

SUPREME COURT OF OHIO

Disciplinary Counsel v. Brazil

2018 Ohio 1734 (Ohio 2018) · No. 2018-0453 · Decided May 7, 2018

SUMMARY

The Supreme Court of Ohio imposed reciprocal discipline on Harold Edmund Brazil based on his disbarment by consent in the District of Columbia. The court suspended Brazil from practicing law in Ohio for five years and conditioned reinstatement on, among other requirements, his reinstatement in the District of Columbia and compliance with Ohio reinstatement rules.

CASE DETAILS

COURT	Supreme Court of Ohio
WRITING FOR THE COURT	Maureen O'Connor, Chief Justice; Terrence O'Donnell, Justice; Alice Robie Resnick, Justice; Patrick F. Fischer, Justice; Michael P. Donnelly, Justice; Mary DeGenaro, Justice
JURISDICTION	Ohio
DECIDED	May 7, 2018
DOCKET	2018-0453
DISPOSITION	other
PROCEDURAL POSTURE	Reciprocal attorney-discipline proceeding initiated after disciplinary counsel filed a certified copy of a District of Columbia Court of Appeals order disbarring respondent by consent.
PRECEDENTIAL VALUE	Published Ohio Supreme Court opinion; precedential

TOPICS

appellate procedure

civil procedure

PRACTICE AREAS

legal ethics

attorney discipline

reciprocal discipline

QUESTIONS PRESENTED

1. Whether the Supreme Court of Ohio should impose identical or comparable discipline based on the respondent's disbarment by consent in the District of Columbia.

2. What conditions should govern respondent's suspension and potential reinstatement to the practice of law in Ohio.

HOLDINGS

1. Under Gov.Bar R. V(20)(B), the Supreme Court of Ohio imposed a five-year suspension from the practice of law in Ohio based on respondent's disbarment by consent in the District of Columbia.
2. Respondent may not be reinstated to the practice of law in Ohio until he is reinstated in the District of Columbia, satisfies the Ohio bar-reinstatement requirements, complies with the court's orders, and obtains an order of reinstatement from the Supreme Court of Ohio.

FACTUAL BACKGROUND

The District of Columbia Court of Appeals disbarred Harold Edmund Brazil by consent. Ohio disciplinary counsel submitted a certified copy of that order to the Supreme Court of Ohio under Ohio's reciprocal-discipline provisions. Brazil did not object to the proposed reciprocal discipline.

PROCEDURAL HISTORY

The District of Columbia Court of Appeals entered an order on January 18, 2018, disbaring Harold Edmund Brazil by consent. Ohio disciplinary counsel filed a certified copy of that order in the Supreme Court of Ohio, which ordered Brazil to show cause why identical or comparable discipline should not be imposed. No objections were filed, and the Supreme Court of Ohio imposed a five-year suspension subject to conditions.

DISPOSITION

other

CASES CITED

- In re Harold E. Brazil, No. 18-BS-3 (D.C. Ct. App. Jan. 18, 2018)