

SUPREME COURT OF OHIO

Akron Bar Ass'n v. Markovich

116 Ohio St. 3d 1496 (Ohio 2008) · Decided January 28, 2008

SUMMARY

The Supreme Court of Ohio entered an interim remedial suspension against attorney Edward P. Markovich upon the Akron Bar Association's motion and Markovich's consent. The order immediately barred him from practicing law, imposed continuing legal education and Clients' Security Fund reimbursement obligations, and established notice, client-file, refund, and compliance requirements pending final disciplinary proceedings.

CASE DETAILS

COURT	Supreme Court of Ohio
JURISDICTION	Ohio
DECIDED	January 28, 2008
DISPOSITION	other
PROCEDURAL POSTURE	The Akron Bar Association filed a motion for interim remedial suspension against an attorney, alleging numerous violations of the Code of Professional Responsibility and that he posed a substantial threat of serious harm to clients and the public. The respondent consented to the suspension, and the Supreme Court of Ohio entered an interim remedial suspension pending final disciplinary proceedings.
PRECEDENTIAL VALUE	Published per curiam attorney-discipline order; establishes and applies the governing interim-suspension and compliance requirements under the Supreme Court Rules for the Government of the Bar of Ohio.
PARTIES	Akron Bar Association v. Edward P. Markovich

TOPICS

sanctions

civil procedure

PRACTICE AREAS

legal ethics

attorney discipline

professional responsibility

QUESTIONS PRESENTED

1. Whether an interim remedial suspension should be entered against Markovich based on the alleged conduct threatening serious harm to clients and the public and his consent to suspension.
2. What obligations and conditions should accompany the interim remedial suspension.

HOLDINGS

1. An interim remedial suspension was immediately entered against Markovich, effective as of the date of the court's entry, pending final disposition of disciplinary proceedings predicated on conduct threatening serious harm.
2. During the interim suspension, Markovich was prohibited from practicing law or performing legal services, was required to complete specified continuing-legal-education credits, and could not be reinstated until he satisfied the applicable reinstatement requirements and obtained an order of reinstatement from the court.

FACTUAL BACKGROUND

The Akron Bar Association alleged that Edward P. Markovich had committed numerous violations of the Code of Professional Responsibility and posed a substantial threat of serious harm to his clients and the public. Markovich consented to an interim suspension. The court therefore entered an immediate suspension and imposed associated obligations concerning cessation of legal practice, client notification, handling of client property and funds, continuing legal education, reimbursement of Clients' Security Fund awards, and reinstatement.

PROCEDURAL HISTORY

On January 14, 2008, the Akron Bar Association filed a motion for interim remedial suspension under Gov.Bar R. V(5a). Markovich filed a response consenting to suspension. The Supreme Court of Ohio granted the motion and imposed an immediate interim remedial suspension pending final disposition of disciplinary proceedings.

DISPOSITION

other