

SUPREME COURT OF OHIO

Disciplinary Counsel v. Flom

102 Ohio St. 3d 1226 (Ohio 2004) · Decided May 27, 2004

SUMMARY

The Supreme Court of Ohio imposed an indefinite suspension on Jack Terry Flom under the state's reciprocal-discipline provisions after receiving a certified order that the Supreme Court of South Carolina had disbarred him. The order also imposed continuing legal education, client-notification, reimbursement, and reinstatement requirements.

CASE DETAILS

COURT	Supreme Court of Ohio
WRITING FOR THE COURT	Moyer, C.J.; Resnick, J.; F.E. Sweeney, J.; Pfeifer, J.; Lundberg Stratton, J.; O'Connor, J.; O'Donnell, J.
JURISDICTION	Ohio
DECIDED	May 27, 2004
DISPOSITION	other
PROCEDURAL POSTURE	Reciprocal attorney-discipline proceeding initiated after Disciplinary Counsel filed a certified copy of a South Carolina Supreme Court order disbarring respondent. Respondent did not respond to the Ohio Supreme Court's show-cause order.
PRECEDENTIAL VALUE	published
PARTIES	Disciplinary Counsel v. Jack Terry Flom

TOPICS

appellate procedure

civil procedure

PRACTICE AREAS

attorney discipline

professional responsibility

reciprocal discipline

QUESTIONS PRESENTED

- Whether the Supreme Court of Ohio should impose identical or comparable discipline under the reciprocal-discipline provisions of Gov.Bar R. V(11)(F) after respondent was disbarred in South Carolina and failed to respond to the show-cause order.

HOLDINGS

1. Upon receipt of a certified order showing that respondent had been disbarred in South Carolina and in the absence of a response to the show-cause order, the Supreme Court of Ohio imposed reciprocal discipline by indefinitely suspending respondent from the practice of law in Ohio.
2. Respondent may not petition for reinstatement in Ohio until reinstated in South Carolina and must satisfy Ohio reinstatement requirements, comply with the court's orders, complete specified continuing-legal-education obligations, and fulfill client-notification, property-return, accounting, reimbursement, and filing duties.

FACTUAL BACKGROUND

The Supreme Court of South Carolina entered an order disbarring respondent Jack Terry Flom. Disciplinary Counsel filed a certified copy of that order with the Supreme Court of Ohio pursuant to Ohio's reciprocal-discipline rule. Flom did not respond to the Ohio court's show-cause order.

PROCEDURAL HISTORY

The Supreme Court of South Carolina disbarred Jack Terry Flom on October 27, 2003. Disciplinary Counsel filed a certified copy of that order in the Supreme Court of Ohio under the reciprocal-discipline provisions of Gov.Bar R. V(11)(F). After the Ohio court ordered respondent to show cause why identical or comparable discipline should not be imposed, respondent filed no response. The Ohio Supreme Court then indefinitely suspended respondent and imposed related conditions and obligations.

DISPOSITION

other

CASES CITED

- In re Flom, 356 S.C. 246, 588 S.E.2d 593 (2003)