

## SUPREME COURT OF OHIO

### In re Resignation of Glassman

114 Ohio St. 3d 1203 (Ohio 2007) · Decided June 7, 2007

#### SUMMARY

The Supreme Court of Ohio accepted Mark Paul Glassman's resignation from the practice of law as a resignation with disciplinary action pending. The order withdrew his authorization to practice, required him to comply with client-notification and property-return obligations, and directed him to reimburse applicable Clients' Security Fund awards.

#### CASE DETAILS

|                       |                                                                                                                                                                                                   |
|-----------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| COURT                 | Supreme Court of Ohio                                                                                                                                                                             |
| WRITING FOR THE COURT | Moyer, C.J.; Pfeifer, J.; Lundberg Stratton, J.; O'Connor, J.; O'Donnell, J.; Lanzinger, J.; Cupp, J.                                                                                             |
| JURISDICTION          | Ohio                                                                                                                                                                                              |
| DECIDED               | June 7, 2007                                                                                                                                                                                      |
| DISPOSITION           | other                                                                                                                                                                                             |
| PROCEDURAL POSTURE    | The Supreme Court of Ohio considered respondent Mark Paul Glassman's affidavit of resignation and waiver submitted under the Ohio disciplinary rules while disciplinary proceedings were pending. |
| PRECEDENTIAL VALUE    | Published Supreme Court of Ohio disciplinary order; precedential value is principally limited to the respondent-specific resignation and compliance directives.                                   |

#### TOPICS

civil procedure

#### PRACTICE AREAS

attorney discipline

legal ethics

#### QUESTIONS PRESENTED

1. Whether Glassman's affidavit of resignation and waiver should be accepted as a resignation with disciplinary action pending.
2. What restrictions and compliance obligations should accompany acceptance of the resignation.

## HOLDINGS

1. The court accepted Glassman's resignation as an attorney and counselor at law with disciplinary action pending under Gov.Bar R. V(11)(G)(3).
2. Upon acceptance of the resignation, Glassman's rights and privileges to practice law in Ohio were withdrawn, his name was ordered stricken from the roll of attorneys, and he was prohibited from practicing law or holding himself out as authorized to practice.
3. Glassman was required to comply with specified client-notification, file-transfer, fee-refund, trust-accounting, opposing-party notification, filing, record-retention, address-reporting, and Clients' Security Fund reimbursement obligations.

## KEY QUOTATIONS

*“It is ordered by the court that pursuant to Gov.Bar R. V(11)(G)(3) 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

Mark Paul Glassman was admitted to practice law in Ohio in 1977 and was registered under Attorney Registration No. 0029226. He submitted an affidavit resigning from the bar and waiving related rights while disciplinary action was pending. After Disciplinary Counsel filed its report, the Supreme Court of Ohio accepted the resignation and ordered that Glassman's right to practice law be withdrawn.

## PROCEDURAL HISTORY

Glassman submitted an Affidavit of Resignation and Waiver on October 2, 2006, pursuant to Gov.Bar R. V(11)(G)(1). The affidavit and waiver were referred to Disciplinary Counsel, which filed its report under seal with the Supreme Court of Ohio on April 26, 2007. The court accepted the resignation with disciplinary action pending and imposed related obligations and restrictions.

## DISPOSITION

other