

SUPREME COURT OF ILLINOIS

MONDAY, MAY 18, 2009

THE COURT MADE THE FOLLOWING ANNOUNCEMENTS:

MISCELLANEOUS RECORD

M.R.22688 - In re: David Thomas Odom. Disciplinary Commission.

The petitions by the Administrator of the Attorney Registration and Disciplinary Commission and respondent David Thomas Odom for leave to file exceptions to the report and recommendation of the Review Board are allowed. Respondent is suspended from the practice of law for eighteen (18) months.

Suspension effective June 8, 2009.

Respondent David Thomas Odom 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.22993 - In re: Peggy Ann Doheny. Disciplinary Commission.

The motion by Peggy Ann Doheny 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.23011 - In re: Robert Eugene Bennett. 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 Robert Eugene Bennett is suspended from the practice of law for thirty (30) days.

Suspension effective June 8, 2009.

Respondent Robert Eugene Bennett 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.23012 - In re: Ryan Jon Schmidt. 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 Ryan Jon Schmidt 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.23022 - In re: Li Nan Chiang. Disciplinary Commission.

The petition by respondent Li Nan Chiang for leave to file exceptions to the report and recommendation of the Review Board is denied. As recommended by the Review Board, respondent is suspended from the practice of law for five (5) months and until further order of the Court, with the suspension stayed after the first one hundred twenty (120) days and respondent placed on probation for two (2) years, subject to the following conditions:

a. Respondent shall comply with 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 take at least twenty-five (25) hours of continuing legal education courses in the area of immigration practice and procedure, such classes to be approved by the Administrator;

c. Within the first thirty (30) days of probation, respondent shall meet with a licensed attorney who concentrates in the area of immigration law and is acceptable to the Administrator, to arrange a mentoring relationship. Thereafter, respondent shall meet with the mentoring attorney at least once each month. Respondent shall notify the Administrator of the name, address, and telephone number of the mentor and shall cooperate with the mentor in the assessment of respondent's skill and preparation of client matters;

d. Respondent shall authorize his mentor to disclose to the Administrator, on at least a quarterly basis, information about the nature of respondent's cooperation with the mentor and respondent's skill and preparation of client matters. Respondent shall authorize the lawyer mentor to report to the Administrator any lapses in respondent's skill and preparation of client matters, and the mentor's general appraisal of respondent's competence in the practice of law;

e. 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;

f. Respondent 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;

g. Probation shall be revoked if respondent is found to have violated any of the terms of probation. The remainder of the 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

h. If respondent successfully completes the term of his probation, the probation shall terminate without further order of the Court.

Suspension effective June 8, 2009.

Order entered by the Court.

M.R.23030 - In re: Marc Bradley Jacobs. Disciplinary Commission.

The motion by Marc Bradley Jacobs 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.23031 - In re: Harry E. Defourneau. 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 Harry E. Defourneau is suspended from the practice of law for six (6) months.

Suspension effective June 8, 2009.

Respondent Harry E. Defourneau 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.23053 - In re: Cornelius Thomas Ducey, 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 Review Board is allowed, and respondent Cornelius Thomas Ducey, Jr. 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.23055 - In re: Craig Carnell Cunningham. 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 Craig Carnell Cunningham is suspended from the practice of law for one (1) year, with the last seven (7) months stayed by a one (1) year period of probation subject to the following conditions:

a. At least thirty (30) days prior to the end of the probation term, respondent shall attend and successfully complete the course conducted by the Illinois Professional Responsibility Institute;

b. Respondent shall, within the first thirty (30) days of probation, enroll in a law office management program approved by the Administrator and notify the Administrator of the name of the attorney with whom he is assigned to work. Respondent shall successfully complete the law office management program at least thirty (30) days prior to the end of the probation term. Through his participation in the law office management program, Respondent shall establish and utilize the following:

(1) a system for maintaining records as required by Supreme Court Rule 769;

(2) a diary and docketing system in accordance with the requirements established by the law office management program, including a mechanism by which approaching statutes of limitations are noted;

(3) a system by which telephone messages are recorded and telephone calls are returned in a timely manner;

(4) a system by which written requests by clients for the status of their legal matters are responded to, whether orally or in writing, in a timely manner;

(5) 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; and a system for 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.

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 the nature of respondent's compliance with the law office management program and the above-described conditions;

(2) promptly report to the Administrator respondent's failure to comply with any part of the above-described conditions; and,

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

d. Respondent shall reimburse the Commission for the costs of this proceeding as defined in Supreme Court Rule 773;

e. 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;

f. 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;

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

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

i. Probation shall be revoked if respondent is found to have violated any of the terms of probation, and respondent shall be suspended for the remaining seven (7) months of his suspension, commencing on the date his probation is revoked.

Suspension effective June 8, 2009.

Order entered by the Court.

M.R.23069 - In re: Robert William Rooney, 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, and respondent Robert William Rooney, Jr. is suspended from the practice of law for three (3) years.

Suspension effective June 8, 2009.

Respondent Robert William Rooney, 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.23070 - In re: Daniel Cass Mills. 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 Daniel Cass Mills is suspended from the practice of law for two (2) years and until further order of the Court.

Order entered by the Court.

Garman, J., took no part.

M.R.23071 - In re: Daniel Cass Mills. Disciplinary Commission.

Respondent Daniel Cass Mills having been disciplined on consent on May 18, 2009, in case No. M.R. 23070, the instant case is closed.

Order entered by the Court.

Garman, J., took no part.

M.R.23074 - In re: Eric R. Romer. 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 Eric R. Romer is suspended from the practice of law for three (3) months.

Suspension effective June 8, 2009.

Respondent Eric R. Romer 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.23075 - In re: Doris Katherine Nagel. 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 Doris Katherine Nagel is suspended from the practice of law for one (1) year and until further order of the Court, with the suspension stayed in its entirety by a two (2) year period of probation, subject to the following conditions:

a. Respondent shall continue her course of treatment with Dr. Drew Mjoen, or another qualified therapist acceptable to the Administrator, and shall report to Dr. Mjoen or such other qualified therapist on a regular basis of not less than once per month, with the Administrator advised of any change in attendance deemed warranted by such professional;

b. During the first thirty (30) days of probation, respondent shall come under the care of a psychiatrist and shall report to the psychiatrist on a regular basis of not less than once per month, with the Administrator advised of any change in attendance deemed warranted by such professional;

c. Respondent shall comply with all treatment recommendations of her treating therapist and psychiatrist, including the taking of medications as prescribed;

d. Respondent shall provide to her treating psychiatrist, and to Dr. Mjoen, an appropriate release authorizing the treating professionals 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 plans;

e. Respondent shall notify the Administrator within fourteen (14) days of any change in treatment professionals;

f. 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 her practice of law and the nature and extent of her compliance with the conditions of probation;

g. Respondent shall abstain from the usage of alcohol or any unprescribed controlled substances;

h. Respondent shall, upon request by the Administrator, submit to random substance testing by a health professional or facility approved by the Administrator, within eight (8) hours of receiving notice by the Administrator that she 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;

i. Respondent shall report to the Administrator any lapse in her sobriety within seventy-two (72) hours of that lapse;

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

k. Probation shall be revoked if respondent is found to have violated any of the terms of probation, and respondent's suspension for one (1) year and until further order of the Court shall commence on the date her probation is revoked.

Respondent Doris Katherine Nagel 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/probation.

Order entered by the Court.

M.R.23076 - In re: Dennis Charles Segovia. 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 Dennis Charles Segovia is disbarred.

Order entered by the Court.

M.R.23079 - In re: Manos Kavvadias. 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 Manos Kavvadias is suspended from the practice of law for one (1) year.

Suspension effective June 8, 2009.

Respondent Manos Kavvadias 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.23083 - In re: David Charles Tokoph. 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 Charles Tokoph 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.23084 - In re: Sheldon Lee Banks. 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 Sheldon Lee Banks is censured.

Order entered by the Court.