

SUPREME COURT OF OHIO

Trumbull Cty. Bar Assn. v. Lutseck

2020 Ohio 4837 (Ohio 2020) · No. 2020-0163 · Decided October 9, 2020

SUMMARY

The Supreme Court of Ohio indefinitely suspended John Patrick Lutseck from the practice of law following a certification of default by the Board of Professional Conduct. The order imposes conditions concerning cessation of legal practice, continuing legal education, client protection reimbursement, reinstatement, and notification of clients and courts.

CASE DETAILS

COURT	Supreme Court of Ohio
WRITING FOR THE COURT	Maureen O'Connor, Chief Justice; Maureen O'Connor; Maureen O'Connor, C.J.; E. J. K. Kennedy, J.; Judith L. French, J.; William M. Fischer, J.; Pat DeWine, J.; Michael P. Donnelly, J.; Melody J. Stewart, J.
JURISDICTION	Ohio
DECIDED	October 9, 2020
DOCKET	2020-0163
DISPOSITION	other
PROCEDURAL POSTURE	Attorney-discipline proceeding before the Supreme Court of Ohio on the Board of Professional Conduct's certification of respondent's default.
PRECEDENTIAL VALUE	published

TOPICS

appellate procedure

remedies

equitable relief

PRACTICE AREAS

legal ethics

attorney discipline

professional responsibility

QUESTIONS PRESENTED

1. Whether the respondent's interim default suspension should be converted into an indefinite suspension after certification of default and the absence of objections.

2. What conditions and post-suspension obligations should govern the respondent's indefinite suspension.

HOLDINGS

1. Pursuant to Gov.Bar R. V(14)(E)(1), the respondent is indefinitely suspended from the practice of law in Ohio.
2. The respondent must immediately cease practicing law, comply with specified client-notification and property-delivery obligations, satisfy continuing-legal-education and Lawyers' Fund for Client Protection reimbursement requirements, and may not be reinstated until the applicable reinstatement requirements are met and the Supreme Court orders reinstatement.

KEY QUOTATIONS

"It is ordered and adjudged by this court that pursuant to Gov.Bar R. V(14)(E)(1), respondent, John Patrick Lutseck, Attorney Registration No. 0003696, last known address in Vienna, Ohio, is indefinitely suspended from the practice of law." (§ 2)

FACTUAL BACKGROUND

The Board of Professional Conduct certified that respondent John Patrick Lutseck was in default in the attorney-discipline proceeding. After the court imposed an interim default suspension, no party objected to converting that suspension into an indefinite suspension. The court therefore entered an order indefinitely suspending Lutseck from the practice of law and prescribing reinstatement, continuing-education, client-protection-fund, client-notification, and other compliance requirements.

PROCEDURAL HISTORY

The Board of Professional Conduct filed a certification of default on January 31, 2020. The Supreme Court imposed an interim default suspension on February 26, 2020, ordered the parties to show cause why it should not be converted into an indefinite suspension, and received no objections. The court then converted the interim suspension into an indefinite suspension and imposed related conditions.

DISPOSITION

other

INSTRUCTIONS FOR AN AI ASSISTANT

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