

SUPREME COURT OF OHIO

Cincinnati Bar Assn. v. Kellogg

135 Ohio St. 3d 1232, 2013-Ohio-246 (Ohio 2013) · No. 2009-2302 · Decided January 31, 2013

SUMMARY

The Supreme Court of Ohio granted Paul Joseph Kellogg's petition for reinstatement to the practice of law. The court assessed proceeding costs, required reimbursement of applicable Clients' Security Fund awards, and ordered publication and issuance of certified copies.

CASE DETAILS

COURT	Supreme Court of Ohio
WRITING FOR THE COURT	O'Connor, C.J.; Pfeifer, J.; O'Donnell, J.; Lanzinger, J.; Kennedy, J.; French, J.; O'Neill, J.
JURISDICTION	Ohio
DECIDED	January 31, 2013
DOCKET	2009-2302
DISPOSITION	other
PROCEDURAL POSTURE	Petition for reinstatement to the practice of law following suspension or other disciplinary disability.
PRECEDENTIAL VALUE	published

TOPICS

civil procedure costs contempt

PRACTICE AREAS

attorney discipline professional licensing

QUESTIONS PRESENTED

1. Whether respondent's petition for reinstatement to the practice of law should be granted.

HOLDINGS

1. The petition for reinstatement is granted, and Paul Joseph Kellogg is reinstated to the practice of law in Ohio.

2. As a condition of the reinstatement order, respondent must pay the assessed proceeding costs and reimburse amounts awarded against him by the Clients' Security Fund, subject to the deadlines and enforcement provisions stated in the order.

FACTUAL BACKGROUND

Paul Joseph Kellogg, an Ohio attorney, petitioned for reinstatement to the practice of law. The Board of Commissioners on Grievances and Discipline reviewed the petition and recommended reinstatement. No objections were filed to the board's final report.

PROCEDURAL HISTORY

Paul Joseph Kellogg filed a petition for reinstatement on July 23, 2012. The petition was referred to the Board of Commissioners on Grievances and Discipline under Gov.Bar R. V(10)(F); the board recommended reinstatement in its December 7, 2012 final report, and no objections were filed. The Supreme Court of Ohio granted reinstatement and imposed payment and reimbursement conditions.

DISPOSITION

other

OPINION

Cincinnati Bar Assn. v. Kellogg

2013 Ohio 246

PER CURIAM.

[Cite as Cincinnati Bar Assn. v. Kellogg, 135 Ohio St.3d 1232, 2013-Ohio-246.] CINCINNATI BAR ASSOCIATION v. KELLOGG. [Cite as Cincinnati Bar Assn. v. Kellogg, 135 Ohio St.3d 1232, 2013-Ohio-246.] (No. 2009-2302—Submitted January 25, 2013—Decided January 31, 2013.) ON PETITION FOR REINSTATEMENT. _____ {¶ 1} This cause came on for further consideration upon the filing on July 23, 2012, of a petition for reinstatement by respondent, Paul Joseph Kellogg, Attorney Registration No. 0062303. In accordance with Gov.Bar R. V(10)(F), respondent's petition for reinstatement was referred to the Board of Commissioners on Grievances and Discipline. The board filed its final report in this court on December 7, 2012, recommending that respondent be reinstated to the practice of law in Ohio. No objections to the final report were filed. {¶ 2} Upon consideration thereof, it is ordered by this court that the petition for reinstatement of respondent is granted and that respondent, Paul Joseph Kellogg, last known address in West Chester, Ohio is reinstated to the practice of law in Ohio. {¶ 3} It is further ordered by the court that respondent be taxed the costs of these proceedings in the amount of \$1,286.92, less the deposit of \$500, for a total balance due of \$786.92 payable, by cashier's check or money order, by respondent on or before 90 days from the date of this order. If costs are not paid on or before 90 days from the date of this order, interest at the rate of 10 percent per annum

will accrue until costs are paid in full. It is further ordered that if costs are not paid in full on or before 90 days from the date of this order, the matter may be referred to the attorney general for collection and respondent may be found in contempt and suspended until all costs and accrued interest are paid in full.

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{¶ 4} It is further ordered by the court that within 90 days of the date of this order, respondent shall reimburse any amounts that have been awarded against respondent by the Clients' Security Fund pursuant to Gov.Bar R. VIII(7)(F). It is further ordered by the court that if after the date of this order, the Clients' Security Fund awards any amount against respondent pursuant to Gov.Bar R. VIII(7)(F), respondent shall reimburse that amount to the Clients' Security Fund within 90 days of the notice of that award. {¶ 5} It is further ordered that all documents filed with this court in this case shall meet the filing requirements set forth in the Rules of Practice of the Supreme Court of Ohio, including requirements as to form, number, and timeliness of filings. All case documents are subject to Sup.R. 44 through 47, which govern access to court records. {¶ 6} It is further ordered that the clerk of this court issue certified copies of this order as provided for in Gov.Bar R. V(8)(D)(1), that publication be made as provided for in Gov.Bar R. V(8)(D)(2), and that respondent bear the costs of publication.

O'CONNOR, C.J., and PFEIFER, O'DONNELL, LANZINGER, KENNEDY,
FRENCH, and O'NEILL, JJ., concur. _____ 2