

SUPREME COURT OF OHIO

In re Resignation of Eschrich

127 Ohio St. 3d 1202, 2010-Ohio-5340 (Ohio 2010) · No. 2010-1649 · Decided October 20, 2010

SUMMARY

The Supreme Court of Ohio accepted Thomas Craig Eschrich's resignation from the practice of law with disciplinary action pending under Gov.Bar R. VI(6)(C). The order withdrew his practice privileges, required surrender of his admission certificate and registration card, imposed client-notification and related compliance obligations, and directed that his name be stricken from the roll of attorneys.

CASE DETAILS

COURT	Supreme Court of Ohio
WRITING FOR THE COURT	Maureen O'Connor, J.; Paul E. Pfeifer, J.; Evelyn Lundberg Stratton, J.; Terrence O'Donnell, J.; Lance Mason? No; Lanzinger, J.; William M. O'Neill? No; Robert R. Cupp, J.
JURISDICTION	Ohio
DECIDED	October 20, 2010
DOCKET	2010-1649
DISPOSITION	other
PROCEDURAL POSTURE	Thomas Craig Eschrich applied for retirement or resignation from the practice of law while disciplinary action was pending. The application was referred to Disciplinary Counsel, which filed a sealed report, and the Supreme Court of Ohio entered an order accepting the resignation with discipline pending.
PRECEDENTIAL VALUE	published order with limited precedential value

TOPICS

civil procedure

PRACTICE AREAS

legal ethics

attorney discipline

professional responsibility

QUESTIONS PRESENTED

1. Whether Eschrich's application for resignation should be accepted pursuant to Gov.Bar R. VI(6) while disciplinary action was pending.
2. What restrictions and compliance obligations should accompany acceptance of the resignation.

HOLDINGS

1. Pursuant to Gov.Bar R. VI(6)(C), Eschrich's resignation as an attorney and counselor at law was accepted as a resignation with disciplinary action pending.
2. Upon acceptance, Eschrich's rights and privileges to practice law in Ohio were withdrawn, his name was ordered stricken from the roll of attorneys, and he was required to comply with specified client-notification, property-return, fee-accounting, filing, registration, employment, and reimbursement obligations.

KEY QUOTATIONS

“It is ordered by the court that pursuant to Gov.Bar R. VI(6)(C), the resignation as an attorney and counselor at law is accepted as a resignation with disciplinary action pending.” (¶ 2)

“It is further ordered and adjudged that from and after this date all rights and privileges extended to respondent to practice law in the state of Ohio be withdrawn” (¶ 3)

FACTUAL BACKGROUND

Thomas Craig Eschrich was admitted to the Ohio bar in 1975 and had a last known business address in Norwalk, Ohio. He submitted an application to retire or resign while disciplinary action was pending, and Disciplinary Counsel filed a report concerning the application.

PROCEDURAL HISTORY

Eschrich submitted an application under Gov.Bar R. VI(6). The application was referred to Disciplinary Counsel, and the Office of Attorney Services filed Disciplinary Counsel's report under seal. The Supreme Court of Ohio accepted the resignation and imposed the conditions and post-resignation obligations stated in its order.

DISPOSITION

other