

SUPREME COURT OF ILLINOIS

FRIDAY, MARCH 18, 2005

THE FOLLOWING ANNOUNCEMENT IS MADE:

MISCELLANEOUS RECORD

M.R. 3140 - Adoption and Amendment of Supreme Court Rules.

Effective immediately, Supreme Court Rule  
303(a)(4) is corrected and Supreme Court Rule  
306A is amended.

SUPREME COURT OF ILLINOIS

FRIDAY, MARCH 18, 2005

THE COURT MADE THE FOLLOWING ANNOUNCEMENTS:

MISCELLANEOUS RECORD

M.R.19436 - In re: Brenda Joyce Stidham. Disciplinary Commission.

The Administrator's motion to vacate reciprocal discipline pending final disciplinary action in a foreign state is allowed. The order of September 24, 2004, suspending respondent Brenda Joyce Stidham from the practice of law in the State of Illinois for six (6) months and until respondent is reinstated in the State of Texas pursuant to Supreme Court Rule 763 is vacated.

Order entered by the Court.

M.R.19844 - In re: Earl Louis Washington. Disciplinary Commission.

The petition by respondent Earl Louis Washington for leave to file exceptions to the report and recommendation of the Review Board is denied. As recommended by the Review Board, in part, respondent is suspended from the practice of law for nine (9) months and until he makes restitution to Rose Booker in the amount of \$2,500.

Suspension effective April 8, 2005.

Respondent Earl Louis Washington 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.19891 - In re: John Larose Harshman. 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 Larose Harshman is suspended from the practice of law for one (1) year.

Suspension effective April 8, 2005.

Respondent John Larose Harshman 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.19930 - In re: Marshall Kolodenko. 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 Marshall Kolodenko 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.19931 - In re: John Crane King. 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 John Crane King, who has been disciplined in the State of Kansas, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.19932 - In re: Steven Werner Effman. 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 Werner Effman, who has been disciplined in the State of Florida, is suspended from the practice of law for ninety-one (91) days in the State of Illinois.

Suspension effective April 8, 2005.

Respondent Steven Werner Effman 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.19933 - In re: Sylvester C. Lin. 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 Sylvester C. Lin is suspended from the practice of law for three (3) years and until further order of the Court. Before filing any petition for reinstatement, respondent shall provide proof to the Administrator that he has made restitution of \$4,000 to Yu Lan Chen, \$1,200 to Chen Ko, and \$2,000 to Alice Ng.

Order entered by the Court.

M.R.19938 - In re: Lewis Stanton Dotson. Disciplinary Commission.

The petition by respondent Lewis Stanton Dotson 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 one (1) year, as recommended by the Review Board.

Suspension effective April 8, 2005.

Respondent Lewis Stanton Dotson 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.19947 - In re: Slava Aaron Tenenbaum. 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 Slava Aaron Tenenbaum is censured.

Order entered by the Court.

M.R.19948 - In re: Herbert E. Cleveland. Disciplinary Commission.

The motion by Herbert E. Cleveland 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.19949 - In re: Jan Josef Sufie. 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 Jan Josef Sufie 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.19950 - In re: Robert M. Salzman. Disciplinary Commission.

The petition by respondent Robert M. Salzman 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 nine (9) months, as recommended by the Review Board.

Suspension effective April 8, 2005.

Respondent Robert M. Salzman 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.19951 - In re: Sean Holden Sleeper. 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 Sean Holden Sleeper is disbarred.

Order entered by the Court.

M.R.19952 - In re: William Warren Thorsness, II and Gregory Francis Smith. 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. Respondents William Warren Thorsness, II and Gregory Francis Smith are each suspended from the practice of law for thirty (30) days.

Suspensions effective April 8, 2005.

Respondent William Warren Thorsness, II shall reimburse the Disciplinary Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Respondent Gregory Francis Smith 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.19966 - In re: Sandra Diane Scott. 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 Sandra Diane Scott is suspended from the practice of law for sixty (60) days.

Suspension effective April 8, 2005.

Respondent Sandra Diane Scott 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.19967 - In re: Richard Ritter Hilliard. 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 Richard Ritter Hilliard is suspended from the practice of law for five (5) months with the following conditions:

a. During the period of suspension, respondent shall continue treatment with Dr. Steven L. Briggs or a qualified health professional approved by the Administrator ("doctor") and shall comply with all recommendations of his doctor as to the nature and frequency of treatment;

b. During the period of suspension, respondent shall submit to the Administrator monthly reports from his doctor concerning the status of respondent's gambling problem and the nature and extent of his compliance with treatment recommendations; and

c. Within the first month of the period of suspension, respondent shall provide to his doctor an appropriate release to authorize the doctor, on a monthly basis, to respond to the Administrator's inquiries concerning the status of respondent's gambling problem and the nature and extent of his compliance with treatment recommendations.

Suspension effective April 8, 2005.

Respondent Richard Ritter Hilliard 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.19968 - In re: Jannice K. Whelan. 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 Jannice K. Whelan is disbarred.

Order entered by the Court.

M.R.19969 - In re: Eugene J. Petrungaro. Disciplinary Commission.

The motion by Eugene J. Petrungaro 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.19971 - In re: Glen Edward Drescher. Disciplinary Commission.

The motion by Glen Edward Drescher 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.19981 - In re: James John Jennings. 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. Respondent James John Jennings is suspended from the practice of law for three (3) months, with the suspension entirely stayed by a six (6)-month period of probation, subject to the following conditions:

1. 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 the deposit, the client matter, the deposit matter, 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.

Account Receipts Journal - List chronologically all deposits into the trust account. Each deposit will list the date of the deposit, the source of the 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 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.

Reconciliations

There must be a running balance 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 these reconciliations must be maintained for seven years.

2. During the period of probation, respondent shall meet with Counsel for the Administrator on at least a quarterly basis and shall provide the Administrator with any and all documentation and records requested in order to verify his compliance with Condition One (1);

3. During the period of probation, respondent shall successfully complete the Professionalism Seminar conducted by the Illinois Professional Responsibility Institute;

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

5. 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;

6. 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;

7. Probation shall be revoked if respondent is found to have violated any of the terms of probation. The three (3)-month period of suspension shall commence from the date of the determination that any term of probation has been violated.

Respondent James John Jennings 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.19983 - In re: Thomas R. Cirignani. 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 Thomas R. Cirignani is suspended from the practice of law for one (1) year and until further order of the Court.

The motion by respondent for retroactive imposition of discipline is denied.

Orders entered by the Court.

M.R.19992 - In re: Donald Kent Birner. Disciplinary Commission.

The motion by Donald Kent Birner for leave to file reply instanter is allowed.

The petition by Donald Kent Birner to expunge censure is denied.

Orders entered by the Court.

M.R.20004 - In re: Kevin Milton Myles. 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 Kevin Milton Myles, who has been disciplined in the State of Oregon, is suspended from the practice of law for sixty (60) days in the State of Illinois.

Suspension effective April 8, 2005.

Respondent Kevin Milton Myles 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.