

UNIVERSITY OF FLORIDA LEVIN COLLEGE OF LAW
LAWYER REGULATION AND DISCIPLINE
COURSE SYLLABUS
Spring 2023

PROFESSORS' CONTACT INFORMATION:

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CLASS MEETING TIMES:

This is a compressed course. The class will meet in 382 Holland Hall on the following dates and times:

Monday, January 9, 2023:	10:00 a.m. to 12:50 p.m.
Tuesday, January 10, 2023:	10:00 a.m. to 12:50 p.m.
Wednesday, January 11, 2023:	10:00 a.m. to 12:50 p.m.
Thursday, January 12, 2023:	10:00 a.m. to 12:50 p.m.
Friday, January 13, 2023:	10:00 a.m. to 11:50 a.m.

OFFICE HOURS:

Please contact professors via e-mail to schedule an appointment. We encourage you to call or email either of us if you are having difficulties with, or simply want to clarify your understanding of, any of the materials covered in the reading or in class.

COURSE DESCRIPTION:

One of the most important functions of The Florida Bar is lawyer regulation and discipline. Sanctions for disciplinary violations can have severe ramifications on a lawyer's privilege of practicing law and reputation in the legal community. On average, the Florida Bar opens over 4,000 discipline files each year from over 16,000 inquiries or complaints received from clients, opposing counsel, judges, and others, and the Florida Supreme Court ultimately issues hundreds of discipline orders. Many other cases result in diversion to practice and professionalism enhancement programs in lieu of discipline.

The purpose of the course is to expose law students to the lawyer discipline system before they begin their careers, with the hopes that they have a better understanding of the conduct that can land a lawyer in trouble so they can avoid issues once they enter the profession. This course will provide students with an overview of the Florida lawyer discipline system, including the purposes, participants, process (from investigation to final determination), sanctions, common

violations, discipline case studies, and an overview of fundamental ethics and trust accounting rules and practice tips for avoiding rule violations. The course also will involve review of various disciplinary cases for discussion in small group breakout sessions.

The course is taught by two UF Law alumni and Florida Bar leaders. Both have served as chair of the Disciplinary Review Committee of The Florida Bar Board of Governors, and one also is President-Elect of The Florida Bar. The course will include guest speakers who are participants in the various stages of the system, and it is expected to include the Chief Justice of the Florida Supreme Court, the director of the Florida Bar Lawyer Regulation Division, Florida Bar discipline counsel, and a panel of former grievance committee chairs.

This course is one credit hour. Please note that ABA Standard 310 requires that students devote 120 minutes to out-of-class preparation for every “classroom hour” of in-class instruction. It is expected that you will spend two hours preparing for every hour of in-class instruction.

LEARNING OUTCOMES:

After completing this course, students should be able to:

1. Describe the purposes of the lawyer discipline system;
2. Demonstrate an understanding of the disciplinary process and procedures, its various stages, the nature and role of the participants in the disciplinary process, and the considerations undertaken by the decision-makers at the various levels;
3. Explain the different levels of disciplinary sanctions and alternatives to discipline;
4. Identify and discuss conduct that could result in a disciplinary violation, and the implications of that conduct;
5. Demonstrate an understanding of actions that lawyers can take to avoid potential disciplinary violations, and best practices for avoiding trust accounting violations.

REQUIRED COURSE MATERIALS:

Students will not need to purchase a textbook. The reading materials are available online or will be provided by the professors on Canvas, and links to most are included in this syllabus. Additional materials may be assigned by the professors and will be available on Canvas.

COURSE POLICIES:

Attendance: This is a compressed course. Attendance during all class hours is mandatory. Attendance will be taken at each class meeting. If there is some reason why you must miss class, please contact either professor in advance via telephone or email and ask for an excused absence. The law school’s policy on attendance can be found at: <https://www.law.ufl.edu/life-at-uf-law/office-of-student-affairs/current-students/uf-law-student-handbook-and-academic-policies>.

UNIVERSITY POLICIES:

University Policy on Academic Misconduct: UF students are bound by The Honor Pledge, which states: “We, the members of the University of Florida community, pledge to hold

ourselves and our peers to the highest standards of honor and integrity by abiding by the Honor Code. On all work submitted for credit by students at the University of Florida, the following pledge is either required or implied: ‘On my honor, I have neither given nor received unauthorized aid in doing this assignment.’” The Honor Code (<https://sccr.dso.ufl.edu/students/student-conduct-code/>) specifies a number of behaviors that are in violation of this code and the possible sanctions. Furthermore, you are obligated to report any condition that facilitates academic misconduct to appropriate personnel. If you have any questions or concerns, please consult with the instructor.

University Policy on Accommodating Students with Disabilities: Students requesting accommodation for disabilities should register first with the Office of the Dean of Students (<https://www.dso.ufl.edu/drc/>). The Office of the Dean of Students will provide documentation to the student who then must provide this documentation to the instructor when requesting accommodation. You must submit this documentation prior to submitting assignments or taking quizzes or exams. Because accommodations are not retroactive, students should contact the Office of the Dean of Students as soon as possible in the semester for which they are seeking accommodation.

Class Recordings: Students are allowed to record video or audio of class lectures. However, the purposes for which these recordings may be used are strictly controlled. The only allowable purposes are (1) for personal educational use, (2) in connection with a complaint to the university, or (3) as evidence in, or in preparation for, a criminal or civil proceeding. All other purposes are prohibited. Specifically, students may not publish recorded lectures without the written consent of the instructor.

A “class lecture” is an educational presentation intended to inform or teach enrolled students about a particular subject, including any instructor-led discussions that form part of the presentation, and delivered by any instructor hired or appointed by the University, or by a guest instructor, as part of a University of Florida course. A class lecture **does not** include lab sessions, student presentations, clinical presentations such as patient history, academic exercises involving solely student participation, assessments (quizzes, tests, exams), field trips, private conversations between students in the class or between a student and the faculty or lecturer during a class session.

Publication without permission of the instructor is prohibited. To “publish” means to share, transmit, circulate, distribute, or provide access to a recording, regardless of format or medium, to another person (or persons), including but not limited to another student within the same class section. Additionally, a recording, or transcript of a recording, is considered published if it is posted on or uploaded to, in whole or in part, any media platform, including but not limited to social media, book, magazine, newspaper, leaflet, or third-party note/tutoring services. A student who publishes a recording without written consent may be subject to a civil cause of action instituted by a person injured by the publication and/or discipline under UF Regulation 4.040 Student Honor Code and Student Conduct Code.

Etiquette: Communication Courtesy: All members of the class are expected to follow rules of common courtesy in all email messages, threaded discussions, chats and in class discussions. Please do not disparage or discourage others' views and participations.

Academic Honesty: Academic honesty and integrity are fundamental values of the University community. Students should be sure that they understand the UF Student Honor Code at <https://www.law.ufl.edu/life-at-uf-law/office-of-student-affairs/current-students/uf-law-student-handbook-and-academic-policies>

Online Course Evaluations: Students are expected to provide professional and respectful feedback on the quality of instruction in this course by completing course evaluations online via GatorEvals. Guidance on how to give feedback in a professional and respectful manner is available at <https://gatorevals.aa.ufl.edu/students/>. Students will be notified when the evaluation period opens and can complete evaluations through the email they receive from GatorEvals in their Canvas course menu under GatorEvals or via <https://ufl.bluera.com/ufl/>. Summaries of course evaluation results are available to students at <https://gatorevals.aa.ufl.edu/public-results/>.

GRADING POLICIES:

Grading: This class is graded. You will be expected to be prepared for class each day, and to participate in the discussions. Your grade in the course will be based 20% on class participation and 80% on a final exam.

The Levin College of Law's mean and mandatory distributions are posted on the College's website and this class adheres to that posted grading policy. The following chart describes the specific letter grade/grade point equivalent in place:

Letter Grade	Point Equivalent
A (Excellent)	4.0
A-	3.67
B+	3.33
B	3.0
B-	2.67
C+	2.33
C (Satisfactory)	2.0
C-	1.67
D+	1.33
D (Poor)	1.0
D-	0.67
E (Failure)	0.0

The law school grading policy is available at: <https://www.law.ufl.edu/life-at-uf-law/office-of-student-affairs/current-students/uf-law-student-handbook-and-academic-policies>

COURSE TOPICS AND READING MATERIALS:

Disclaimer: This syllabus represents our current plans and objectives. Those plans may need to change to enhance the class learning opportunity. Such changes, communicated clearly, are not unusual and should be expected. Some topics and speakers may be taken out of order, based on available scheduling. In addition, some reading materials will be taken in a different order, and any changes to the assignment of reading materials will be announced during class the prior day.

Monday, January 9, 2023 - Day 1 Topics:

1. **Introduction and Course Overview; Purposes of Lawyer Discipline; Role of the Florida Supreme Court and The Florida Bar.** This session will include an overview of the course and objectives, and an explanation of the fundamentals and purposes of lawyer discipline.
2. **Overview of Florida Bar Ethics Rules and Trust Accounting Rules.** Discussion topics will include an overview of the major Florida Bar ethic rules, including duties of diligence, communication, and candor, maintaining client confidences, dealing with opposing counsel and third parties, and prohibited conduct (misrepresentation, solicitation, etc.). This will also include an overview of the general principles and purposes of trust accounting rules, which are a major source of disciplinary violations.
Guest Speaker: Elizabeth Clark Tarbert, Director, Lawyer Regulation Division, The Florida Bar
3. **Types of Discipline; Diversion and Other Alternatives to Discipline.** This session will include a discussion of the various types of discipline that attorneys face for violation of the Bar rules and the impact these sanctions have on the ability to practice law, from a public reprimand to suspension to disbarment. This will also include a discussion of emergency measures the Bar can take, such as felony or emergency suspension and interim probationary measures. There will also be a discussion of alternative measures the Bar can take in lieu of discipline, including mediation, fee arbitration and diversion to a practice and professionalism enhancement program. The students will be shown several videos of the administration of public reprimands.

Reading Materials for Day 1:

- A. Florida Constitution, Article V, § 15
www.leg.state.fl.us/statutes/index.cfm?submenu=3
- B. Florida Bar Rules of Professional Conduct, Chapter 4 of the Rules Regulating The Florida Bar <https://www-media.floridabar.org/uploads/2022/12/Ch-4-DEC-RRTFB-12-2-2022-4.pdf>

Note: Students should give these rules a high-level read for general familiarity with the various potential rule violations that a lawyer faces. In addition to this high-level read, students should review the Preamble to Chapter 4 and R. 4-8.4.¹

- C. Rules Regulating Trust Accounts, Chapter 5 of the Rules Regulating The Florida Bar <https://www-media.floridabar.org/uploads/2022/12/Ch-5-DEC-RRTFB-12-2-2022-5.pdf>

Note: Students should give these rules a high-level read for general familiarity

- D. Students also should explore The Florida Bar Legal Fuel’s website on trust accounting resources for general familiarity <https://www.legalfuel.com/trust-accounting-resources/>
- E. Rules of Discipline, Chapter 3 of The Rules Regulating The Florida Bar: <https://www-media.floridabar.org/uploads/2022/12/Ch-3-DEC-RRTFB-12-2-2022-3.pdf>

1. Rules contained in Subchapters 3-1
2. Rules contained in Subchapters 3-2
3. Rules contained in Subchapters 3-3
4. Rules contained in Subchapters 3-4
5. Rules contained in Subchapters 3-5
6. Rule 3-7.2
7. Rule 3-7.12

- F. Florida Standards for Imposing Lawyer Sanctions <https://www.floridabar.org/rules/sanctions/>

1. §§ 1.1 to 1.3
2. §§ 2.1 to 2.8

- G. Standing Board Policies of the Board of Governors of The Florida Bar <https://www.floridabar.org/rules/policies/>

1. Policy 15.50
2. Policy 15.60
3. Policy 15.65
4. Policy 15.70
5. Policy 15.92

¹ The links to the Rules Regulating The Florida Bar are frequently updated. If students have trouble accessing the links to the individual chapters of the Rules Regulating The Florida Bar, all rules, standing board policies, and the standards for imposing lawyer sanctions can be accessed at <https://www.floridabar.org/rules/>

- H. Sample Disciplinary Documents (to be uploaded to Canvas): Florida Bar inquiry/complaint form; 15-day letter to Respondent and notice to Complainant; letter reports to Respondent and Complainant of no probable cause finding; notice of determination of no probable cause and letter of advice by Grievance Committee; Grievance Committee recommendation of diversion; Grievance Committee report of minor misconduct
- I. Brian D. Burgoon, “Florida’s Lawyer Discipline System: What Every Attorney Needs to Know,” *The Florida Bar Journal*, Volume 95, No. 1 (January/February 2021) <https://www.floridabar.org/the-florida-bar-journal/floridas-lawyer-discipline-system-what-every-attorney-needs-to-know/>

Tuesday, January 10, 2023 - Day 2 Topics:

- 4. **Intake of Inquiries/Complaints; the Initial Investigation and Branch Investigation of Discipline Cases by Bar Counsel.** This session will include a discussion of the source of discipline inquiries/complaints, the initiation of a bar complaint/inquiry, role of Bar counsel and the Bar’s ACAP Department, the preliminary investigation by ACAP/Intake Counsel, available options (including dismissal/file closure, recommendation for diversion or further investigation), the conversion of an inquiry into to a bar complaint/case and continued investigation, notice to and response from the respondent, and then the forwarding of the case to a Bar branch office for additional investigation by Branch counsel.
- 5. **Grievance Committee Process.** The discussion topics for this session will include the structure and role of the Grievance Committees, the role of the Florida Bar Board of Governors designated reviewer, Bar counsel, and the Grievance Committee Chair. This will include a discussion of the Grievance Committee investigation process, including the appointment of the investigating member, the use of staff investigators and auditors, issuance of subpoenas, taking statements from the respondent, the consideration by the Grievance Committee of the case upon completion of the investigation through either a paper hearing or in-person hearing, probable cause findings and other potential findings/recommendations that a Grievance Committee can make, and the review of those outcomes by the Designated Reviewer and, where applicable, the Florida Bar Board of Governors and the Board’s Disciplinary Review Committee. The availability of consent judgments, and the process for consideration of consent judgments will also be discussed.
Guest Speakers: Panel of Past Grievance Committee Chairs: Christian George (Jacksonville), Gordon Glover (Ocala), and Stephanie Marchman (Gainesville)
- 6. **Filing of a Formal Complaint and Disciplinary Trial Before a Referee.** This session will include a discussion of the filing of a Formal Complaint with the Florida Supreme Court for those cases in which a Grievance Committee has found probable cause (as well as those cases that do not require a probable cause finding), the appointment of a referee, the pretrial process and consent judgments after referee appointment, the trial, burden of proof, report of referee including the findings of facts, conclusions of law, guilty/not

guilty recommendations, aggravating/mitigating factors and other standards for imposing lawyer sanctions, and recommended sanction.

7. **Board of Governors/Disciplinary Review Committee Review.** The role of the Board of Governors and Disciplinary Review Committee in determining the position of the Florida Bar with respect to disciplinary matters will be discussed, including review of reports of referee following trials and other pretrial dispositive orders, review of consent judgments, petitions for disciplinary revocation and reinstatement petitions.
8. **Florida Supreme Court Review.** This will include a discussion of the Florida Supreme Court's role as the final authority to regulate the practice of law, admission of attorneys and discipline, the procedures for petitioning for review of the report of referee by the Bar of the respondent, the Supreme Court's review of disciplinary cases when there has been a petition for review and when there has not, including sua sponte requests by court for briefing, and the ultimate decision on guilt/innocence and sanctions by the Supreme Court.

Reading Materials for Day 2:

- A. Rules of Discipline, Chapter 3 of the Rules Regulating The Florida Bar:
<https://www-media.floridabar.org/uploads/2022/12/Ch-3-DEC-RRTFB-12-2-2022-3.pdf>
 1. Rule 3-7.1
 2. Rule 3-7.3
 3. Rule 3-7.4
 4. Rule 3-7.5
 5. Rule 3-7.6
 6. Rule 3-7.7
 7. Rule 3-7.9
 8. Rule 3-7.11
- B. Florida Standards for Imposing Lawyer Sanctions
<https://www.floridabar.org/rules/sanctions/>
 1. §§ 3.1 to 3.4 (aggravating/mitigating factors)
 2. §§ 4.1 to 8.1 (students should give a high-level review of these sections for familiarity)
- C. Standing Board Policies of the Board of Governors of The Florida Bar
<https://www.floridabar.org/rules/policies/>
 1. Policy 15.30
 2. Policy 15.40
 3. Policy 15.42
 4. Policy 15.75

5. Policy 15.76
6. Policy 15.90

Wednesday, January 11, 2023 - Day 3 Topics

9. **Reinstatement of Lawyers with Rehabilitative Suspensions.** Lawyers suspended from the practice of law for 91 days or more must be reinstated to the practice of law upon conclusion of the period of time of the suspension and compliance with the terms of the suspension order. The process for reinstatement will be discussed, including the petition for reinstatement, required showings including no disqualifying conduct and rehabilitation (and what must be proven), additional requirements for lawyers who have not been eligible to practice for three years and five years, the Bar's investigation, summary proceedings if no evidence to oppose reinstatement, hearing before the referee, report of referee, Board of Governors' review and determining position of the Bar, and Florida Supreme Court review of petitions for reinstatement.
10. **Enforcement of Disciplinary Orders through Contempt Proceedings.** This session will include a discussion of the mechanism for enforcing the Florida Supreme Court's disciplinary orders through contempt proceedings, including the filing of a Petition for Contempt and Order to Show Cause, the appointment of a referee if factual findings are needed, and sanctions available to the Florida Supreme Court for contempt.
11. **Public Nature of Lawyer Discipline.** An overview of the public nature of the Florida lawyer discipline system, as well as aspects that are confidential.
12. **Discussion and Q&A with Florida Bar Counsel on High Profile/Complex Bar Cases.** This discussion with The Florida Bar Tampa Branch's former Chief Branch Discipline Counsel Sheila Tuma, will include an in-depth discussion of one or more high-profile disciplinary prosecutions, as well as a discussion of trends and suggestions of ways to avoid rule violations in a lawyer's practice.
Guest Speaker: Sheila Tuma, Bar Counsel, Orlando Branch and Former Chief Branch Discipline Counsel, Florida Bar Tampa Branch
13. **Case Studies - Small Group Breakout Sessions.** The students will break out into small groups to review and discuss various discipline cases to identify and get an understanding for important issues of concern for the Bar, referees and the Florida Supreme Court in each case.

Reading Materials for Day 3:

- A. Rules of Discipline, Chapter 3 of the Rules Regulating The Florida Bar:
<https://www-media.floridabar.org/uploads/2022/12/Ch-3-DEC-RRTFB-12-2-2022-3.pdf>
 1. Rule 3-7.10
 2. Rule 3-7.12

- B. Florida Standards for Imposing Lawyer Sanctions
<https://www.floridabar.org/rules/sanctions/>
1. § 2.10 (readmission and reinstatement)
- C. Standing Board Policies of the Board of Governors of The Florida Bar
<https://www.floridabar.org/rules/policies/>
1. Policy 15.80
- D. *The Florida Bar v. Diaco, Adams & Filthaut* (Fla. Supreme Ct. Case Nos. SC14-1052 (Diaco), SC14-1054 (Adams), SC14-1056 (Filthaut))
- Formal Complaint (Diaco):
[https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/53117440022B00CF85257F3C0010F6B8/\\$FILE/_12.PDF](https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/53117440022B00CF85257F3C0010F6B8/$FILE/_12.PDF)
 - Report of Referee (All 3): https://efactssc-public.flcourts.org/casedocuments/2014/1052/2014-1052_miscdoc_322135.pdf
 - Order to Show Cause (Diaco) (also issued to Adams & Filthaut): https://efactssc-public.flcourts.org/casedocuments/2014/1052/2014-1052_order_207921.pdf
 - Sua Sponte Interim Suspension (Diaco) (also issued to Adams & Filthaut):
https://efactssc-public.flcourts.org/casedocuments/2014/1052/2014-1052_disposition_133991.pdf
 - Petition for Disciplinary Revocation (Diaco):
[https://www.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/79DAA98A1201180A85257F3C0010F70F/\\$FILE/999792_13.DOC](https://www.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/79DAA98A1201180A85257F3C0010F70F/$FILE/999792_13.DOC)
 - Order Denying Petition for Disciplinary Revocation (Diaco):
https://efactssc-public.flcourts.org/casedocuments/2015/874/2015-874_disposition_132160.pdf
 - Opinion (Diaco): https://efactssc-public.flcourts.org/casedocuments/2014/1052/2014-1052_disposition_134162.pdf
 - Opinion (Adams/Filthaut):
[https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/57E80AF399132EFD8525801C000A62DB/\\$FILE/_6.PDF](https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/57E80AF399132EFD8525801C000A62DB/$FILE/_6.PDF)
- E. *The Florida Bar v. Winters & Yonker* (Fla. Supreme Ct. Case No. SC10-1332) –
Materials to be uploaded to Canvas
- Formal Complaint (Yonker)
 - Formal Complaint (Winters)
 - Report of Referee (Winters & Yonker)
 - Opinion
- F. *In re: Petition of Wolf*, 257 So. 2d 547 (Fla. 1972).

G. *In re: Petition of Wilson* (Fla. Supreme Ct. Case No. SC15-1026)

- Report of Referee: [https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/FB08914FD34FE12D85257F6C000F9E81/\\$FILE/_25.PDF](https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/FB08914FD34FE12D85257F6C000F9E81/$FILE/_25.PDF)
- Order: [https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/18E6E0DF84FF0FE885257F6B000F754C/\\$FILE/_9.PDF](https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/18E6E0DF84FF0FE885257F6B000F754C/$FILE/_9.PDF)

H. *In re: Petition of Green* (Fla. Supreme Ct. Case No. SC17-6)

- Report of Referee: https://efactssc-public.flcourts.org/casedocuments/2017/6/2017-6_miscdoc_338527.pdf
- Order: https://efactssc-public.flcourts.org/casedocuments/2017/6/2017-6_disposition_141013_d03o.pdf

I. Additional materials may be assigned in class the previous day

Thursday, January 12, 2023 - Day 4 Topics

14. **Case Studies - Small Group Breakout Sessions.** This will include discussion of various discipline cases. In addition, we expect to have students meet in small groups to review and discuss facts and exhibits from a disciplinary case. Students will be asked to identify issues relevant to the disciplinary case, from the prosecution and defense perspective, and discuss their recommended approach to handling the disciplinary case from either the prosecution or defense perspective, the issues they believe would arise at the trial before a referee, and a discussion of the appropriate sanction or sanctions. At the conclusion of this exercise, the ultimate result of the trial before a referee and Florida Supreme Court decision will be discussed.
15. **Discussion and Q & A Session with Florida Supreme Court Chief Justice Carlos Muñiz regarding the Florida lawyer discipline system.** Florida Supreme Court Justice Carlos Muñiz will provide insight into the lawyer discipline system from the perspective of the Florida Supreme Court, as well as trends regarding discipline cases and penalties. *Guest Speaker: The Honorable Carlos Muñiz, Chief Justice of the Florida Supreme Court*

Reading Materials for Day 4:

A. *The Florida Bar v. Alters* (Fla. Supreme Ct. Case No. SC14-100)

- Oral Argument Video (41 minutes) (students are to watch before class): <https://wfsu.org/gavel2gavel/viewcase.php?eid=2483>

B. *The Florida Bar v. Gardiner* (Fla. Supreme Ct. Case No. SC11-2311)

- Formal Complaint:
[https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/1F7BA6A9BCBECACD85257CEF0007FC0D/\\$FILE/735280_11.PDF](https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/1F7BA6A9BCBECACD85257CEF0007FC0D/$FILE/735280_11.PDF)
- Report of Referee:
[https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/7B0BEB693F7878F585257CEF0007FC18/\\$FILE/735280_12.PDF](https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/7B0BEB693F7878F585257CEF0007FC18/$FILE/735280_12.PDF)
- Opinion:
[https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/0BC8C2F53ACD940485257CF60007E9FA/\\$FILE/735280_10.PDF](https://lsg.floridabar.org/dasset/DIVADM/ME/MPDisAct.nsf/DISACTVIEW/0BC8C2F53ACD940485257CF60007E9FA/$FILE/735280_10.PDF)

C. *The Florida Bar v. Scheinberg* (Fla. Supreme Ct. Case No. SC11-1865)

- Formal Complaint (to be uploaded to Canvas)
- Report of Referee (to be uploaded to Canvas)
- Opinion (to be uploaded to Canvas)
- Report of Referee Recommending Reinstatement: https://efactssc-public.flcourts.org/casedocuments/2015/1917/2015-1917_miscdoc_324827.pdf
- Order Granting Reinstatement: https://efactssc-public.flcourts.org/casedocuments/2015/1917/2015-1917_disposition_134804.pdf

D. Additional reading materials may be assigned in class the previous day

Friday, January 13, 2023 - Day 5 Topics

16. Discussion of common disciplinary violations and tips for avoiding rule violations.

This will include a discussion of common disciplinary violations and suggestions of ways to avoid rule violations in a lawyer's practice.

17. Case Studies/Breakout Sessions. The students will again break out into small groups to review and discuss fact patterns and analyze issues from various discipline cases.

Reading Materials for Day 5: Reading materials will be assigned in class the previous day