

Neil Gillespie

From: "Ethics Opinions" <etopinion@flabar.org>
To: "Neil Gillespie" <neilgillespie@mfi.net>
Sent: Friday, October 17, 2008 10:26 AM
Subject: Re: Elizabeth Tarbert

Thank you for your email inquiry. Please be advised that our office is a service for members of The Florida Bar. You may call The Florida Bar's Attorney Consumer Assistance Program (ACAP) at (866)352-0707 (toll free) and discuss the matter with one of the staff attorneys. You can also access the Bar website at www.floridabar.org to download a pamphlet "Inquiry About a Florida Lawyer", which describes the Bar disciplinary procedure, or you can download an Inquiry/Complaint form if you wish to file a formal complaint.

I hope this information is helpful.

☐ "Neil Gillespie" <neilgillespie@mfi.net> on 10/15/2008 02:34:26 PM

To: <eto@flabar.org>
 cc:
 Subject: Elizabeth Tarbert

Staff: Christina D. Sykes/The Florida Bar

October 15, 2008

Elizabeth Tarbert

Karen Kelly referred me to you for an ethics question about The Florida Bar Lawyer Referral Service. I contacted TFB LRS for a referral for a lawyer who does libel and slander litigation. A referral was made, but the lawyer has no experience with libel or slander. Doesn't this violate the following rule?

Rule 4-7.2, communications concerning a lawyer's services
 (b) Prohibited Statements and Information
 (5) Advertising areas of practice - a lawyer or law firm shall not advertise
 for legal employment in an area of practice in which the

advertising lawyer or law
firm does not currently practice law

Also, Karen Kelly found the referral, but the lawyer has not paid the 12% fee to TFB, even though I paid the lawyer almost \$20,000 on an hourly basis, beginning in March, 2007.

Thank you.

Neil Gillespie
