

SUPREME COURT OF OHIO

Columbus Bar Assn. v. Vogel

123 Ohio St. 3d 1213, 2009-Ohio-5938 (2009) · No. 2007-1592 · Decided October 30, 2009

SUMMARY

The Supreme Court of Ohio reinstated John William Vogel to the practice of law after finding that he had substantially complied with a prior suspension order and the applicable Ohio bar rules. The court placed him on monitored probation for twelve months and established conditions for termination of that probation.

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	October 30, 2009
DOCKET	2007-1592
DISPOSITION	other
PROCEDURAL POSTURE	On the Columbus Bar Association's application for reinstatement of respondent John William Vogel to the practice of law following a two-year suspension, with the final twelve months stayed subject to probation.
PRECEDENTIAL VALUE	published

TOPICS

appellate procedure

PRACTICE AREAS

legal ethics attorney discipline professional licensure

QUESTIONS PRESENTED

1. Whether respondent should be reinstated to the practice of law after substantially complying with the prior suspension order and Gov.Bar R. V(10)(A).

2. What conditions should govern respondent's reinstatement and termination of probation.

HOLDINGS

1. Because respondent substantially complied with the prior suspension order and Gov.Bar R. V(10)(A), the court reinstated him to the practice of law in Ohio.
2. Reinstatement was subject to twelve months of monitored probation, with a monitor designated by the relator and termination of probation conditioned on compliance with the court's orders, the Rules for the Government of the Bar of Ohio, and the applicable termination procedures.

KEY QUOTATIONS

"It is ordered by this court that respondent is reinstated to the practice of law in the state of Ohio and is placed on monitored probation for a period of twelve months." (§ 3)

"It is further ordered that at the end of the probationary period respondent may apply for termination of probation as provided in Gov.Bar R. V(9)." (§ 5)

FACTUAL BACKGROUND

John William Vogel was subject to a prior Supreme Court of Ohio order suspending him from practicing law for two years, with the final twelve months stayed on the condition that he serve twelve months of probation. He applied for reinstatement and the court found that he had substantially complied with the prior order and the applicable bar rule. The court reinstated him subject to twelve months of monitored probation.

PROCEDURAL HISTORY

The Supreme Court of Ohio had previously suspended Vogel for two years, staying the final twelve months on the condition that he serve twelve months of probation. Upon Vogel's application for reinstatement, the court found that he had substantially complied with its prior order and Gov.Bar R. V(10)(A), reinstated him, and imposed twelve months of monitored probation.

DISPOSITION

other

CASES CITED

- Columbus Bar Assn. v. Vogel, 117 Ohio St. 3d 108, 2008-Ohio-504, 881 N.E.2d 1244