

SUPREME COURT OF ILLINOIS

THURSDAY, MAY 18, 2017

THE COURT MADE THE FOLLOWING ANNOUNCEMENTS:

MISCELLANEOUS RECORD

- M.R.028531 - In re: Irina Pavchinskaya. Disciplinary Commission.
- Motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board.
Allowed. Respondent Irina Pavchinskaya is disbarred.
- Order entered by the Court.
- M.R.028574 - In re: Everett Walton. Disciplinary Commission.
- Petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763.
Allowed. Respondent Everett Walton, who has been disciplined in the state of Hawai'i, is reprimanded in the State of Illinois.
- Order entered by the Court.
- M.R.028596 - In re: Dennis Brian Porick. Disciplinary Commission.
- Petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b).
Allowed. Respondent Dennis Brian Porick is suspended from the practice of law for eighteen (18) months.
- Suspension effective June 8, 2017.
- Respondent Dennis Brian Porick 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.028601

- In re: Gary J. Stern. Disciplinary Commission.

Motion by Gary J. Stern to strike his name from the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 762(a). Allowed. Effective immediately.

Order entered by the Court.

M.R.028614

- In re: Debra Jean Fickler. Disciplinary Commission.

Petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763. Allowed. Respondent Debra Jean Fickler, who has been disciplined in the State of Kansas, is suspended from the practice of law in the State of Illinois for three (3) years and until she is reinstated in the State of Kansas.

Suspension effective June 8, 2017.

Respondent Debra Jean Fickler 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.028618

- In re: Jay Lawrence Miller. Disciplinary Commission.

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. Denied. Respondent Jay Lawrence Miller is suspended from the practice of law for one (1) year and until he successfully completes the Attorney Registration and Disciplinary Commission Professionalism Seminar, as recommended by the Review Board.

Suspension effective June 8, 2017.

Respondent Jay Lawrence Miller 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.028619 - In re: Walter L. Henderson. Disciplinary Commission.

Petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763. Allowed. Respondent Walter L. Henderson, who has been disciplined in the State of Arizona, is reprimanded in the State of Illinois.

Order entered by the Court.

M.R.028620 - In re: Greg H. Leitich. Disciplinary Commission.

Petition by Greg H. Leitich to be placed on permanent retirement status pursuant to Supreme Court Rule 756(a)(8). Allowed. Effective immediately.

Order entered by the Court.

M.R.028631 - In re: Laird James Heal. Disciplinary Commission.

Petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763. Allowed. Respondent Laird James Heal, who has been disciplined in the State of Massachusetts, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.028641 - In re: Dalton Payne Grief. Disciplinary Commission.

Motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board. Allowed. Respondent Dalton Payne Grief is suspended from the practice of law for nine (9) months.

Suspension effective June 8, 2017.

Respondent Dalton Payne Grief 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.028642

- In re: Jeffrey Mark Isaacson. Disciplinary Commission.

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

Allowed. Respondent Jeffrey Mark Isaacson is suspended from the practice of law for one (1) year and until further order of the Court, with the suspension stayed after six (6) months by a one (1) year period of probation subject to the following conditions:

a. Respondent shall comply with the provisions of Article VII of the Illinois Supreme Court Rules on Admission and Discipline of Attorneys and the Illinois Rules of Professional Conduct and shall timely cooperate with the Administrator in providing information regarding any investigations relating to his conduct;

b. Respondent shall reimburse the Commission for the costs of this proceeding as defined in Supreme Court Rule 773 and, at least thirty (30) days prior to the termination of the period of probation, shall reimburse the Commission for any further costs incurred during the period of probation;

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

d. Respondent shall notify the Administrator within seven (7) days of any arrest or charge alleging his violation of any criminal or quasi-criminal statute or ordinance;

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

f. Respondent shall notify the Administrator within fourteen (14) days of any change of address;

g. Probation shall be revoked if respondent is found to have violated any of the terms of probation. The remaining six-month 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;

h. Probation shall terminate without further order of court provided that respondent complies with the above conditions;

i. Respondent shall successfully complete the Attorney Registration and Disciplinary Commission Professionalism Seminar within the first six (6) months of probation;

j. Respondent shall, within the first thirty (30) days of probation, establish a relationship with an attorney, acceptable to the Administrator, who will monitor, assess and implement appropriate law office management practices in respondent's practice of law. Respondent shall receive approval from the Administrator of any change in attorney monitor. Respondent shall meet with the attorney monitor at least once per month concerning respondent's practice of law. Respondent shall successfully complete the law office management program at least thirty (30) days prior to the end of the probation term. Through respondent's participation in the law office management program, respondent shall establish and utilize the following:

- i. a system for maintaining records as required by Supreme Court Rule 769;
- ii. a diary and docketing system, including a mechanism by which approaching statutes of limitations and other filing deadlines are noted;
- iii. a system by which telephone messages are recorded and telephone calls are returned in a timely manner;
- iv. a system by which written requests by clients for the status of their legal matters are answered, either orally or in writing, in a timely matter;

- v. a system whereby clients are apprised at the outset of representation of the basis upon which fees will be calculated and costs paid;
 - vi. for cases in which the fee is to be calculated on an hourly basis, a system by which clients are provided with regular itemized billing statements provided at least quarterly, setting forth the services performed by respondent, the date upon which each service was performed, the time spent by respondent on each service and the amount to be charged to the client;
 - vii. for cases in which a retainer is paid, a system by which clients are provided with fee agreements that clearly identify and define the kind of general retainer, security retainer, or advanced payment retainer being paid; and
 - viii. a system for all fee agreements to state whether the funds paid remain the property of the client until used to pay for services rendered or expenses incurred and will be deposited into a client trust account or whether the funds are earned when paid and immediately become property of the lawyer;
- k. A system for the handling of funds belonging to clients and third parties 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 the following 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 disbursements 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 to 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 and 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. Maintain a copy of each canceled check or other evidence of disbursement;

client Ledger Journal – list chronologically for each client matter all receipts, disbursements and remaining balances, preparing a separate page for each client matter and listing chronologically all receipts and disbursements and remaining balances for each client matter; and

reconciliation reports – maintain a running balance for all ledger and account books. The balances in the client ledger journal must be reconciled each month with the balances in the receipt and disbursement journals, the account checkbook register and the bank statements. Copies of each reconciliation report and supporting records and journals, demonstrating respondent's compliance with Rule 1.15, shall be provided to the Administrator on a quarterly basis; and

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;

reconciliation reports and records;

time and billing records; and

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; and

I. Respondent shall authorize the law office management attorney monitor to:

- i. disclose to the Administrator on a quarterly basis, by way of signed reports, information pertaining to the nature of respondent's compliance with the law office management program and the above-described conditions;
- ii. promptly report to the Administrator respondent's failure to comply with any part of the above-described conditions; and

- iii. respond to any inquiries by the Administrator regarding respondent's compliance with the above-described conditions.

Suspension effective June 8, 2017.

Order entered by the Court.

- M.R.028647 - In re: Diane Marie Wilkins. Disciplinary Commission.

Petition by respondent Diane Marie Wilkins for leave to file exceptions to the report and recommendation of the Review Board. Denied. Respondent Diane Marie Wilkins 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.

- M.R.028652 - In re: George Krasnik. Disciplinary Commission.

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. Denied. Respondent George Krasnik is reprimanded and required to successfully complete the Attorney Registration and Disciplinary Commission Professionalism Seminar within one (1) year of the Court's order of discipline, as recommended by the Review Board majority.

Order entered by the Court.

- M.R.028653 - In re: Craig Allan Goode. Disciplinary Commission.

Motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board. Allowed. Respondent Craig Allan Goode is disbarred.

Order entered by the Court.

- M.R.028655 - In re: Richard Carl Moenning. Disciplinary Commission.
- Motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Review Board. Allowed. Respondent Richard Carl Moenning is disbarred.
- Order entered by the Court.
- M.R.028663 - In re: John Lawrence Steele. Disciplinary Commission.
- Motion by John Lawrence Steele to strike his name from the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 762(a). Allowed. Effective immediately.
- Order entered by the Court.
- M.R.028670 - In re: Francis Joseph Coyle. Disciplinary Commission.
- Petition by respondent Francis Joseph Coyle for leave to file exceptions to the report and recommendation of the Review Board. Denied. Respondent Francis Joseph Coyle, Jr. is disbarred, as recommended by the Review Board.
- Order entered by the Court.
- Kilbride, J. took no part.
- M.R.028675 - In re: Dmitry N. Feofanov. Disciplinary Commission.
- Petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b). Allowed. Respondent Dmitry N. Feofanov is censured.
- Order entered by the Court.

- M.R.028682 - In re: Alecia Marie Schmuhl. Disciplinary Commission.
- Motion by Alecia Marie Schmuhl to strike her name from the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 762(a). Allowed. Effective immediately.
- Order entered by the Court.
- M.R.028686 - In re: Mark E. Broaddus. Disciplinary Commission.
- Petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b). Allowed. Respondent Mark E. Broaddus is censured.
- Order entered by the Court.
- M.R.028687 - In re: Karlo Michael Karacic. Disciplinary Commission.
- Petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b). Allowed. Respondent Karlo Michael Karacic is censured.
- Order entered by the Court.