

SUPREME COURT OF ILLINOIS

WEDNESDAY, JANUARY 19, 2011

THE COURT MADE THE FOLLOWING ANNOUNCEMENTS:

MISCELLANEOUS RECORD

M.R.24112 - In re: Mitchell Brian Stoddard. Disciplinary Commission.

The motion by respondent Mitchell Brian Stoddard for a hearing on the Administrator's petition for reciprocal discipline is denied.

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 Mitchell Brian Stoddard, who has been disciplined in the State of Missouri, is reprimanded in the State of Illinois.

Order entered by the Court.

M.R.24147 - In re: Wigmor Ponce Gadia. 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 Wigmor Ponce Gadia 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.24152 - In re: Salvatore R. Marzullo. Disciplinary Commission.

The Administrator of the Attorney Registration and Disciplinary Commission having filed an answer excepting to the petition of Salvatore R. Marzullo for restoration to active status pursuant to Supreme Court Rule 759, the petition and answer are referred to the Hearing Board which shall hear the matter.

Order entered by the Court.

M.R.24166 - In re: Bradford Francis Wisniewski. 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 Bradford Francis Wisniewski is disbarred.

Order entered by the Court.

M.R.24186 - In re: F. Patrick Davis. 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. Respondent F. Patrick Davis, who has been disciplined in the State of Missouri, is suspended from the practice of law in the State of Illinois for two (2) years, with the suspension stayed in its entirety and respondent placed on probation for two (2) years subject to the conditions of probation imposed upon respondent by the Supreme Court of Missouri.

Respondent F. Patrick Davis 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.24187 - In re: John Patrick Fadden. 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 Patrick Fadden is suspended from the practice of law for sixty (60) days.

Suspension effective February 9, 2011.

Respondent John Patrick Fadden 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.24199 - In re: Guy Vincent Croteau. 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 Guy Vincent Croteau is suspended from the practice of law for three (3) years and until further order of the Court and until respondent makes restitution of unearned fees to Clive Wade, Leonel Gomez, Shazaad and Mariel Ahmed, and Isafengo Bongwele.

Order entered by the Court.

M.R.24201 - In re: Joseph Paul Abraham, III. 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. Respondent Joseph Paul Abraham, III, who has been disciplined in the State of Florida, is suspended from the practice of law in the State of Illinois for ninety (90) days and placed on probation for one (1) year subject to the conditions of probation imposed upon respondent by the Supreme Court of Florida.

Suspension effective February 9, 2011.

Respondent Joseph Paul Abraham, III 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.24212 - In re: Eric Tyrone Tolen. Disciplinary Commission.

The motion by Eric Tyrone Tolen 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.24213 - In re: Steven Sam Koukios. 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 Sam Koukios is censured and directed to successfully complete the course offered by the Illinois Professional Responsibility Institute within one (1) year of entry of this order.

Order entered by the Court.

Thomas, J., took no part.

M.R.24214 - In re: Paul Mathew Bach. 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 Paul Mathew Bach is suspended from the practice of law for sixty (60) days.

Suspension effective February 9, 2011.

Respondent Paul Mathew Bach 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.24215 - In re: Ian Jackson Sharping. 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 Ian Jackson Sharping 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.24216 - In re: Donald John Pochopien. 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 Donald John Pochopien is suspended from the practice of law for one (1) year, as recommended by the Review Board.

Suspension effective February 9, 2011.

Respondent Donald John Pochopien 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.24217 - In re: Harry E. DeFourneau. Disciplinary Commission.

The motion of movant Harry E. DeFourneau to strike his name from the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 762(a) is continued to February 16, 2011, to permit movant to file a new affidavit that strictly conforms to the alternative language of Supreme Court Rule 762(a)(2), if movant desires to maintain the motion. If a new affidavit is not filed by the due date, the name-strike motion will be denied without further notice.

Order entered by the Court.

M.R.24218 - In re: America Lenore McAlpin. 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. Respondent America Lenore McAlpin, who has been disciplined in the State of Indiana, is suspended from the practice of law in the State of Illinois for six (6) months, with the suspension entirely stayed by a period of probation for at least one (1) year subject to the conditions imposed upon respondent by the Supreme Court of Indiana.

Respondent America Lenore McAlpin 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.24219 - In re: Peter Raymond Vogel. 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 Peter Raymond Vogel 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.24223 - In re: Gerald Joseph Harvath. 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. Respondent Gerald Joseph Harvath, who has been disciplined in the State of Missouri, is suspended from the practice of law in the State of Illinois for six (6) months, with the suspension entirely stayed by a one (1) year period of probation subject to the conditions imposed upon respondent by the Supreme Court of Missouri.

Respondent Gerald Joseph Harvath 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.24237 - In re: James Rodney Reppy. 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 Rodney Reppy 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.24275 - In re: Larry E. Smith. 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 Larry E. Smith is suspended from the practice of law for nine (9) months.

Suspension effective February 9, 2011.

Respondent Larry E. Smith 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.24287 - In re: Randolph Karl Blomberg. 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 Randolph Karl Blomberg is suspended from the practice of law for two (2) years 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, with all of the conditions to take effect on the effective date of this Court's final order of discipline (except for the requirement of condition (i) that respondent provide the name and contact information of his 12-step sponsor to the Administrator within fourteen (14) days of being placed on probation):

a. Respondent shall abstain from the usage of alcohol and any unprescribed controlled substances;

b. Respondent shall participate in an individually-tailored chemical dependency program through Resurrection Behavioral Health;

c. Respondent shall continue in his course of treatment with Dr. Leonard Elkun, or such other qualified mental health professional acceptable to the Administrator, and shall report to Dr. Elkun or such other qualified mental health professional 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;

d. Respondent shall comply with all treatment recommendations of Dr. Elkun or such other qualified mental health professional, including the taking of medications as prescribed;

e. Respondent shall provide to Dr. Elkun, or such other qualified mental health professional, and to Resurrection Behavioral Health an appropriate release authorizing the treating professional and Resurrection Behavioral Health 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;

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

g. Respondent shall, as required by the Administrator, submit to random substance testing by a qualified mental health professional or facility approved by the Administrator, within eight (8) 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 participate in a 12-step program such as Cocaine Anonymous, Narcotics Anonymous, Alcoholics Anonymous and/or the Lawyers' Assistance Program, by attending at least two (2) meetings a week. Respondent is to maintain a log of his attendance at the meetings and submit it to the Administrator with the quarterly reports referred to in sub-paragraph (1), below;

i. Respondent shall maintain a sponsor in the 12-step program and shall provide the name, address and telephone number of the sponsor to the Administrator within fourteen (14) 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 12-step program and report any lapses in sobriety or usage of unprescribed controlled substances to the Administrator within seventy-two (72) hours of his knowledge of that usage;

j. Respondent shall report to the Administrator any lapse in his sobriety or usage of any unprescribed controlled substances within seventy-two (72) hours of that usage;

k. 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;

l. 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;

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

n. 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;

o. Respondent shall reimburse the Commission for 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;

p. 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 conduct;

q. The conditions of probation shall commence upon the effective date of the order imposing discipline, other than the identification of his 12-step sponsor as provided in condition (i), above, and probation shall be revoked if respondent is found to have violated any term of probation. The remaining two (2) year 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

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

Order entered by the Court.

M.R.24305 - In re: Forrest David Laidley. Disciplinary Commission.

The motion by Forrest David Laidley 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.

Theis, J., took no part.

M.R.24306 - In re: Dave Ellis Compton. Disciplinary Commission.

The motion by Dave Ellis Compton 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.