Briefs have been filed and the parties are awaiting oral argument.

Robert Leonard appealed the order of disbarment issued by the Disciplinary Hearing Commission following a two day hearing in May 2005. The record has been filed and the parties are briefing the case.

Milton Moore gave notice of appeal of an order of suspension entered by the Disciplinary Hearing Commission in September. Moore has not served a proposed record on appeal.

Amiel Rossabi gave notice of appeal of an admonition issued by the Disciplinary Hearing Commission in November. His co-defendant, Emily Meister, has also appealed the issuance of a Letter of Warning upon dismissal by the same Hearing Committee. Rossabi and Meister have not served a proposed record on appeal.

Actions Before the Federal Courts

In the fall of 2005, the State Bar was added as a defendant to the case of Jackson v. Leake, then pending in the U.S. District Court for the Middle District of North Carolina. The lawsuit challenges various aspects of the North Carolina Public Campaign Financing Fund, which provides campaign funds to appellate judicial candidates. The Bar was added as a party after the General Assembly amended N.C. Gen. Stat. Sec. 84-34 to require all active members of the State Bar to pay a \$50 surcharge annually to help implement the Public Campaign Financing Fund. The plaintiffs seek an order declaring the statute unconstitutional and an award of attorneys' fees. The parties have not yet begun discovery. The North Carolina State Bar is represented in this matter by the North Carolina Attorney General's Office.

A federal lawsuit brought against the Bar, its officers and various employees by a former Charlotte attorney, Michael McGee, remained pending at year's end. McGee filed suit against the Bar in 2004 pursuant to 42 U.S.C. 1983 after the Disciplinary Hearing Commission took disciplinary action against McGee in two separate proceedings. In his federal lawsuit, McGee claimed that the disciplinary proceedings were brought in retaliation for McGee's action in suing the State Bar in the year 2000 and publishing self-help divorce books. McGee seeks injunctive relief, damages, return of his law license, destruction of his disciplinary records and an apology.

On June 1, 2005, the district court dismissed McGee's complaint on Rooker-Feldman abstention grounds. McGee appealed to the 4th Circuit and both parties filed informal briefs. The 4th Circuit evidently intends to delay handing down its decision until Mr. McGee completes his personal bankruptcy case, since his bankruptcy petition listed the lawsuit as an asset of his estate.

SUMMARIES OF DISCIPLINARY, DISABILITY & REINSTATEMENT ACTIONS

BEFORE THE COUNCIL

Tenders of Surrender of License

<u>Attorney Name</u>	<u>File No.</u>	<u>Date of Council Disbarment</u>
Diane Edwards-Rigsbee	05 BCS 1	January 21, 2005
Frank W. Ballance	05 BCS 2	January 21, 2005
Douglas T. Simons	05 BCS 3	April 11, 2005
Deborah G. Church	05 BCS 4	Withdrawn, attorney Disbarred by Court
Robert Alley	05 BCS 5	July 14, 2005
James E. Ferguson III	05 BCS 6	October 20, 2005
Richard Rutherford	05 BCS 7	October 20, 2005

BEFORE THE DISCIPLINARY HEARING COMMISSION

Reinstatement Cases Completed in 2005

<u>Attorney Name</u>	<u>File No.</u>	<u>Disposition</u>
Joe K. Byrd	03 BCR 3	Denied by DHC
Willie Gilbert	04 BSR 1	Denied as premature
James T. Lee	05 BCR 1	Attorney withdrew petition

Completed Show Cause Cases

<u>Attorney Name</u>	<u>File No.</u>	<u>Disposition</u>
William Shumway	03 DHC 20	5 yr stayed suspension activated
Cecelia Lewis	03 DHC 25	transferred to disability inactive

BEFORE THE DISCIPLINARY HEARING COMMISSION

Completed
Discipline & Disability Cases

<u>File No.</u>	<u>Case Caption</u>	<u>Action</u>
Robin Knight	04 DHC 11	Disbarred Embezzlement
Rodney Toth	04 DHC 17	90 days suspension, stayed three years Neglect, technical trust account violations
B. G. Martin	04 DHC 22	18 month suspension stayed 3 years Conflicts in investment advice
Mayur Amin	04 DHC 27	Transferred to disability inactive

Completed
Discipline & Disability Cases

<u>File No.</u>	<u>Case Caption</u>	<u>Action</u>
Carey Ewing	04 DHC 29	Censure Technical trust account violations
Robert Corbett	04 DHC 32	Reprimand Conflict of interest
Richard Poling	04 DHC 36	Disbarred Embezzlement
Robert Leonard	04 DHC 38	Disbarred Embezzlement, fee splitting
Pamela Hunter	04 DHC 40	Dismissed when attorney accepted Reprimand from Grievance Committee Ignoring Industrial Commission statutes & rules
Debra Koenig	04 DHC 41	Admonition Conflict of interest
Michael Unti	04 DHC 45	Reprimand Neglect
Valerie Perkins	04 DHC 46	2 year suspension, may seek stay at any time Misled client about fees, failure To respond to State Bar
Walter T. Johnson Jr.	04 DHC 48	Disbarred Neglect, obtaining fees by false pretenses
Krispen Culbertson	04 DHC 49	Admonition (stayed on appeal) Advertising violation
Frank Ballance Sr.	04 DHC 50	Dismissed Attorney surrendered License after conviction of felony
Michael Bradbury	04 DHC 51	Disbarred Embezzlement

Completed
Discipline & Disability Cases

<u>File No.</u>	<u>Case Caption</u>	<u>Action</u>
Michael King & Dumont Stockton	04 DHC 52	Disbarred Trust account violations, neglect
Dewey Butler	04 DHC 53	Disbarred Embezzlement
Annette Exum	05 DHC 1	1 year suspension stayed 2 years Excessive fee, failing to associate competent counsel
Robert T. Hedrick	05 DHC 2	Censure Conflict of Interest
Darwin Littlejohn	05 DHC 3	Disbarred Serial neglect, failure refund fees & failure to respond to Bar
David Harless	05 DHC 4	Transferred to disability inactive status
Mark F. Reynolds	05 DHC 5	5 year suspension Neglect, violations of federal rules
Tom Tillett	05 DHC 6	3 year suspension, may seek stay after 1 year Embezzlement
Jon Johnson	05 DHC 8	Disbarred Trust account violations, failure to Communicate, revealing confidences
Laurie Baker	05 DHC 9	Reprimand Failing to supervise non-lawyer assistant
John Freeman	05 DHC 10	3 year suspension, possible 2 year stay Threatening individuals with gun during bipolar episode

Completed
Discipline & Disability Cases

<u>File No.</u>	<u>Case Caption</u>	<u>Action</u>
Milton Moore	05 DHC 11	4 year suspension, may seek stay after 2 years Disobeyed order of Administrative Law Judge, failure to prepare case adequately
E. Daniels Nelson	05 DHC 12	2 year suspension, stayed 5 years & transferred to disability inactive status Neglect, practiced law while license Administratively suspended
Holly Saunders	05 DHC 13	Disbarred Neglect, fail to respond to Bar Lying to clients
John A. Martin	05 DHC 14	Transfer to disability inactive status Disciplinary case abated
Matthew Bromund	05 DHC 16	Disbarred Theft from law firm
Lennard Tucker	05 DHC 17	Admonition Failure to communicate, late disbursement of trust funds to client
R. Michael Bruce	05 DHC 18	2 year suspension stayed 3 years Failure to file tax returns
Patrick Durkin	05 DHC 20	Transferred to disability inactive status
Durryl Taylor	05 DHC 22	5 year suspension, may seek stay after 2 years Neglect, failure to communicate, failure to refund fees, failure respond to Bar
Aaron Carlos	05 DHC 23	2 year suspension stayed 3 years Neglect of appellate matters, lying to supervisor
James Vann	05 DHC 24	Censure Lied on insurance form

Completed
Discipline & Disability Cases

<u>File No.</u>	<u>Case Caption</u>	<u>Action</u>
Assata Buffaloe	05 DHC 25	Voluntary dismissal
Lawrence D'Amelio	05 DHC 29	1 year suspension stayed 3 years Neglect, misrepresented status of case
Tiffany Bryan	05 DHC 30	Disbarred Embezzlement
James J. Johnston	05 DHC 31	Transferred to disability inactive status
Eric J. Parham	05 DHC 32	Disbarred Practiced after licensed suspended, forged check
Robert S. Griffith II	05 DHC 33	Two year suspension stayed Two years Failure to file timely tax returns
Jeffrey Starkweather	05 DHC 34	Dismissed when attorney accepted reprimand from Grievance Committee
Emily Meister & Amiel Rossabi	05 DHC 35	Meister – Letter of Warning Rossabi – Admonition frivolous discovery request
James E. Hairston, Jr.	05 DHC 36	2 year suspension, stayed 2 years
Angela D. Seabrooks	05 DHC 38	Disbarred Embezzlement
Brent E. Wood	05 DHC 40	2 year suspension, stayed 2 years Fail to file tax returns timely
Nathaniel Pendley	05 DHC 41	2 year stayed suspension Failure to respond to fee dispute petition, late response to letter of notice
Robert J. Hume	05 DHC 43	Voluntary dismissal after attorney Committed suicide

Reinstatement Cases Pending as of 12/31/05

File Number Case Caption Hearing Date

None

Disciplinary & Disability Cases Pending as of 12/31/05

<u>Attorney Name</u>	<u>File No.</u>	<u>Trial Date</u>
William Butner	01 DHC 2	TBA
Willie D. Gilbert	03 DHC 16	TBA
James A. Beales, Jr.	04 DHC 47	1/6/06
Georgina Mollick	04 DHC 19	3/24/06
McArthur Mitchell	05 DHC 7	TBA
Elizabeth Hickmon	05 DHC 15	TBA
John C. McNeill	05 DHC 19	TBA
Fred C. Moutos	05 DHC 21	2/17/06
Allen Rogers	05 DHC 26	2/16/06
Kenneth Darty	05 DHC 27	1/27/06
Randal S. Marsh	05 DHC 28	2/24/06
Scott Brewer Kenneth Honeycutt	05 DHC 37	3/1/06
Ralph E. McLaurin	05 DHC 39	1/13/06
Frederick Pierce	05 DHC 42	3/10/06
William Agapion	05 DHC 44	1/13/06
Teresa Smallwood	05 DHC 45	2/3/06

Disciplinary & Disability Cases Pending as of 12/31/05

<u>Attorney Name</u>	<u>File No.</u>	<u>Trial Date</u>
Milton Moore Regina Moore	05 DHC 46	2/10/06
David Harris	05 DHC 47	2/13/06
Garey M. Ballance	04 DHC 48	TBA
Robert H. Friend	05 DHC 49	3/17/06
Robert D. Floyd	05 DHC 50	2/13/06
Marshall F. Dotson	05 DHC 51	2/10/06
Robert A. Miller	05 DHC 53	3/10/06
Randy Cartrette	05 DHC 54	TBA
Rick Shumate	05 DHC 56	TBA

Show Cause Cases Pending as of 12/31/05

<u>Attorney Name</u>	<u>File No.</u>	<u>Trial Date</u>
Theodore Cummings	04 DHC 18	1/5/06
Mark Key	02 DHC 22	2/2/06

BEFORE THE STATE TRIAL COURTS

Appointment of Trustees Completed in 2005

<u>Name of Missing, Disabled, Deceased Attorney</u>	<u>Reason Trustee Sought</u>
Stephen Barden III	Deceased
Michael Bradbury	Abandoned/Disbarred
Bradley J. Cameron	Deceased
Deborah Church	Abandoned/Disbarred
Joseph Coffey, Jr.	Deceased
Robert Cooper	Disabled
David Craft	Disabled
Gene Dickey	Disbarred
David Duffus, Jr.	Deceased
Cyrus J. Faircloth	Deceased
David Flaherty, Jr.	Disabled
Dawn Gibbs	Disabled
Ron Howell	Deceased
Robert Hume III	Deceased
Edmond Johnson	Deceased
Joel Kirkley	Deceased
Robin Knight	Disbarred
Charles K. Medlin, Jr.	Disabled
Charles Merryman, Jr.	Deceased
Joseph Morton	Abandoned
Louis K. Newton	Disability
John Plumides	Deceased
Richard Poling	Abandoned/Disbarred
Robert Randall	Deceased
Durryl Taylor	Abandoned
Brice J. Willeford, Jr.	Deceased
Jerome Willingham	Disbarred
Jarald N. Willis	Disabled

BEFORE THE STATE TRIAL COURTS

Injunction Proceedings Completed in 2005

Wayne Foushee
David Harris
Sherrie Hodges
Chip Medlin
Robert A. Miller
Joe Morton
Fred Moutos
Richard Rutherford
Paul Schell
Doug Simons
Angela Seabrooks
Teresa Smallwood
Bounthai Vongxay

BEFORE THE GRIEVANCE COMMITTEE

Totals for 2005

Total Grievances Filed – 1,392
Total Cases Considered by Committee – 1536

Dismissed – 1,111
Dismissed with letters of caution – 22
Dismissed with letters of warning – 69
Referred to LAP, LMAP or both – 15
Cases in which reconsideration was denied – 2
Admonitions – 31
Reprimands – 26
Censures – 28
Cases involving referred to DHC – 124
Cases continued – 28
Cases dismissed & retained – 75
Cases abated – 5

Grievance Totals for January 2005

There were 328 items considered this quarter

During the quarter, pursuant to .0105(19) and (20), the following cases were concluded by the 3 subcommittees, or on vote of the Chair or the Chair and Vice Chair:

Dismissed – 213
Dismissed with letters of caution – 4
Dismissed with letters of warning – 10
Referred to LAP, LMAP or both – 3
Admonitions – 10
Reprimands – 6
Censures – 20
Cases referred to DHC – 40
Cases continued – 8
Cases dismissed & retained – 13
Case abated – 1

Grievance Totals for April 2005

There were 464 items considered this quarter

During the quarter, pursuant to .0105(19) and (20), the following cases were concluded by the 3 subcommittees, or on vote of the Chair or the Chair and Vice Chair:

Dismissed – 350
Dismissed with letters of caution – 7
Dismissed with letters of warning – 20
Referred to LAP, LMAP or both – 7
Case in which reconsideration was denied – 1
Admonitions – 8
Reprimands – 7
Censures – 4
Cases referred to DHC – 20
Cases continued – 4
Cases dismissed & retained – 35
Case abated – 1

Grievance Totals for July 2005

There were 381 items considered this quarter

During the quarter, pursuant to .0105(19) and (20), the following cases were concluded by the 3 subcommittees, or on vote of the Chair or the Chair and Vice Chair:

Dismissed – 295
Dismissed with letters of caution – 6
Dismissed with letters of warning – 17
Referred to LAP, LMAP or both – 4
Admonitions – 5
Reprimands – 3
Censures – 0
Cases referred to DHC – 32
Cases continued – 5
Cases dismissed & retained – 12
Case abated – 2

Grievance Totals for October 2005

There were 363 items considered this quarter

During the quarter, pursuant to .0105(19) and (20), the following cases were concluded by the 3 subcommittees, or on vote of the Chair or the Chair and Vice Chair:

Dismissed – 253
Dismissed with letters of caution – 5
Dismissed with letters of warning – 22
Referred to LAP, LMAP or both – 1
Case in which reconsideration was denied – 1
Admonitions – 8
Reprimands – 10
Censures – 4
Cases referred to DHC – 32
Cases continued – 11
Cases dismissed & retained – 15
Case abated – 1