

SUPREME COURT OF ILLINOIS

TUESDAY, SEPTEMBER 20, 2011

THE COURT MADE THE FOLLOWING ANNOUNCEMENTS:

MISCELLANEOUS RECORD

M.R.22475 - In re: Harry B. Madsen. Disciplinary Commission.

The petition by petitioner Harry B. Madsen for leave to file exceptions to the report and recommendation of the Review Board is denied. As recommended by the Review Board, the petition by Harry B. Madsen for reinstatement to the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 767 is denied.

Order entered by the Court.

M.R.22593 - In re: Earthleen Elizabeth Matthews McFerren. 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. The petition by Earthleen Elizabeth Matthews McFerren for restoration to active status pursuant to Supreme Court Rule 759 is allowed without conditions.

Order entered by the Court.

M.R.22990 - In re: Jeffrey Joseph Nepl. 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 is allowed, in part, and petitioner Jeffrey Joseph Nepl is reinstated to the practice of law, subject to the following conditions, which shall be applicable during petitioner's first three (3) years of reinstatement and until further order of the Court:

a. Petitioner 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. Petitioner 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;

c. Petitioner shall attend meetings as scheduled by the Commission probation officer. Petitioner 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 reinstatement;

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

e. Petitioner's practice of law shall be supervised by an attorney acceptable to the Administrator. Petitioner shall notify the Administrator of the name and address of any and all attorneys with whom he establishes a supervisory relationship, and shall provide notice to the Administrator of any change in supervising attorneys within fourteen (14) days of the change. Petitioner shall authorize the supervising attorney to provide a report in writing to the Administrator no less than once every quarter, regarding the nature of petitioner's work, the number of cases being handled by petitioner, and the supervisor's general appraisal of the petitioner's continued fitness to practice law;

f. Petitioner shall continue a course of treatment with Dr. Gonchigari Narayan, or other psychiatrist acceptable to the Administrator, and shall comply with all treatment recommendations of the psychiatrist, including scheduled office appointments and the taking of medications as prescribed. Petitioner is to maintain copies of all his purchases of prescribed medications and submit them to the Administrator with his quarterly reports;

g. Petitioner shall also continue in therapy with John Sample, a licensed clinical professional counselor, or other clinical counselor or therapist acceptable to the Administrator, in accordance with the recommendations of his treating psychiatrist, and shall comply with all treatment recommendations of the counselor or therapist;

h. Petitioner shall provide the necessary releases to authorize his psychiatrist, counselor or therapist to: (1) disclose to the Administrator on at least a quarterly basis information pertaining to the nature of the petitioner's compliance with any treatment plan established with respect to petitioner's condition; (2) promptly report to the Administrator petitioner's failure to comply with any part of an established treatment plan; and (3) respond to any inquiries by the Administrator regarding petitioner's mental or emotional state or compliance with any established treatment plans;

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

j. Petitioner shall abstain from the usage of alcohol and any unprescribed controlled substances;

k. Petitioner 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. Petitioner shall pay any and all costs of such testing;

l. Petitioner shall participate in a Caduceus program designed for chemically dependent professionals, or a 12-step program such as Cocaine Anonymous, Alcoholics Anonymous, or similar program acceptable to the Administrator, and attend at least one (1) meeting per week. Petitioner shall also maintain a log of his attendance at the meetings and submit it to the Administrator with his quarterly reports; and

m. Petitioner 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.

Order entered by the Court.

M.R.23481 - In re: Kim L. Harper. 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. The petition of Kim L. Harper for reinstatement to the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 767 is denied.

Order entered by the Court.

M.R.24566 - In re: John N. Dore. Disciplinary Commission.

The petition by respondent John N. Dore 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 five (5) months and until he successfully completes the Attorney Registration and Disciplinary Commission Professionalism Seminar, as recommended by the Review Board.

Suspension effective October 11, 2011.

Respondent John N. Dore 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.24569 - In re: Robert C. Thomas. 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. The Administrator's petition for leave to file exceptions shall stand as the brief of the Administrator-appellant. The brief of respondent-appellee Robert C. Thomas is due on or before October 25, 2011. Remaining briefs, if any, to be filed according to Supreme Court Rule 343.

Order entered by the Court.

M.R.24571 - In re: Herb N. Elesh. 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 Herb N. Elesh is suspended from the practice of law for six (6) months.

Suspension effective October 11, 2011.

Respondent Herb N. Elesh 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.24576 - In re: Steven Donald Grimm. 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 is suspended from the practice of law for two (2) years and until he pays restitution to the Estate of Rita Wandro in the amount of \$474,000, plus interest as provided by law.

Suspension effective October 11, 2011.

Respondent Steven Donald Grimm 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.24585 - In re: Jeffrey Michael McCarthy. 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 Jeffrey Michael McCarthy is suspended from the practice of law for six (6) months and until he pays restitution in the amount of \$2,500 to Lisa Chase.

Suspension effective October 11, 2011.

Respondent Jeffrey Michael McCarthy 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.24588 - In re: Becky Lynn Dahlgren. Disciplinary Commission.

The petition by respondent Becky Lynn Dahlgren 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 and until she completes a course on professionalism and law office management acceptable to the Administrator of the Attorney Registration and Disciplinary Commission.

Suspension effective October 11, 2011.

Respondent Becky Lynn Dahlgren 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.24590 - In re: Ryan M. Rosenthal. Disciplinary Commission.

The amended 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 M. Rosenthal is suspended from the practice of law for five (5) months and required to successfully complete the Attorney Registration and Disciplinary Commission Professionalism Seminar within the five (5) month suspension period.

Suspension effective October 11, 2011.

Respondent Ryan M. Rosenthal 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.24591 - In re: Darren Michael Malek. 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 Darren Michael Malek is censured.

Order entered by the Court.

M.R.24592 - In re: Hector Francisco Scarano. 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 Hector Francisco Scarano is suspended from the practice of law for three (3) months and until he pays restitution in the amount of \$2,000 to Laura Sanchez and \$151 to Santiago L. Millan, and required to successfully complete the Attorney Registration and Disciplinary Commission Professionalism Seminar within one (1) year of the Court's final order of discipline.

Suspension effective October 11, 2011.

Respondent Hector Francisco Scarano 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.

Thomas, J., took no part.

M.R.24614 - In re: Peter Thomas Howe. Disciplinary Commission.

The motion by Peter Thomas Howe 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.24619 - In re: Lance Haddix. 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 Lance Haddix, who has been disciplined in the State of California, is suspended from the practice of law in the State of Illinois for one (1) year, stayed after the first thirty (30) days by a five (5) year period of probation subject to the conditions of probation imposed by the Supreme Court of California, based upon the discipline imposed in California.

Suspension effective October 11, 2011.

Respondent Lance Haddix 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.24620 - In re: Jose Salvador Tellez. 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 Jose Salvador Tellez, who has been disciplined in the State of Texas, is reprimanded in the State of Illinois.

Order entered by the Court.

M.R.24643 - In re: Harvey Dwayne Wright. Disciplinary Commission.

The motion by Harvey Dwayne Wright 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.24662 - In re: Jussi Kustaa Kivisto. Disciplinary Commission.

The motion by respondent Jussi Kustaa Kivisto 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 Jussi Kustaa Kivisto, who has been disciplined in the State of Florida, is disbarred in the State of Illinois.

Orders entered by the Court.

M.R.24680 - In re: Brian Edward Leach. 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 Brian Edward Leach is suspended from the practice of law for six (6) months and until further order of the Court.

The motion by respondent Brian Edward Leach to stay respondent's suspension until October 14, 2011 is allowed.

Suspension effective October 14, 2011.

Orders entered by the Court.

M.R.24683 - In re: Thomas Joseph Noonan. 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 Thomas Joseph Noonan, who has been disciplined in the State of Missouri, is suspended from the practice of law for seven (7) months, stayed in its entirety in the State of Illinois.

Respondent Thomas Joseph Noonan 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.24699 - In re: Anderson J. Ward. 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 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.24732 - In re: Donna M. Guerin. Disciplinary Commission.

The motion by Donna M. Guerin 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.24739 - In re: Richard William Fischer. 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 Richard William Fischer, who has been disciplined in the State of Missouri, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.24740 - In re: Steven Robert Liss. 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 Robert Liss, who has been disciplined in the State of California, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.24741 - In re: Timothy O'Reilly O'Sullivan. 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 Timothy O'Reilly O'Sullivan, who has been disciplined in the State of Missouri, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.24743 - In re: William Sumner Scott. Disciplinary Commission.

The motion by respondent William Sumner Scott for a hearing on the Administrator's petition to impose 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 William Sumner Scott, who has been disciplined in the State of Florida, is suspended from the practice of law for three (3) years in the State of Illinois.

Suspension effective October 11, 2011.

Respondent William Sumner Scott 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.

Orders entered by the Court.

M.R.24744 - In re: Lori Jo Kieffer. 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 Lori Jo Kieffer, who has been disciplined in the State of Iowa, is reprimanded in the State of Illinois.

Order entered by the Court.

M.R.24745 - In re: Charles Wendell Beacham. 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 Charles Wendell Beacham, 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 and until he is reinstated in Indiana.

Suspension effective October 11, 2011.

Respondent Charles Wendell Beacham 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.24746 - In re: Catherine M. Brame. 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 Catherine M. Brame, who has been disciplined in the State of California, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.24829 - In re: James Cyril Kotz. Disciplinary Commission.

The motion by James Cyril Kotz 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.