

SUPREME COURT OF ILLINOIS

COURT CONVENEED AT 9:00 A.M., THURSDAY, SEPTEMBER 19, 2002

THE FOLLOWING ANNOUNCEMENTS WERE MADE:

MISCELLANEOUS RECORD

M.R. 9166 - In re: Mandatory Arbitration.

Eleventh Judicial Circuit

Effective January 1, 2003, the jurisdictional limit of cases subject to mandatory arbitration in the Eleventh Judicial Circuit is \$50,000.

Order entered by the Court.

M.R.18368 - In re: Electronic Access and Electronic Filing of Court Records.

Order and Policy for Implementation attached.

THE FOLLOWING MOTIONS WERE PRESENTED AND ORDERS WERE ENTERED AS INDICATED:

CIVIL DOCKET

No. 93852 - Friends of the Parks et al., appellants, v. Chicago Park District et al., appellees.

Joint motion by appellees for an extension of time for filing brief to and including September 27, 2002. Motion allowed.

Order entered by Justice Fitzgerald.

LEAVE TO APPEAL DOCKET

No. 94298 - People State of Illinois, respondent, v. Lisa Pounders, petitioner.

Motion by petitioner to allow Gregory A. Adamski of Adamski & Conti to appear as counsel for petitioner and to file a supplement to petition for leave to appeal instanter. Motion allowed.

Order entered by Justice Fitzgerald.

MISCELLANEOUS RECORD

M.R.18364 - In re: Laurie Lynn Mews, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Laurie Lynn Mews to Laurie L. Politzer. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.18365 - In re: Karen Eileen Romito, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Karen Eileen Romito to Karen E. Olson. Motion allowed.

Order entered by Chief Justice McMorrow.

IN THE  
SUPREME COURT OF ILLINOIS

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In re: Electronic Access and Electronic  
Filing of Court Records

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M.R. 18368

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ORDER

In the exercise of its general administrative and supervisory authority over all courts, the Supreme Court of Illinois deems it appropriate to oversee the orderly development of practices and procedures for electronic receipt, maintenance, and dissemination of every manner of information regarding cases and other court business by all courts within this state. Therefore, and until further order of the Court, IT IS ORDERED:

**A. Electronic Access to Court Records**

Electronic access and dissemination of court records shall be in accordance with the "Electronic Access Policy for Circuit Court Records of the Illinois Courts." The Administrative Office shall provide a copy of the policy to each chief circuit judge and to each clerk of the circuit court.

**B. Electronic Filing of Court Documents**

Electronic filing of court documents shall begin in the circuit courts in Illinois on a pilot basis pursuant to the "Policy for Implementation of an Electronic Filing Pilot Project in Illinois' Courts," attached hereto and approved by the Court on this date. In the event this order creates a conflict with any statute or Supreme Court rule, this order shall control.

In the interest of uniform record keeping in Illinois' courts, following the successful pilot(s) the Administrative Office shall make recommendations for statewide standards to be used in electronic filing.

The "Electronic Access Policy for Circuit Court Records of the Illinois Courts" and the "Policy for Implementation of an Electronic Filing Pilot Project in Illinois' Courts" are effective January 1, 2003.

Order entered by the Court.

**FILED**  
SEP 19 2002  
SUPREME COURT  
CLERK

**POLICY FOR IMPLEMENTATION  
OF AN  
ELECTRONIC FILING PILOT PROJECT IN ILLINOIS' COURTS**

**A) Authority.** The chief judges and clerks of the circuit court may permit documents to be filed electronically on a pilot basis only after approval by the Supreme Court through the Director of the Administrative Office of the Illinois Courts. Electronic filing of court documents is authorized to begin in a pilot county or counties, designated by the Court, and on the recommendation of the Administrative Director, when deemed appropriate by the Administrative Director. Approval of any electronic filing pilot project does not relieve the clerk of the circuit court of their responsibility to insure the security and integrity of court documents.

- 1) Prior to implementation of a system, the clerk of the circuit court shall seek approval of electronic filing by submitting an application to the Administrative Director which shall be signed by the circuit clerk and authorized by the signature of the chief judge.
- 2) The application shall specify the county(ies), division(s), or classes of cases in which the proposed electronic filing system will be used. The application should also identify the documents to be accepted.
- 3) The application shall include a description of the proposed hardware and software, and how it integrates with the case management system.
- 4) The application shall describe how the public will be notified of the pilot project for electronic filing.
- 5) The application should describe the process used to register attorneys and verify that they are in good standing with the court, which incorporates the use of registrant's id's and passwords.
- 6) The application should describe how the electronic filing system authenticates electronic filing participants and transmissions, incorporating digital signatures.
- 7) The application shall include documentation of a successful testing phase.
- 8) The application shall explain the overall procedure for electronic filing including:
  - (a) Operational steps;
  - (b) Hours of Operation;
  - (c) Document format(s) for all filed documents;
  - (d) Medium used to access the electronic filing system, i.e. internet, intranet, dial-up lines;
  - (e) Procedures and requirements within the filed documents, i.e. specific filing procedures, attachments to pleadings;
  - (f) Procedure to follow in the event of hardware or software failure;
  - (g) Verification of date and time of filing of documents;

- (h) Handling of special exchanges, i.e. certificate of service, signature block, sealed documents, confidential documents.
- 9) The application should describe how fees are managed with regard to electronically filed documents.
- 10) The application shall explain how the proposed electronic filing system will meet the following:
- (a) Adequate interchange standards and compatibility with any statewide data access;
  - (b) Integration of electronic with paper aspects of the system;
  - (c) Ease of installation and maintenance;
  - (d) Ease of use by the court, attorneys and parties;
  - (e) Reliability;
  - (f) Security;
  - (g) Data integrity;
  - (h) Reasonable controls;
  - (i) Audit trails;
  - (j) Long-term storage;
  - (k) Cost-effective upgrade or replacement to enable the migration of data as technology changes;
  - (l) Economy of operation;
  - (m) A means of authenticating the source of each document;
  - (n) A means of authenticating the accuracy of transmission of each document;
  - (o) A means of accurately ascertaining the date and time of filing;
  - (p) A means to provide the filing party with verification of the date and time of filing;
  - (q) Type of electronic signature, manner and format in which signature is affixed, and a means to verify electronic signatures;
  - (r) A means to produce paper copies of documents filed electronically;
  - (s) A means to provide a secure back-up of any data storage device that contains documents that have been filed electronically; and
  - (t) A means to make a microfilm reproduction of documents filed electronically.
- 11) The application shall explain how the proposed electronic filing system will meet the following five requirements:
- (a) Filing shall be limited to attorneys or parties who have registered with the clerk of the circuit court in which the filing is made;
  - (b) The form of filing shall not affect the right of public access to court files;
  - (c) Printed copies of any filed document shall be made available by the circuit court clerk's office at a reasonable cost or otherwise as directed by statute or rule;

- (d) The clerk of the circuit court shall remain responsible for making, keeping, and preserving complete records of all circuit court proceedings and determinations in accordance with the Court's General Administrative Order on Recordkeeping in the Circuit Courts; and
  - (e) Filing fees shall be applicable as provided by law.
- 12) The Administrative Director may approve, disapprove, or request modification of the circuit court clerk's proposal, giving notice of her/his action to the chief judge and clerk of the circuit court.

**B) Scope of Filing.**

- 1) Electronic filing is limited to electronic line transfers, excluding transfers of information by means of a facsimile transmission device (fax), and has no effect on any existing statute or Supreme Court rule governing facsimile transmissions.
- 2) The scope of electronic filing in any pilot county is to be defined in the application of the clerk and is subject to the approval of the Administrative Director. Upon the grant of a request to the Administrative Director seeking an exception after a system has been approved and implemented, a chief judge may specify additional documents which may not be filed by electronic means.
- 3) An electronic filing of a verified pleading constitutes an attorney's certification that the original verified pleading is in the attorney's possession. The attorney shall produce the verified pleading for inspection at the request of any party or the court.
- 4) The filing of documents by electronic means does not relieve the filing party of any duty to serve copies required by rule or statute.
- 5) A will or other testamentary document may not be filed by electronic means.
- 6) The filing of documents by electronic means is limited to AR, CH, D, F, L, LM, MR, MC, SC, and TX case categories.

**C) Protocol Requirements.** An electronic filing protocol must include:

- 1) A means of authenticating the source of each document;
- 2) A means of authenticating the accuracy of transmission of each document;
- 3) A means of accurately ascertaining the date and time of filing;
- 4) A specification of documents that may not be filed electronically; and
- 5) A means to produce paper copies of documents filed electronically, including

signatures, of sufficient quality to survive in readable form for the period of time that the file to which it relates is required to be retained pursuant to the Court's General Administrative Order on Recordkeeping in the Circuit Courts.

**D) Management of Electronically Filed Documents.** Documents filed electronically shall be subject to the following requirements:

- 1) An office accepting a filing must be able to authenticate the source of any electronic line transfer received.
- 2) The clerk of the circuit court must index any filing as required by the Court's General Administrative Order on Recordkeeping in the Circuit Courts;
- 3) The provisions of the Court's General Administrative Order on Recordkeeping which require that a microfilm copy of documents be produced shall apply to all documents received in electronic form; and
- 4) All devices and software to be used for reproduction must comply with generally accepted legal standards of authentication of documentary evidence.

**E) Oversight Responsibilities.** Any office accepting electronic filings must:

- 1) Assure that nothing contained within the medium received would threaten the integrity of documents maintained by the receiving office in machine-readable form;
- 2) Integrate new filings into an appropriate machine-readable data base in a manner that would permit their retrieval and conversion into paper form as required by this policy;
- 3) Provide adequate security to limit access by persons making filings so that they cannot tamper with other filings or records of the office; and
- 4) Provide documentation and access to the electronic filing system as may be requested by the Director of the Administrative Office of the Illinois Courts.

The Administrative Office of the Illinois Courts shall provide oversight of electronic filing in Illinois' courts and shall report to the Court any non-compliance with this policy.

**F) Supreme and Appellate Courts.** This policy does not authorize electronic filing in the Supreme and Appellate Courts.

**G) Effective Date.** January 1, 2003.

SUPREME COURT OF ILLINOIS

OPINION LIST

Springfield, Illinois, September 19, 2002

Opinions have this day been filed in the following cases:

- No. 90767 - Vera E. Carter-Shields, M.D., appellee, v. Alton Health Institute et al., appellants. Appeal, Appellate Court, Fifth District.  
Affirmed in part and vacated in part.  
Freeman and Rarick, JJ., took no part.
- Nos. 91426 - Marion Hospital Corporation, appellee, v. Illinois  
91479 Health Facilities Planning Board et al., etc.,  
cons. appellants. Appeal, Appellate Court, First  
District.  
Appellate court judgment vacated.  
Garman and Rarick, JJ., took no part.
- No. 91556 - In re D.F. et al., etc. (People State of Illinois, appellant, v. Nancy Fleming, appellee). Appeal, Appellate Court, Fourth District.  
Appellate court judgment affirmed in part, vacated in part, and reversed in part; circuit court judgment affirmed.  
Rarick, J., took no part.
- No. 92010 - In the Interest of Curtis B., Minor (People State of Illinois, appellee, v. Leola B. et al., appellants). Appeal, Appellate Court, First District.  
Appellate court judgment reversed; cause remanded with directions.  
Rarick, J., took no part.
- No. 92473 - John H. Stroger, Jr., etc., et al., appellees, v. The Regional Transportation Authority, etc., et al., appellants. Appeal, Appellate Court, First District.  
Appellate court judgment reversed; circuit court judgment affirmed.  
Rarick, J., took no part.
- No. 92503 - Michael Lyons, etc., et al., appellants, v. George H. Ryan et al., etc., appellees. Appeal, Appellate Court, First District.  
Affirmed.  
Rarick, J., took no part.

SUPREME COURT OF ILLINOIS

CALL OF THE DOCKET, THURSDAY, SEPTEMBER 19, 2002

No. 92691 - Betty Lou Eads, appellee, v. Heritage Enterprises, Inc., et al., etc., appellants. Appeal, Appellate Court, Fourth District.

Oral argument by Craig L. Unrath for appellants and by Kenenth B. Graves for appellee. Submitted. Agenda 27.

No. 92482 - People State of Illinois, appellant, v. Monica Glisson, appellee. Appeal, Appellate Court, Fifth District.

Oral argument by Karen Kaplan for appellant and by Lawrence J. O'Neill for appellee. Submitted. Agenda 15.

No. 92783 - People State of Illinois, appellant, v. Raymond E. Harris, appellee. Appeal, Appellate Court, Third District.

Oral argument by Karen Kaplan for appellant and by Stephen Omolecki for appellee. Submitted. Agenda 19.

SUPREME COURT OF ILLINOIS

THURSDAY, SEPTEMBER 19, 2002

THE COURT MADE THE FOLLOWING ANNOUNCEMENTS:

MISCELLANEOUS RECORD

M.R.16933 - In re: Angelo Ruggiero. Disciplinary Commission.  
18240

(16933) The rule to show cause that issued to respondent Angelo Ruggiero pursuant to Supreme Court Rule 761 on August 15, 2000, is discharged.

Order entered by the Court.

Freeman, J., took no part.

(18240) The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Review Board is allowed, and respondent Angelo Ruggiero is suspended from the practice of law for one (1) year.

Respondent Angelo Ruggiero shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

Freeman, J., took no part.

M.R.18141 - In re: John Michael Davies III. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent John Michael Davies III is disbarred.

Order entered by the Court.

M.R.18142 - In re: Edmund Craig. Disciplinary Commission.

The amended motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent Edmund Craig is suspended from the practice of law for eighteen (18) months and until further order of the Court.

Order entered by the Court.

M.R.18143 - In re: Charles Joseph Rojek. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent Charles Joseph Rojek is disbarred.

Order entered by the Court.

M.R.18149 - In re: Michael Craig Sachs. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent Michael Craig Sachs is suspended from the practice of law for two (2) years and until further order of the Court.

Order entered by the Court.

M.R.18159 - In re: Mitchell Robert Nagorsky. Disciplinary Commission.

The motion by Mitchell Robert Nagorsky to strike his name from the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 762(a) is allowed, effective immediately.

Order entered by the Court.

M.R.18160 - In re: Burton Douglas Stephens, Jr. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed. Respondent Burton Douglas Stephens, Jr. is suspended from the practice of law for twelve (12) months and until further order of the Court, with the suspension stayed and respondent placed on probation for a period of twenty-four (24) months, subject to the following conditions:

a. Respondent shall participate in an aftercare group as recommended by his treating mental health provider;

b. Respondent shall participate in a course of individual or group psychotherapy with a doctorate level therapist approved by the Administrator on a weekly basis or as otherwise recommended by this therapist;

c. Respondent shall remain under the care of a psychiatrist for management of antidepressant medication;

d. Respondent shall provide to his mental health professional(s) an appropriate release as required under the Confidentiality Act of the Mental Health Code, 740 ILCS 110/1 et seq., authorizing the treating professional to: (1) disclose to the Administrator on at least a quarterly basis information pertaining to the nature of respondent's compliance with any treatment plan established with respect to respondent's condition; (2) promptly report to the Administrator respondent's failure to comply with any part of an established treatment plan; and (3) respond to any inquiries by the Administrator regarding respondent's mental or emotional state or compliance with any established treatment;

e. Respondent shall abstain from the usage of any and all alcohol and/or controlled substances or illegal drugs;

f. Respondent shall, upon request by the Administrator, submit to random substance testing by a health professional, within eight hours of receiving notice by the Administrator that he shall submit to the testing. The result shall be reported to the Administrator. Respondent shall pay all costs of such testing;

g. Respondent shall continue to participate in Alcoholics Anonymous by attending at least two meetings a week. Respondent is to maintain a log of his attendance at the meetings and submit the log to the Administrator with his quarterly reports. If a Caduceus or lawyer's support group is available, respondent may substitute attendance at such a group for one Alcoholics Anonymous meeting per week;

h. Respondent shall maintain a sponsor in Alcoholics Anonymous and is to provide the name, address, and telephone number of the sponsor to the Administrator within fourteen days of being placed on probation;

i. Respondent shall be responsible for ensuring that the sponsor communicates with the Administrator, in writing, every three months regarding respondent's participation and progress, including any lapses in sobriety or usage of controlled substances or illegal drugs;

j. Respondent shall report any lapses in sobriety or usage of a non-prescribed controlled substance or illegal drug to the Administrator within 72 hours of that usage;

k. Respondent shall attend meetings scheduled by the Commission probation officer as requested by the Administrator. Respondent shall submit quarterly written reports to the Administrator concerning the status of his practice of law and the nature and extent of his compliance with the conditions of probation;

l. Respondent shall notify the Administrator within fourteen days of any change of address, and any change in treatment professionals or Alcoholics Anonymous sponsors;

m. Respondent shall comply with the Illinois Rules of Professional Conduct and shall cooperate with the Administrator in providing information regarding any investigations relating to his conduct;

n. Probation shall be revoked if respondent is found to have violated any of the terms of probation. The period of suspension shall commence from the date of the determination that respondent has violated any term of probation and shall continue until further order of the Court; and

o. Probation shall terminate without further order of Court provided that respondent complies with the conditions of this order.

Respondent Burton Douglas Stephens, Jr. shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension/probation.

Order entered by the Court.

M.R.18161 - In re: Joseph P. Spiezer. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for leave to file exceptions to the report and recommendation of the Review Board is allowed. Respondent Joseph P. Spiezer is suspended from the practice of law for two (2) years and until further order of the Court.

Order entered by the Court.

M.R.18162 - In re: Christian Jay Baril. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Review Board is allowed, in part. Respondent Christian Jay Baril is suspended from the practice of law for two (2) years, as recommended by the Review Board.

Respondent Christian Jay Baril shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.18164 - In re: Kenneth Paul Zurek. Disciplinary Commission.

The petition by respondent for leave to file exceptions to the report and recommendation of the Review Board is denied. Respondent is disbarred, as recommended by the Review Board.

Order entered by the Court.

M.R.18165 - In re: Erin E. Reilly. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for leave to file exceptions to the report and recommendation of the Review Board is denied. Respondent shall be reprimanded by the Review Board, as recommended by the Review Board.

Order entered by the Court.

Rarick, J., took no part.

M.R.18166 - In re: Derek Gerard Edens. Disciplinary Commission.

The motion by Derek Gerard Edens to strike his name from the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 762(a) is allowed, effective immediately.

Order entered by the Court.

M.R.18175 - In re: Richard Charles Holst. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent Richard Charles Holst is suspended from the practice of law for three (3) years and until further order of the Court.

Order entered by the Court.

M.R.18176 - In re: Carl Wehling Kuhn. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Carl Wehling Kuhn is suspended from the practice of law for sixty (60) days.

Respondent Carl Wehling Kuhn shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.18177 - In re: Lawrence Phillip Gulotta. Disciplinary Commission.

The motion by Lawrence Phillip Gulotta to strike his name from the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 762(a) is allowed, effective immediately.

Order entered by the Court.

M.R.18188 - In re: David Goodson. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed. Respondent David Goodson is suspended from the practice of law for three (3) months and required to complete the professionalism seminar of the Illinois Professional Responsibility Institute.

Respondent David Goodson shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.18194 - In re: Resa Joyce Jannett. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Resa Joyce Jannett is censured.

Order entered by the Court.

M.R.18210 - In re: Kim L. Harper. Disciplinary Commission.

The motion by Kim L. Harper to strike her name from the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 762(a) is allowed, effective immediately.

Order entered by the Court.

M.R.18211 - In re: John Phillip Turner. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent John Phillip Turner is suspended from the practice of law for thirty (30) days.

Respondent John Phillip Turner shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.18216 - In re: Barbara Weinstein Stackler. Disciplinary Commission.

The motion by Barbara Weinstein Stackler to strike her name from the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 762(a) is allowed, effective immediately.

Order entered by the Court.

M.R.18226 - In re: William Lloyd Meyers. Disciplinary Commission.

The amended petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent William Lloyd Meyers is suspended from the practice of law for sixty (60) days.

Respondent William Lloyd Meyers shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.18228 - In re: Vincent Andre Stepter. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Vincent Andre Stepter, who has been disciplined in the State of Tennessee, is disbarred in Illinois.

Order entered by the Court.

M.R.18229 - In re: Gus Richard Regas. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed. Respondent Gus Richard Regas is suspended from the practice of law for six (6) months and until further order of the Court, with the suspension stayed in whole by probation under Supreme Court Rule 772 for a period of two (2) years, subject to the following conditions:

- a. Respondent shall successfully complete the course conducted by the Illinois Professional Responsibility Institute;
- b. Respondent shall continue to abstain from the use of alcohol and any unprescribed controlled substances;
- c. Respondent shall attend meetings scheduled by the Commission probation officer as requested by the Administrator. Respondent shall submit quarterly written reports to the Administrator concerning the status of his practice of law and the nature and extent of his compliance with the conditions of probation;
- d. Respondent shall participate in the twelve-step program of Cocaine Anonymous, Narcotics Anonymous and/or Alcoholics Anonymous by attending at least three meetings per week. Respondent is to maintain a log of his attendance at the meetings and submit a copy of his log to the Administrator with his quarterly reports;

e. Respondent shall maintain a sponsor in the twelve-step program and shall provide the name, address, and telephone number of the sponsor to the Administrator within fourteen days of being placed on probation. Respondent shall request that the sponsor communicate with the Administrator in writing on a quarterly basis regarding respondent's participation and progress in the twelve-step program and report any lapses by respondent in sobriety or the use of any unprescribed controlled substances within 72 hours of his or her knowledge of that use;

f. Respondent shall report to the Administrator any lapse in his sobriety or use of any unprescribed controlled substances within 72 hours of that use;

g. Respondent shall, upon request by the Administrator, submit to random substance testing by an approved health professional or facility approved by the Administrator, within eight hours of receiving notice by the Administrator that he shall submit to the testing. The results of the tests shall be reported to the Administrator. Respondent shall pay any and all costs of such testing;

h. Respondent shall abide by the Illinois Rules of Professional Conduct and shall timely cooperate with the Administrator in providing information regarding any investigations relating to his conduct;

i. Respondent shall notify the Administrator within fourteen days of any change of address;

j. Respondent shall reimburse the Commission the costs of this proceeding as defined in Supreme Court Rule 773 and shall reimburse the Commission for any further costs incurred during the period of probation;

k. At least thirty (30) days prior to the termination of the period of probation, respondent shall reimburse the Disciplinary Fund for any Client Protection payments arising from his misconduct;

l. Probation shall be revoked if respondent is found to have violated any of the terms of probation. The suspension for six months and until further order of Court shall commence from the date of the determination that any term of probation has been violated; and

m. Probation shall terminate two years after it commences, without further order of the Court, if respondent complies with the conditions set forth in this order.

Order entered by the Court.

M.R.18230 - In re: Ione Young Gray. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Ione Young Gray, who has been disciplined in the State of California, is suspended from the practice of law in Illinois for five (5) years, with the execution of the suspension stayed, and respondent placed on probation for four (4) years on the condition that she be actually suspended for four (4) years and six (6) months, effective April 29, 1997, and until she is reinstated to the practice of law in the State of California.

Respondent Ione Young Gray shall reimburse the Disciplinary Fund for any Client Protection payments arising from her conduct prior to the termination of the period of suspension/probation.

Order entered by the Court.

M.R.18231 - In re: Frank Martin Jodzio. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Frank Martin Jodzio, who has been disciplined in the State of California, is suspended from the practice of law in Illinois for ninety (90) days, with the suspension stayed after thirty (30) days and respondent placed on probation for one (1) year, subject to the conditions imposed by the Supreme Court of California.

Respondent Frank Martin Jodzio shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension/probation.

Order entered by the Court.

M.R.18241 - In re: Ronald Eric Huser. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Ronald Eric Huser, who has been disciplined in the State of Arizona, is censured in Illinois.

Order entered by the Court.

M.R.18242 - In re: Steven Jacob Barkin. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Steven Jacob Barkin, who has been disciplined in the State of California, is suspended from the practice of law in Illinois for three (3) years, with the suspension stayed subject to probation for five (5) years and the conditions imposed by the Hearing Department of the California State Bar Court, and until respondent is reinstated to the practice of law in California.

Respondent Steven Jacob Barkin shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension/probation.

Order entered by the Court.

M.R.18243 - In re: Doris S. Houser.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Doris S. Houser, who has been disciplined in the State of Ohio, is suspended from the practice of law in Illinois until she is reinstated to the practice of law in Ohio.

Respondent Doris S. Houser shall reimburse the Disciplinary Fund for any Client Protection payments arising from her conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.18248 - In re: Richard M. Varchetto. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Richard M. Varchetto is suspended from the practice of law for three (3) months.

Respondent Richard M. Varchetto shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.18251 - In re: Daniel R. Keele. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Daniel R. Keele, who has been disciplined in the State of Louisiana, is suspended from the practice of law in Illinois until he is reinstated to the practice of law in Louisiana.

Respondent Daniel R. Keele shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.18252 - In re: William Jay Walker. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent William Jay Walker, who has been disciplined in the State of Arizona, is censured in Illinois.

Order entered by the Court.

M.R.18253 - In re: Steven Andrew Maples. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed. Respondent Steven Andrew Maples is suspended from the practice of law for two (2) years, with the suspension stayed after one (1) year by probation, subject to the following conditions:

a. During the period of probation, respondent shall enroll in and successfully complete a law office management program sponsored by the Chicago Bar Association or the Cook County Bar Association and, upon enrollment, shall notify the Administrator, in writing, of the name, address and telephone number of the attorney with whom he has been assigned to work;

b. Through his participation in the law office management program, respondent shall establish and utilize the following:

(1) a diary and docketing system in accordance with the requirements established by the program;

(2) a system by which telephone calls are noted and returned in a timely manner; and

(3) a system by which clients' written requests for the status of their legal matters are answered, either orally or in writing, in a timely manner;

c. Respondent shall authorize the attorney assigned to work with him in the law office management program to:

(1) disclose to the Administrator, on a quarterly basis, by way of signed reports, information pertaining to respondent's compliance with the program, including the conditions described in paragraph (b);

(2) report promptly to the Administrator the failure of respondent to comply with any part of the program;

(3) respond to any inquiries by the Administrator regarding respondent's compliance with the program;

d. Respondent shall attend meetings scheduled by the Commission probation officer as requested by the Administrator;

e. Respondent shall comply with the Illinois Rules of Professional Conduct and shall cooperate with the Administrator in providing information regarding any investigations; and

f. Probation shall be revoked if respondent is found to have violated any of the conditions of this order. The remainder of the two-year suspension shall commence from the date of a determination that a condition has been violated.

Respondent Steven Andrew Maples shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension/probation.

Order entered by the Court.

M.R.18254 - In re: Russell James Stewart. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Russell James Stewart is censured.

Order entered by the Court.

M.R.18260 - In re: George C. Howard, Jr. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed. Respondent George C. Howard, Jr. is suspended from the practice of law for three (3) years and until further order of the Court, effective March 22, 2002, and respondent is directed to make restitution to Stephanie and Catherine Marble in the amount of \$5,000.

Order entered by the Court.

Fitzgerald, J., took no part.

M.R.18262 - In re: Fred Michael Morelli, Jr. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is denied.

Order entered by the Court.

M.R.18267 - In re: John I. Hentzel. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed. Respondent John I. Hentzel is suspended from the practice of law for fifteen (15) months and until further order of the Court. Respondent shall comply with the following conditions before applying for reinstatement under Supreme Court Rule 767:

- a) pay restitution in the amount of \$6,017.82 to David and Katherine Schwarz or, if the Schwarzes have been repaid by Edward and Sheri Miechle, the payment of that amount to the Miechles;
- b) attend and successfully complete a course of instruction, approved by the Administrator, on the Illinois Rules of Professional Conduct;
- c) enroll in a treatment program consistent with the recommendations of Dr. Stafford Henry's report, or with the recommendations of such other treating physician whom the respondent, with the approval of the Administrator, may select; and
- d) maintain enrollment in such a treatment program, if recommended, and follow through on any additional recommendations for treatment.

Order entered by the Court.