

SUPREME COURT OF ILLINOIS

MONDAY, SEPTEMBER 20, 2010

THE COURT MADE THE FOLLOWING ANNOUNCEMENTS:

MISCELLANEOUS RECORD

M.R.22990 - In re: Jeffrey Joseph Neppl. 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 that petitioner Jeffrey Joseph Neppl be reinstated to the roll of attorneys pursuant to Supreme Court Rule 767 is denied. This cause is remanded to the Commission for review by the Review Board.

Order entered by the Court.

M.R.23831 - In re: David Mark Laz. 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 David Mark Laz is suspended from the practice of law for one (1) year and until further order of the Court.

Order entered by the Court.

M.R.23845 - In re: Edward Eugene Robinson. 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 Edward Eugene Robinson is suspended from the practice of law for six (6) months and until further order of the Court.

Order entered by the Court.

M.R.23856 - In re: Theresa Lea Jones. 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 Theresa Lea Jones is suspended from the practice of law for one (1) year.

Suspension effective October 11, 2010.

Respondent Theresa Lea Jones shall reimburse the Client Protection Program Trust 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.23860 - In re: Howard Eugene Towles. 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 Howard Eugene Towles is suspended from the practice of law for one (1) year and until further order of the Court.

Order entered by the Court.

M.R.23869 - In re: David Michael Wise. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent David Michael Wise, who has been disciplined in the State of Ohio, is suspended from the practice of law in the State of Illinois for one (1) year and until he is reinstated to the practice of law in Ohio.

Suspension effective October 11, 2010.

Respondent David Michael Wise shall reimburse the Client Protection Program Trust 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.23872 - In re: Terry L. Stranke. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Terry L. Stranke, who has been disciplined in the State of Ohio, is suspended from the practice of law in the State of Illinois for six (6) months.

Suspension effective October 11, 2010.

Respondent Terry L. Stranke shall reimburse the Client Protection Program Trust 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.23873 - In re: C. Wayne K. Davis. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent C. Wayne K. Davis, who has been disciplined in the State of Missouri, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.23875 - In re: Nicholas L'Ouverture Gerren, Jr. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Nicholas L'Ouverture Gerren, Jr., who has been disciplined in the State of Ohio, is suspended from the practice of law in the State of Illinois for eighteen (18) months.

Suspension effective October 11, 2010.

Respondent Nicholas L'Ouverture Gerren, Jr. shall reimburse the Client Protection Program Trust 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.23884 - In re: Richard Ivan Bass. 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 Ivan Bass is suspended from the practice of law for ninety (90) days.

Suspension effective October 11, 2010.

Respondent Richard Ivan Bass shall reimburse the Client Protection Program Trust 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.23891 - In re: James Richard Carey. 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 James Richard Carey is suspended from the practice of law for thirty (30) days.

Suspension effective October 11, 2010.

Respondent James Richard Carey shall reimburse the Client Protection Program Trust 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.23897 - In re: Kelly Christine Garland. Disciplinary Commission.

The motion by Kelly Christine Garland 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.23898 - In re: James Jerome Romberg. 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 James Jerome Romberg is suspended from the practice of law for three (3) months and until further order of the Court, with the suspension stayed in its entirety by a one (1) year period of probation subject to the following conditions:

a. Respondent shall continue his course of treatment with Leonard D. Elkun, M.D., or another psychiatrist approved by the Administrator ("the doctor"). Respondent shall fully comply with the recommendations of the doctor as to the nature and frequency of treatment. Respondent shall maintain a log of the dates and times of his attendance at treatment sessions and submit a copy of the log to the Administrator with the quarterly reports discussed in paragraph (c) below;

b. Respondent shall take all prescribed medications;

c. Respondent shall submit quarterly reports to the Administrator. Each quarterly report shall include the nature and extent of respondent's compliance with the conditions imposed herein, as well as information and documents necessary, in the opinion of the Administrator, to confirm respondent's compliance. Respondent shall provide any appropriate releases authorizing the Administrator to obtain information verifying his compliance, including his participation and progress in treatment and his compliance with any treatment plan;

d. Respondent shall provide to the doctor an appropriate release authorizing the doctor as follows: (1) on at least a quarterly basis, to disclose to the Administrator information pertaining to respondent's participation and progress in treatment; (2) to respond to the Administrator's inquiries concerning respondent's mental or emotional state and compliance with any treatment plan;

e. Respondent shall notify the Administrator within fourteen (14) days of any proposed change in treatment professionals. Any proposed change in psychiatrist must be acceptable to the Administrator;

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

g. Respondent shall notify the Administrator within fourteen (14) days of any change of address, employment or doctor;

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

i. Probation shall be revoked if respondent is found to have violated any of the conditions of his probation. The suspension of three (3) months and until further order of the Court shall commence on the date that probation is revoked.

Respondent James Jerome Romberg shall reimburse the Client Protection Program Trust 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.23909 - In re: Peter Reynolds Coladarci. Disciplinary Commission.

The petitions by the Administrator of the Attorney Registration and Disciplinary Commission and respondent Peter Reynolds Coladarci for leave to file exceptions to the report and recommendation of the Review Board are denied. Respondent Peter Reynolds Coladarci is suspended from the practice of law for three (3) months, as recommended by the Review Board.

Suspension effective October 11, 2010.

Respondent Peter Reynolds Coladarci shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

Fitzgerald, C.J., took no part.

M.R.23912 - In re: Ravi Kanwal. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Ravi Kanwal, who has been disciplined in the State of Colorado, is suspended from the practice of law in the State of Illinois for one (1) year and one (1) day and until he is reinstated to the practice of law in Colorado.

Suspension effective October 11, 2010.

Respondent Ravi Kanwal shall reimburse the Client Protection Program Trust 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.23916 - In re: Gilda Vahdani Amini. 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 Gilda Vahdani Amini is suspended from the practice of law for six (6) months.

Suspension effective October 11, 2010.

Respondent Gilda Vahdani Amini shall reimburse the Client Protection Program Trust 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.23933 - In re: Steven R. Robertson. 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 Steven R. Robertson 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.23935 - In re: Beverly B. Mann. Disciplinary Commission.  
23913

(23935) The petition by respondent Beverly B. Mann for leave to file exceptions to the report and recommendation of the Review Board is denied. Respondent is suspended from the practice of law for two (2) years and until further order of the Court, as recommended by the Review Board.

Order entered by the Court.

Burke, J., took no part.

(23913) 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 denied as moot.

Order entered by the Court.

Burke, J., took no part.

M.R.23936 - In re: Elliot James Peskind. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for reciprocal discipline pursuant to Supreme Court Rule 763 is allowed. Respondent Elliot James Peskind, who has been disciplined in the State of Arizona, is censured in the State of Illinois and placed on probation until he successfully completes the terms of his probations imposed by the Supreme Court of Arizona.

Order entered by the Court.

M.R.23937 - In re: Thaddeus James Hunt. 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 Thaddeus James Hunt is disbarred.

Order entered by the Court.

M.R.23944 - In re: Robert Raymond Jung. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for reciprocal discipline pursuant to Supreme Court Rule 763 is allowed. Respondent Robert Raymond Jung, who has been disciplined in the State of Arizona, is suspended from the practice of law in the State of Illinois for eight (8) months and until he is reinstated to the practice of law in Arizona, and respondent is placed on probation until his current period of probation in Arizona is successfully completed.

Suspension effective October 11, 2010.

Respondent Robert Raymond Jung shall reimburse the Client Protection Program Trust 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.23950 - In re: Kenneth Alan Runes. 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 Kenneth Alan Runes is disbarred.

Order entered by the Court.

M.R.23951 - In re: Chad William Sabora. 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 Chad William Sabora 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.23953 - In re: Timothy John Walsh. 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 Timothy John Walsh is suspended from the practice of law for two (2) years and until further order of the Court, with all but the first five (5) months of the suspension stayed by a three (3) year period of probation subject to the following conditions, with the conditions set forth in subparagraphs (a) through (f) to begin immediately upon entry of the Court's final order of discipline:

a. Respondent shall abstain from alcohol and controlled substances unless prescribed by a physician. Respondent shall use prescribed controlled substances only as directed by the physician. Respondent shall report to the Administrator any use of alcohol or unprescribed controlled substances within seventy-two (72) hours of such use;

b. Upon the Administrator's request, respondent shall submit to random drug testing at a facility approved by the Administrator within eight (8) hours of receiving notice that he shall submit to testing. The result of each test shall be reported to the Administrator. Respondent shall pay any and all costs related to such testing;

c. Respondent shall enroll in a chemical dependency treatment program acceptable to the Administrator, and shall advise the Administrator of any change in his participation in the program that may be deemed warranted by the administrators of the program under the circumstances;

d. Respondent shall comply with the course of treatment recommended by a qualified mental health professional acceptable to the Administrator, and respondent shall keep the Administrator informed, as requested, of his current course of treatment, and any change in the course of treatment;

e. Respondent shall provide to all qualified mental health professionals from whom he receives treatment an appropriate release authorizing the treating professional:

i. to disclose to the Administrator on a quarterly basis information pertaining to the nature of and respondent's compliance with any treatment plan established with respect to respondent's condition;

ii. to promptly report to the Administrator respondent's failure to comply with any part of an established treatment plan;

iii. to respond to any specific inquiries by the Administrator regarding respondent's mental or emotional state or compliance with any established treatment plan;

f. Respondent shall participate in a Caduceus group administered by the Lawyers' Assistance Program, and shall maintain a log of his attendance at the meetings of the group and submit it to the Administrator with his quarterly reports;

g. Respondent shall establish and utilize a system for the handling of funds belonging to clients and third parties and the maintenance of records that conforms to the requirements of Rule 1.15 of the Illinois Rules of Professional Conduct and instructions provided to respondent by the Administrator, including:

#### Trust Account Procedures

Basic accounting records that must be maintained daily and accurately:

Account Check Register - List sequentially all trust account deposits and trust account checks and maintain a current and accurate daily balance on the trust account.

Account Receipts Journal - List chronologically all deposits into the trust account. Each deposit will list the date of the deposit, the source of each deposit, the client matter, the deposit number and the amount of the deposit. Maintain a copy of each item deposited.

Account Disbursement Journal - List chronologically all trust account disbursements. Identify each disbursement with the date of the disbursement check, the trust account check number, the payee, the purpose of the disbursement, the client matter and the amount of the disbursement check.

Client Ledger Journal - List chronologically for each client matter all receipts, disbursements and remaining balances. Prepare a separate page for each client matter and list chronologically all receipts and disbursements and remaining balances for each client matter.

Source documents, which must be preserved for seven (7) years:

Bank statements

Deposit slips

Cancelled checks - All trust account checks must have a named payee (no checks written to "cash") and the memo portion of the check must contain a reference to a client matter.

Time and billing records

Copies of records from client files that are necessary for a full understanding of the lawyer's financial transactions with the client: e.g., retainer and engagement agreements.

Settlement statements to clients showing the disbursement of the settlement proceeds; bills sent to clients and records of payments to other lawyers or non-employees for services rendered.

#### Reconciliation

There must be a running balance maintained for all ledgers and account books. The balances in the client ledger journal must be reconciled each month with the balances in the trust receipts and disbursement journals, the account checkbook register and the bank statements. Records of each reconciliation must be maintained for seven (7) years.

h. Respondent shall continue to have Scott Carlson, CPA, or any other qualified individual acceptable to the Administrator, handle the financial records related to respondent's client trust account, including reconciliation of the account on a monthly basis, and maintaining ledgers for the account;

i. Respondent shall submit quarterly reports to the Administrator on the following dates of each year: March 30, June 30, September 30 and December 30. Each quarterly report shall include the nature and extent of respondent's compliance with the conditions imposed herein, as well as information and documents necessary, in the opinion of the Administrator, to confirm respondent's compliance. Respondent shall provide any appropriate releases authorizing the Administrator to obtain information verifying his compliance, including his participation in evaluations, his participation and progress in treatment and his compliance with any treatment plan;

j. Respondent shall attend meetings scheduled by the Commission probation office 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;

k. Respondent shall comply with the Illinois Rules of Professional Conduct, and he shall report to the Administrator any violation of the Illinois Rules of Professional Conduct in which he engaged during the period of suspension and/or probation in this matter;

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

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

n. Probation will terminate without further order of the Court upon satisfaction of the above conditions.

Suspension effective October 11, 2010.

Respondent Timothy John Walsh shall reimburse the Client Protection Program Trust 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.23955 - In re: Brainerd William LaTourette, III.  
Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Brainerd William LaTourette, III, who has been disciplined in the State of Missouri, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.23959 - In re: Chad Michael Manuel. 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 Chad Michael Manuel is suspended from the practice of law for one (1) year and until further order of the Court.

Order entered by the Court.

M.R.23980 - In re: Bradford Thomas Yaker. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Bradford Thomas Yaker, who has been disciplined in the State of Michigan, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.23982 - In re: James A. Reskin. Disciplinary Commission.

The motion by James A. Reskin 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.24032 - In re: Joseph Patrick Collins. Disciplinary Commission.

The motion by Joseph Patrick Collins 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.24053 - In re: Alan Samuel Cohen. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Alan Samuel Cohen, who has been disciplined in the State of Missouri, is disbarred in the State of Illinois.

Order entered by the Court.