

Neil Gillespie

From: "Neil Gillespie" <neilgillespie@mfi.net>
To: "Warren Jay Stamm" <legal@trumpgrande.com>
Cc: "Catherine Day Hult" <hult@attypip.com>; "Lori Holcomb Pius" <lholcomb@flabar.org>; "Charles H Dent" <redshorts802@yahoo.com>
Sent: Wednesday, March 02, 2011 1:07 AM
Attach: ORDER, petition to resign granted, June 17, 1993.pdf; 2011, 02-28-11, NJG to Paul Hill, re Correa, w enc.pdf; 1993, 05-17-93, Arrest Affidavit for Dennis Correa.pdf; 1993, 05-13-93 Clerk, CRC9307005CFANO, both pages.pdf; US Ct. App. 7th, No. D-10-0015, IN RE Wick.pdf
Subject: Annual Reports: Clients' Security Fund
 Annual Reports: Clients' Security Fund
 by Warren Jay Stamm
 July/August, 2010 Volume 84, No. 7

Dear Mr. Stamm,

I enjoyed reading your Annual Report for the Clients' Security Fund in the July/August, 2010 edition of the Florida Bar Journal. This sentence caught my attention: "Although committee meetings are confidential, final action on claims is subject to limited disclosure."

<http://www.floridabar.org/DIVCOM/JN/JNJournal01.nsf/SMTGT/Annual%20Reports%3A%20Clients'%20Security%20Fund>

Recently I requested limited disclosure on final actions in claims to the fund due to the theft of \$909,810.77 by Dennis Dale Correa in 1993 and earlier. Lori S. Holcomb confirmed in an email recently "In fact, 4 clients made claims in a timely manner" but refused to provide the names or amounts of the claims. I made a records request under Rule 7-5.1(b) but Ms. Holcomb replied "Information regarding the claimants is confidential. The Bar's retention policy for CSF claims is 3 years from the date of closing."

It appears Ms. Holcomb's statements contradict your story in the Journal. Below is a list of Mr. Correa's crimes and victims.

CRC 93-07005-CFANO, Count 1, theft from the Myrtle D. Trembly Trust, \$100,000+
 CRC 93-07006-CFANO, Count 2, theft from the Denton and Elizabeth Turner Trust, \$100,000+
 CRC 93-07007-CFANO, Count 3, theft from the Isaac H. Whittaker Trust and the Isabelle Newman Trust and the Furman Thompkins Trust, \$100,000
 CRC 93-07008-CFANO, Count 4, theft from the Estate of Mildred Bauer, \$20,000+
 CRC 93-07009-CFANO, Count 5, theft from the Gladys Hoffman Trust, \$20,000+

The heirs to the Myrtle D. Trembly Trust indicate that they were not aware of the Clients' Security Fund. Mr. Correa stole \$391,000 from the Trembly Trust, his largest victim.

The heirs to the Trembly Trust live in Pennsylvania. One heir was disabled, Karin Wanich, but she died a few years ago and received just pennies on the dollar in restitution. Others heirs are elderly and not in a position to know or understand the Bar's rules. I believe the Florida Bar should have informed the Trembly Trust victims about the Clients' Security Fund. Insofar as they were disabled or elderly, they may have rights under chapter 825, Florida Statutes, Abuse, Neglect, and Exploitation of Elderly Persons and Disabled Adults.

Mr. Correa was not disbarred. May 13, 1993 Mr. Correa submitted a petition for leave to resign

from the Florida Bar, retroactive to January 29, 1993, with leave to seek readmission after five (5) years (see attached with Order of June 17, 1993). Also on May 13, 1993 the above cited criminal charges were filed with the Pinellas County Clerk of Court (see attached). Mr. Correa's petition contained material false statements, including:

Paragraph 4 of the petition states that "while acting as attorney and or trustee, misappropriated at least \$350,000 from one trust and misappropriated funds from other trusts" This amount is far short of the actual theft, \$909,810.77 which is concealed by the wording of the document.

Paragraph 5 states "A criminal investigation is pending based upon the matters referenced in paragraph 4 above. No criminal charges are pending." In fact five counts of grand theft were filed the same day as the petition, and Mr. Correa was arrested May 17, 1993. (see attached arrest affidavit)

Paragraph 11 states "The public interest will not be adversely affected by the granting of this Petition and such will not adversely affect the purity of the courts nor hinder the administration of justice nor the confidence of the public in the legal profession." This statement is simply not credible on its face.

Attached you will find an Order by Judge Richard Posner of the US Court of Appeals for the 7th Circuit, IN RE: Lawrence Scott WICK, Case No. No. D-10-0015, holding that a lawyer cannot resign to avoid the embarrassment of disbarment. The problem with the resignation of Mr. Correa is the Florida Bar's active collaboration with him to avoid justice in his uncontested motion to resign. Among other things, the motion was granted effective retroactive to January 29, 1993.

The heirs to the Trembly Trust report that Harold Dent (now deceased) executor, spent considerable sums on lawyers trying to recover money Mr. Correa stole, but was unable to accomplish much. Now his nephew, Charles H. Dent, Jr., has asked my assistance as an advocate on behalf of the heirs. I work as a volunteer advocate when possible. I do not charge money to anyone cheated by a lawyer.

Attached is my recent letter to Paul F. Hill, General Counsel. Mr. Hill referred this matter to Ms. Holcomb who has been less than candid. This is a request for the names and amounts paid out on claims resulting from Mr. Correa's theft.

You can read more about this matter on my website at <http://yousue.org/dennis-dale-correa/>

Thank you in advance for your response.

Sincerely,

Neil J. Gillespie
The Justice Network
8092 SW 115th Loop
Ocala, Florida 34481
(352) 854-7807

cc: Catherine Day Hult, Chair, Clients' Security Fund Committee
cc: Mr. Charles H. Dent, Jr.
Post Office Box 447
John Street
Mifflinville, PA 18631

Enclosures

 Pinellas County FLORIDA	General	Court	Official Records	Property	Other Records	eBusiness
--	---------	-------	------------------	----------	---------------	-----------



KEN BURKE, CPA

CLERK OF THE CIRCUIT COURT, PINELLAS COUNTY, FLORIDA

Adult - Case Progress Docket - Fct K

[Return to Previous Page](#) [Records Main Menu](#)

Pinellas Case			Uniform Case		Entitlement	Date Filed
CRC9307005CFANO			521993CF007005XXXXNO		STATE VS CORREA,DE	05/13/1993
Type	Apr	Cal	Final Disposition		Comp	Division
						D

Name	COC
CORREA,DENNIS D	DEFENDANT A

Select Dockets per Page:

100

Submit

Select Page:

1 2

100 docket entries displayed of 193 [New Search](#)

Current Sort is: **-Original Sort-**

Reset Original Sort	Docket Date	Docket Entry	Defendant
1	02/18/2010	CORRECTION MEMO: APPLY 06 SUSP OF \$102.99 TO CTREGISTR	A
2	02/09/2010	COPY OF : ORDER FROM 93-1423CI FOR PAYMENTS	A
3	07/31/2009	RESTITUTION PAYMENT.	A
4	07/31/2009	TIME THE DEFENDANT MAKES A	A
5	07/31/2009	PAYMENT SURCHARGE CHARGED BY DOC EACH	A
6	07/31/2009	THE COURT HEREBY WAIVES THE 4%	A
7	07/31/2009	MODIFY PREV IMP COND(S) OF PROBATION	A
8	07/31/2009	PROBATION	A
9	07/31/2009	ORDER GRANTING: D/MTN TO MODIFY CONDITIONS OF	A
10	07/31/2009	AGREEMENT VERIFICATION DOCUMENTS	A
11	07/31/2009	PROVIDE OFFENDER FINANCIAL OBLIGATION	A
12	07/31/2009	ORDER GRANTING: D/MTN FOR ORDER DIRECTING DOC TO	A
13	07/31/2009	PREJUDICE	A
14	07/31/2009	ADMINISTRATIVE PROBATION W/O	A
15	07/31/2009	ORDER DENYING: D/CONVERT DOC PROBATION TO	A
16	07/31/2009	*** Counts 01-05 ***	A
17	07/16/2009	DOC TO PROVIDE DOCUMENTS	A
18	07/16/2009	NOTICE OF HEARING: 073109/0830AM MTN FOR ORDER DIRECTING	A
19	07/16/2009	CONTINUING THEREAFTER ON AN ANNUAL BASIS	A
20	07/16/2009	VERIFICATION DOCUMENTS FOR THE YEARS 2007, 2008 &	A
21	07/16/2009	THE DEFT HIS OFFENDER FINANCIAL OBLIGATION AGREEMENT	A
22	07/16/2009	DEFT'S. MOTION: FOR AN ORDER DIRECTING DOC TO PROVIDE	A
23	06/29/2009	SEALED DOC VIOLATION REPORT	A
24	05/28/2009	PAID LAST	A
25	05/28/2009	VICTIMS ; CRIMES COMPENSATION TO BE	A
26	05/28/2009	PER MONTH AND TO BE DISBURSED TO ALL	A
27	05/28/2009	RESTITUTION AT THE RATE OF \$350.00	A
28	05/28/2009	DEFENDANT TO PAY PREVIOUSLY ORDERED	A
29	05/28/2009	VIOL. OF PROBATION DISMISSED BY COURT	A
30	05/28/2009	*** Counts 01-05 ***	A
31	03/26/2009	NOTICE OF PRE-TRIAL RETURNED UNCLAIMED	A
32	03/20/2009	NOTICE OF PRE-TRIAL - 052809 COURTROOM: Q AT 01:30	A
33	03/19/2009	PRE-TRIAL HRG SET: 052809/0130 PM -Q- VOP	A
34	03/19/2009	*** Counts 01-05 ***	A
35	02/23/2009	NOTICE OF HEARING RETURNED UNCLAIMED	A
36	02/23/2009	NOTICE OF PRE-TRIAL RETURNED UNCLAIMED	A
37	02/19/2009	NOTICE OF: PRETRIAL - RETURNED	A
38	02/19/2009	COPY OF : DEATH CERTIFICATE	A
39	02/19/2009	ATTY SONDR A GOLDENFARB DECEASED	A
40	02/19/2009	LETTER - PAUL B GOLDENFARB, M.D. TO CLERK RE:	A
41	02/13/2009	NOTICE OF PRE-TRIAL - 031909 COURTROOM: Q AT 01:30	A
42	02/13/2009	NOTICE OF HEARING - 031909 COURTROOM: Q AT 01:30	A
43	02/12/2009	PRE-TRIAL HRG SET: 031909/0130 PM -Q- VOP	A

44	02/12/2009	*** Counts 01-05 ***	A
45	02/12/2009	PROBATION	A
46	02/12/2009	REMAINING PROBATION TO ADMINISTRATIVE	A
47	02/12/2009	HEARING SET: 031909/0130 PM -Q- MTN TO CONVERT	A
48	02/12/2009	*** Counts 01-05 ***	A
49	01/12/2009	TO ADMINISTRATIV PROBATION	A
50	01/12/2009	NOTICE OF HEARING: 021209/0130PM MTN/CONVERT PROBATION	A
51	01/12/2009	ADMINISTRATIVE PROBATION	A
52	01/12/2009	DEFT'S. MOTION: TO CONVERT REMAINING PROBATION TO	A
53	12/30/2008	NOTICE OF PRE-TRIAL RETURNED UNCLAIMED	A
54	12/24/2008	NOTICE OF PRE-TRIAL - 021209 COURTROOM: Q AT 01:30	A
55	12/23/2008	PRE-TRIAL HRG SET: 021209/0130 PM -Q- VOP	A
56	12/23/2008	*** Counts 01-05 ***	A
57	12/16/2008	COPY OF INFORMATION SENT TO ATTORNEY	A
58	12/05/2008	DEMAND/REQUEST FOR COPY OF INFORMATION	A
59	12/05/2008	DEMAND FOR DISCOVERY &	A
60	12/05/2008	WRITTEN PLEA NOT GUILTY-ATTORNEY &	A
61	12/05/2008	NOTICE OF APPEARANCE: GREGORY L. OLNEY, II &	A
62	10/23/2008	VOP - NOTICE TO APPEAR: 122308/0130 PM - COURTROOM 1	A
63	10/23/2008	AFFIDAVIT - VIOLATION OF PROBATION	A
64	02/24/2005	AMENDED ORDER: OF RECUSAL & REASSIGNMENT	A
65	02/24/2005	CASE REASSIGNED FROM DIV I TO DIV D BY COURT ADMIN 7565	A
66	02/16/2005	ORDER: OF RECUSAL & REASSIGNMENT	A
67	08/31/2004	DEFT'S. MOTION: AMEND CONDITIONS OF PROBATION	A
68	08/31/2004	PROBATION	A
69	08/31/2004	ORDER GRANTING: D/MOTION TO AMEND CONDITIONS OF	A
70	08/31/2004	*** Counts 01-05 ***	A
71	08/12/2004	PROBATION	A
72	08/12/2004	NOTICE OF HEARING: 083104/0830AM MTN/AMEND CONDITIONS OF	A
73	04/01/2004	NOTICE OF APPEARANCE - GREGORY L OLNEY II	A
74	01/22/1999	LETTER - ATTY TODD BERGER TO COURT	A
75	10/21/1998	ORDER ON STATUS CONFERENCE	A
76	10/02/1998	RESTITUTION ORDERED \$ 2000 TO DEPT OF CORRECTION 102198	A
77	10/02/1998	PREV ORDER OF REST. IN FULL FORCE	A
78	07/20/1998	STATUS CHECK SET: 100298/0900 - RESET	A
79	07/10/1998	TO RESTITUTION/ATTY BAL REMAINS UNTIL ST/CHK 072198	A
80	07/10/1998	CT APPROVES \$100,000 TRANSFER FOR VICTIM	A
81	07/10/1998	COSTS OF SUPERVISION WAIVED	A
82	07/10/1998	STATUS CHECK SET: 100298/0900AM RESET	A
83	04/17/1998	STATUS CHECK SET: 071098/1100AM RESET/RESTITUTION	A
84	04/06/1998	NOTICE OF HEARING: 071098/1100 - STATUS CONFERENCE	A
85	03/27/1998	NOTICE OF HEARING RETURNED UNCLAIMED	A
86	03/23/1998	NOTICE OF HEARING - 041798 COURTROOM: O AT 1130	A
87	03/20/1998	STATUS CHECK SET: 041798/1130AM-RESET RESTITUTION	A
88	02/27/1998	STATUS CHECK SET: 032098/0830AM-RESET RESTITUTION	A
89	02/06/1998	LETTER - FROM TODD BERGER,ESQ TO CLERK	A
90	12/18/1997	STATUS CHECK SET: 022798/0200PM-RESET REST PER CT DIV "O"	A
91	12/02/1997	STATUS CHECK SET: 121897/0830AM RESTITUTION	A
92	11/07/1997	STATUS CHECK SET: 120297/0830AM-RESET RESTITUTION	A
93	08/13/1997	NOTICE OF HEARING: 110797/0830AM STATUS CONFERENCE	A
94	08/08/1997	STATUS CHECK SET: 110597/0830AM RESET	A
95	05/29/1997	NOTICE OF HEARING: 080897/0830 - RESTITUTION STATUS	A
96	05/15/1997	STATUS CHECK SET: 072397/0830 - RESTITUTION/RESET	A
97	03/19/1997	ORDER ON HANDLING OF FLORIDA-CORREA TRUST & D'S ASSETS	A
98	03/12/1997	PRAECIPE FOR SUBPEONA DUCES TECUM (7)	A
99	03/03/1997	MR. CORREA NOT TO GIVE BONUS/CONTR	A
100	03/03/1997	MR. BERGER TO HOLD \$100,000	A

[New Search](#)


Select Page:

1 2

Return to Top of Page:

[Top of Page](#)

Apr Appearance Date
COC Connection Code (Connection to Case)
Comp Date Case Closed

 Pinellas County FLORIDA	General	Court	Official Records	Property	Other Records	eBusiness
---	---------	-------	------------------	----------	---------------	-----------



KEN BURKE, CPA

CLERK OF THE CIRCUIT COURT, PINELLAS COUNTY, FLORIDA

Adult - Case Progress Docket - Fct K

[Return to Previous Page](#) [Records Main Menu](#)

Pinellas Case			Uniform Case		Entitlement	Date Filed
CRC9307005CFANO			521993CF007005XXXXNO		STATE VS CORREA,DE	05/13/1993
Type	Apr	Cal	Final Disposition		Comp	Division
						D

Name	COC
CORREA,DENNIS D	DEFENDANT A

Select Dockets per Page:

100

Submit

Select Page:

1 2

93 docket entries displayed of 193 [New Search](#)

Current Sort is: **-Original Sort-**

Reset Original Sort	Docket Date	Docket Entry	Defendant
1	03/03/1997	LIST OF EXHIBITS: STATE BOX #177	A
2	02/28/1997	PRAECIPE FOR SUBPEONA DUCES TECUM	A
3	02/27/1997	PRAECIPE FOR DEPOSITION	A
4	02/27/1997	PRAECIPE FOR WITNESS SUBPOENA	A
5	02/26/1997	PRAECIPE FOR WITNESS SUBPOENA (4)	A
6	02/24/1997	NOTICE OF HEARING: 030397/0230 - REHEAR ORDER	A
7	02/12/1997	PRAECIPE FOR SUBPOENA DUCES TECUM	A
8	02/11/1997	P. BERGER/HOLD IN ESCROW W/PREV AMT	A
9	02/11/1997	CT ORDERS CORP TURN OVER \$70,000 TO ATTY	A
10	02/11/1997	SOLD WITH PROCEEDS TO DOC	A
11	02/11/1997	CT DIRECTS ALL DEFTS ASSETS BE	A
12	02/11/1997	STATUS CHECK SET: 051597/0830AM RESET	A
13	01/28/1997	NOTICE OF HEARING: 021197/0830AM RESTITUTION HEARING	A
14	01/26/1996	NOTICE OF HEARING: 020896/0200 - STATUS FOR RESTITUTION	A
15	01/26/1996	STATE'S MOTION: TO DETERMINE STATUS OF ASSES FOR RESTITUTION	A
16	04/24/1995	MANDATE AFFIRMING FROM DCA, APPEAL #93-04040	A
17	04/24/1995	SUBSTITUTED	A
18	04/24/1995	& PRIOR OPINION FILED 12/16/94 IS W/DRAWN & ATTACHED OPINION	A
19	04/24/1995	TRUE COPY DCA ORDER GRANTING APPELLEE'S MOTION FOR REHEARING	A
20	02/17/1995	SUPPLEMENTAL TRANSCRIPT OF RECORD FORWARDED TO DCA: 1 SET	A
21	02/16/1995	DIRECTIONS TO THE CLERK	A
22	02/16/1995	DISTRICT RELINQUISHMENT OF JURISDICTION	A
23	02/16/1995	ORDER MAKING FINDINGS OF FACT IN ACCORDANCE WITH SECOND	A
24	02/16/1995	LETTER - ATTY SONDR A GOLDENFARB TO COURT	A
25	02/15/1995	FILED CONTEMPORANEOUSLY W/JDMT & SENT	A
26	02/15/1995	CT FINDS SENT DEPARTURE REASONS WERE	A
27	02/15/1995	LIST OF EXHIBITS: STATE BOX # 52 (APPEAL HRG)	A
28	02/15/1995	LIST OF EXHIBITS: DEFT BOX # 52 (APPEAL HRG)	A
29	02/15/1995	PRAECIPE FOR WITNESS SUBPOENA (2)	A
30	02/15/1995	WITNESS SUBPOENA RETURNED	A
31	02/13/1995	DAYS OF DATE OF ORDER	A
32	02/13/1995	SHALL SUPPLEMENT THE RECORD WITH EVIDENCE PRESENTED W/IN 45	A
33	02/13/1995	COURT FOR PARTIES TO PRESENT EVIDENCE ON ISSUES & APPELLEE	A
34	02/13/1995	TRUE COPY DCA ORDER RELINQUISHING JURISDICTION TO TRIAL	A
35	06/08/1994	ORDER GRANTING MTN FOR TRAVEL PERMIT	A
36	06/08/1994	ORDER GRANTING MOTION TO PERIT TRAVEL	A
37	06/07/1994	DEFT'S. MOTION: TO PERMIT TRAVEL	A
38	06/03/1994	NOTICE OF HEARING: 060894/0800 A.M.	A
39	04/18/1994	CORRECT RECORD	A
40	04/18/1994	TRUE COPY DCA ORDER DENYING APPELLEE'S MOTION TO	A
41	03/08/1994	DAYS TO APPELLEE'S MOTION TO CORRECT RECORD	A
42	03/08/1994	TRUE COPY DCA ORDER FOR APPELLANT TO FILE RESPONSE WITHIN 10	A
43	12/27/1993	TRANSCRIPT OF RECORD FORWARDED TO: DCA, 1 SET	A

44	12/13/1993	TRANS/OF/PROCEED CHANGE OF PLEA & SENTENCING 11/08/93	A
45	12/06/1993	LETTER FROM 2ND DCA RE:ASSIGN APPEAL NO. 93-04040	A
46	12/06/1993	ORDER GRANTING PETITION FOR COSTS	A
47	12/06/1993	PETITION FOR COSTS	A
48	11/10/1993	DIRECTIONS TO THE CLERK	A
49	11/10/1993	DESIGNATIONS OF COURT REPORTER	A
50	11/10/1993	NOTICE OF APPEAL: STATE OF FLORIDA VS CORREA	A
51	11/09/1993	PLEA FORM - GUILTY	A
52	11/09/1993	DEPARTURE FROM GUIDELINES SENTENCING	A
53	11/09/1993	A DOWNWARD DEPARTURE IN SENTENCING ORDER CONCERNING	A
54	11/09/1993	APPENDIX TO DEFT'S MEMORANDUM OF LAW IN SUPPORT OF	A
55	11/08/1993	RESTITUTION ORDERED \$ 909810 (\$909810.77)	A
56	11/08/1993	15Y/DO PROBATION CTS 4 & 5 CONC	A
57	11/08/1993	COUNTS 2 & 3 CONC	A
58	11/08/1993	PROBATION ORDERED - ADJ/G 30Y/DO (CKL)	A
59	11/08/1993	JUDGEMENT	A
60	11/08/1993	SENTENCING GUIDELINES DEPARTURE	A
61	11/08/1993	ARRAIGNED: GUILTY PLEA TO AMENDED INFO	A
62	11/08/1993	LETTER - RE: DEFT (3)- FILED W/CLERK 110993	A
63	11/08/1993	INFORMATION AMENDED: (5CT) GRAND THEFT	A
64	11/05/1993	DOWNWARD DEPARTURE IN SENTENCING	A
65	11/05/1993	DEFT'S MEMORANDUM OF LAW IN SUPPORT OF A	A
66	10/06/1993	HEARING SET: 110893/0300PM - COP/SENTENCING	A
67	09/17/1993	NOTICE OF PRE-TRIAL - 101593 COURTROOM: I AT 0830	A
68	09/13/1993	PRE-TRIAL HRG SET: 101593/0830AM RESET	A
69	07/30/1993	NOTICE OF PRE-TRIAL - 091393 COURTROOM: I AT 0830	A
70	07/26/1993	WAIVED RIGHT TO SPEEDY TRIAL	A
71	07/26/1993	PRE-TRIAL HRG SET: 091393/0830AM RESET	A
72	06/11/1993	NOTICE OF PRE-TRIAL - 072693 COURTROOM: I AT 0830	A
73	06/09/1993	ANSWER TO DEMAND FOR DISCOVERY	A
74	06/07/1993	PRE-TRIAL HRG SET: 072693/0830AM	A
75	05/26/1993	DEMAND/REQUEST FOR COPY OF INFORMATION	A
76	05/26/1993	DEMAND FOR DISCOVERY &	A
77	05/26/1993	WRITTEN PLEA NOT GUILTY-ATTORNEY BURKLIN & FANTAUZZO	A
78	05/26/1993	NOTICE OF APPEARANCE - SHAWN A BURKLIN & KEVIN D FANTAUZZO &	A
79	05/21/1993	ORDER GRANTING MTN FOR PROPERTY BOND OR 8280/1951-005	A
80	05/21/1993	NOTICE OF HEARING: 052193/0900AM	A
81	05/21/1993	PROPERTY BOND OR 8280/1951-005	A
82	05/21/1993	ORDER GRANTING PROPERTY BOND OR 8280/1951-005	A
83	05/21/1993	MOTION: FOR APPROVAL OF PROPERTY BOND	A
84	05/21/1993	NOTICE OF ARRAIGNMENT - 060793 COURTROOM: I AT 0130	A
85	05/19/1993	CAPIAS RETURNED EXECUTED:	A
86	05/18/1993	ORDER OF PROBABLE CAUSE	A
87	05/18/1993	COMPLAINT AND ADVISORY - GRAND THEFT (5CTS)	A
88	05/17/1993	BOND AMENDED TO \$ 100,000	A
89	05/17/1993	BOND AMENDED TO \$ 100,000	A
90	05/13/1993	AFFIDAVIT - PROBABLE CAUSE	A
91	05/13/1993	BOND SET: \$800000	A
92	05/13/1993	CAPIAS ISSUED FOR: CORREA,DENNIS D	A
93	05/13/1993	DIRECT INFORMATION: (5CT) GRAND THEFT	A

[New Search](#)

Select Page:
1 2
Return to Top of Page:
Top of Page

Apr Appearance Date
COC Connection Code (Connection to Case)
Comp Date Case Closed

210 D.I.

01873379

0006379399 COMPLAINT/ARREST AFFIDAVIT - CIRCUIT/COUNTY COURT - PINELLAS COUNTY, FLORIDA

Felony ☒ Misdemeanor ☐ Ordinance ☐ Non-Criminal ☐ Warrant ☒ Traffic ☐

Charge: 5 CTS Grand Theft CIS Code: OT-4725206 Report No. CRL 93-070052 Court Case No. 0006379399

Defendant's Name (Last, First, Middle): CARREA DENNIS D. DOB: 03-26-47 Sex: M Race: W Ht: 5-9 Wt: 158 Hair: GRAY Eyes: LT Skin: LT

Aliases: None Driver's License No.: 600-164-47-1060 State: FL Residence Type: ☒ City ☐ County ☐ State ☐ Out-of-State

Local Address (Street, City, State): 1895 New Hampshire Ave N.E. Zip Code: 33703 Telephone: 527-2943 Place of Birth: MINN Citizenship: US

Permanent Address (Street, City, State, Zip Code): Same Telephone: 527-9876

Scars, Tattoos, Unique Physical Features: Surgey scar RT side stomach Employed by/School: ATTORNEY

Weapon Seized/Type: 1 Yes ☐ 2 No ☒ Indication of Drug Influence: ☐ Y ☐ N ☒ UNK ☐ Indication of Alcohol Influence: ☐ Y ☐ N ☒ UNK ☐

Co-defendant's Name (Last, First, Middle): N/A DOB: UNK Sex: UNK Race: UNK In Custody Yes ☐ No ☒ Felony ☐ Misd. ☐

Co-defendant's Name (Last, First, Middle): N/A DOB: UNK Sex: UNK Race: UNK In Custody Yes ☐ No ☒ Felony ☐ Misd. ☐

The undersigned certifies and swears that he has just and reasonable grounds to believe, and does believe that the above named defendant on the 17 day of May, 1993, at approximately 1005 a.m. ☒ p.m. ☐ at 205-96 Ave No in Pinellas County did:

Arrested in a Circuit Court
Caption: Copy attached

List other traffic citations: Contrary to Florida Statute ☒ 812.014
County ☐ City ☐ State ☐ Ordinance ☐

STATE OF FLORIDA
County of Pinellas

The foregoing instrument was acknowledged before me this 17 day of May, 1993 by Det D. Hale #058 who is personally known to me or who has produced Det S. Foltz #849 as identification and who did/did not take an oath.

Signature of Notary Public: [Signature] My Commission Expires: 12/30

Name of Acknowledger (Typed, Print or Stamped): DET D. HALE Serial #: 472520657

Arrest Date: 5-17-93 Time: 1005 a.m. ☒ p.m. ☐

Amount of Bond: 800,000.00 Aggravating Factors: None

Booking Officer: [Signature] Bond out: 100.00 (a.m.) ☐ (p.m.) ☒

NOTICE TO APPEAR ONLY

☐ MISDEMEANOR — You MUST appear at Pinellas County Misdemeanor Courthouse, Airport Business Center - Building 3, 14225 49th Street North, Clearwater, Florida, on the 17 day of May, 1993, at 1005 a.m. ☐ p.m. ☒.

☐ ORDINANCE VIOLATION — You MUST comply with EITHER A or B:
A. Comply with the Waiver Information on the reverse side of this form and pay a fine in the amount of \$ _____ for a Category _____ offense within ten (10) days of this Notice.
B. Appear at Pinellas County Misdemeanor Courthouse, Airport Business Center - Building 3, 14225 49th Street, Courtroom P, Clearwater, Florida, on the _____ day of _____, 19____, at _____ a.m. ☐ p.m. ☐.

☐ NON-CRIMINAL VIOLATION — You MUST pay a fine in the amount of \$ _____ within ten (10) calendar days, or comply with the non-criminal violation information on the bottom of the reverse side of this form.

AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED ABOVE TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, OR PAY THE FINE REQUIRED BY THE DATES SET OUT ON THIS FORM, THAT I MAY BE HELD IN CONTEMPT OF COURT AND THAT A WARRANT FOR MY ARREST WILL BE ISSUED. I HEREBY CERTIFY BY MY SIGNATURE THE BELOW LISTED ADDRESS IS MY CORRECT ADDRESS.

93-7005 CFAND

MAY 18 1993

I FURTHER CERTIFY THAT:

- ☒ A. Defendant has advised the Court that he has retained counsel or will retain counsel.
- ☐ B. The Court investigated Defendant's solvency and found the Defendant solvent and financially able to secure counsel.
- ☐ C. The Court investigated Defendant's solvency and appointed the Public Defender to represent Defendant.
- ☐ D. The Defendant waived the right to counsel at the first appearance only.
- ☒ E. The Court reviewed this Advisory and finds there is / there is not probable cause to hold and bind over the Defendant for trial.
- ☐ F. The probable cause determination is hereby passed 72 hours.

ACTION TAKEN, if any

JUDGE

- I, having been found solvent and financially able to secure counsel, hereby waive counsel until my attorney files an appearance in this case or until I file a written request for a review of my solvency and ability to secure counsel.

DEFENDANT'S SIGNATURE

I HEREBY acknowledge receipt of a copy of the foregoing complaint and advisory

DISPOSAL & SIGNATURE

2014年12月15日 星期一

DATE

**SCHEDULE OF WITNESSES AND EVIDENCE
NOTICE TO APPEAR ONLY**

		DOB	Race	Sex
Home Phone		Business Phone		
		DOB	Race	Sex
Home Phone		Business Phone		
		DOB	Race	Sex
Home Phone		Business Phone		

THAT THE FOREGOING IS A COMPLETE LIST OF WITNESSES AND EVIDENCE KNOWN TO ME

Processing Officer

Agency

Date _____

120787028

February 28, 2011

Paul F. Hill, General Counsel
The Florida Bar
651 East Jefferson Street
Tallahassee, FL 32399-2300

RE: Dennis Dale Correa, Bar ID No.: 146321
Resigned in Lieu of Disciplinary Proceedings

Dear Mr. Hill:

Thank you for your response of September 27, 2010.

It appears from your response that the Florida Bar failed to inform Mr. Correa's victims about the Clients' Security Fund, how to make a claim, and any time limitation. Your response cited a two year time limitation to apply to the fund.

A number of Mr. Correa's victims live out of state, or are disabled, or elderly and not in a position to know or understand the Bar's rules. I believe the Florida Bar should have informed Mr. Correa's victims about the Clients' Security Fund. Insofar as Mr. Correa's victims were disabled or elderly, they may have rights under chapter 825, Florida Statutes, Abuse, Neglect, and Exploitation of Elderly Persons and Disabled Adults.

Mr. Correa promised to repay his victims. That was the argument for probation in lieu of his incarceration. Mr. Correa was supposed to obtain a job with a six-figure salary and repay his victims in full. In 1993 the Department of Corrections, which oversees Correa's probation, established a "suggested schedule" of restitution of \$3,198 a month.

The Order of Probation signed by Circuit Judge Claire K. Luten November 8, 1993 has special condition (15) which states "You will make restitution in the amount of \$909,810.77 to the victims." A copy of the Order is enclosed.

An Order of Modification of Probation May 28, 2009 reduced Mr. Correa's restitution payments to \$350 per month. (copy enclosed). At this rate Mr. Correa will never be able to make full restitution. The Order has another curiosity, item no. 3: "After the victims of all of the counts have been paid in full, any additional monies paid shall be distributed to the Florida Bar Association as reimbursement to their Client's Compensation Fund." Does this mean the Client's Security Fund?

Did any of Mr. Correa's victims receive payment from the Bar's Client's Security Fund? If so, this is a request for those records pursuant to Rule 7-5.1(b).

The Order of Modification of Probation May 28, 2009 reduced Mr. Correa's restitution payments to \$350 per month. In my personal opinion this modification should be

considered a new loss since it precludes Mr. Correa from ever making full restitution. Under this scenario the two year time period for Mr. Correa's victims to make a claim would run until May 28, 2011. If this is the case kindly provide the necessary claim forms to the heirs of the Myrtle Trembley trust so they can make a timely claim to the fund.

Mr. Hill, your response failed to answer my question about why the Florida Bar and/or the Florida Courts did not require Mr. Correa to pay interest on the money he stole and owed to his former clients. I am question why the victims did not receive a money judgment against Mr. Correa for the amount of their loss.

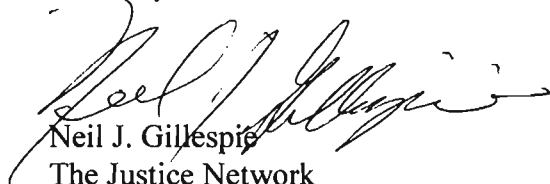
The statutory interest rate for money judgments is established under §55.03, Florida Statutes. The interest rate in effect from October 1, 1981 through December 31, 1994 was 12%. Mr. Correa was convicted in 1993 when the statutory interest rate was 12%.

Mr. Correa stole \$391,000 from the Myrtle Trembley trust. If a judgment of \$391,000 had been obtained against Mr. Correa, and interest accrued at the 12% prevailing statutory interest rate, simple interest on the principal today would be about \$844,560 assuming Mr. Correa paid nothing on the principal. The Department of Corrections will not release records showing how much restitution Mr. Correa has made.

Mr. Correa may never make restitution. However a life insurance policy on Mr. Correa benefiting the heirs could ensure that when Correa died his victims would be reimbursed. This is one reason for a judgment with interest against Mr. Correa for his victims.

Thank you in advance for your response to the issues raised herein.

Sincerely,



Neil J. Gillespie
The Justice Network
8092 SW 115th Loop
Ocala, Florida 34481

cc: Mr. Charles H. Dent, Jr.
Post Office Box 447
John Street
Mifflinville, PA 18631

Enclosures

JUDGE CLAIRE K. LUTEN

CIRCUIT COURT, PINELLAS COUNTY, FLORIDA
CRIMINAL DIVISION

CASE NO. CRC93-07005CFANQ-I

STATE OF FLORIDA
VS.

ORDER OF PROBATION

DENNIS CORREA
SPN: 1073379

This cause coming on this day to be heard before me, and you, the defendant, DENNIS CORREA, being now present before me, and you having:

- { XX } ENTERED A PLEA OF GUILTY TO
- { } ENTERED A PLEA OF NOLO CONTENDERE TO
- { } BEEN FOUND GUILTY BY THE VERDICT OF A JURY OF
- { } BEEN FOUND GUILTY BY THE COURT TRYING THE CASE WITHOUT A JURY OF

the offense of GRAND THEFT (5 COUNTS), THE DEFENDANT BEING PRESENT AND WITH COUNSEL, SHAWN BURKLIN

SECTION 1: Judgment of Guilt

XX The Court hereby adjudges you to be guilty of the above offense(s)

Now, therefore, it is ordered and adjudged that the imposition of sentence is hereby withheld and that you be placed on probation for a period of 30 YEARS AS TO COUNTS 1-2-3- EACH COUNT CONCURRENT- 15 YEARS AS TO COUNTS 4 -5 TO RUN CONCURRENT WITH COUNTS 1-2-3. under the supervision of the Department of Corrections, subject to Florida law.

SECTION 2: Order Withholding Adjudication

Now, therefore, it is ordered and adjudged that the adjudication of guilt is hereby withheld and that you be placed on probation for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.

SECTION 3: Probation During Portion of Sentence

It is hereby ordered and adjudged that you be

_____ committed to the Department of Corrections

_____ confined in the County Jail

for a term of _____. After you have served balance of the term you shall be placed on probation for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.

IT IS FURTHER ORDERED that you shall comply with the following conditions of probation:

- (1) Not later than the fifth day of each month, you will make a full and truthful report to your Probation Officer on the form provided for that purpose.
- (2) You will pay to the State of Florida the amount of Fifty Dollars (\$50.00) per month toward the cost of your supervision unless otherwise waived in compliance with Florida Statutes.
- (3) You will not change your residence or employment or leave the county of your residence without first procuring the consent of your Probation Officer.
- (4) You will neither possess, carry, or own any weapon or firearm without first securing the consent of your Probation Officer.
- (5) You will live and remain at liberty without violating any law. A conviction in a court of law shall not be necessary in order for such a violation to constitute a violation of probation.
- (6) You will not use intoxicants to excess; nor will you visit places where intoxicants, drugs, or other dangerous substances are unlawfully sold, dispensed or used.
- (7) You will work diligently at a lawful occupation and support any dependents to the best of your ability, as directed by your Probation Officer.
- (8) You will promptly and truthfully answer all inquiries directed to you by the Court or the Probation Officer, and allow the Officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions he may give you.
- (9) You will pay to First Step, Inc. the sum of Twelve Dollars (\$12.00) per year for each year of probation ordered, on or before ninety days from the date of this Order.
- (10) You will pay attorney fees and costs assessed against you in this case under F.S. 27.56 and 925.036 in the amount of \$_____ on or before _____ or at least 60 days before your probation/community control terminates, whichever occurs first. THIS IS NOT A CONDITION.
- (11) Probation may not be transferred out of State without express Court approval until all Court ordered and assessed monetary obligations are satisfied.
- (12) You will submit to random testing as directed by the supervising officer or the professional staff of the treatment center where you are receiving treatment to determine the presence of alcohol or controlled substances.
- (13) You shall submit to and pay for an evaluation to determine whether or not you have any treatable problem with alcohol and/or any illegal drug. If you have said problem, you are to submit to, pay for, and successfully complete any recommended treatment program as a result of said evaluation, all to be completed at the discretion of your Probation Officer.

SPECIAL CONDITIONS:

- (14) You will continue with psychological counseling.
(15) You will make restitution in the amount of \$909,810.77 to the victims.

Statutory costs are hereby waived.

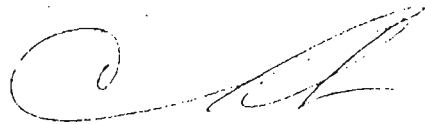
You are hereby placed on notice that the Court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision; and that if you violate any of the conditions of your probation, you may be arrested and the Court may revoke your probation and impose any sentence which it might have imposed before placing you on probation.

IT IS FURTHER ORDERED that when you have reported to the Probation Officer and have been instructed as to the conditions of probation you shall be released from custody if you are in custody and if you are at liberty on bond, the sureties thereon shall stand discharged from liability.

IT IS FURTHER ORDERED that the Clerk of this Court file this Order in his office, record the same in the Minutes of the Court, and forthwith provide certified copies of same to the Probation Officer for his use in compliance with the requirements of law.

The defendant is advised of the right to appeal.

DONE AND ORDERED IN OPEN COURT, this the 8th day of
NOVEMBER, 1993.



JUDGE

I acknowledge receipt of a certified copy of this Order and that the conditions have been explained to me.

Date: _____

Probationer

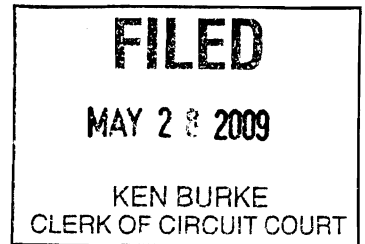
Instructed by: _____

(PRB-7/92)

CF

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA IN AND FOR PINELLAS COUNTY

CRC93-07005CFANO-I



STATE OF FLORIDA :
v. : VIOLATION OF PROBATION
DENNIS D. CORREA :
SPN 01073379 :

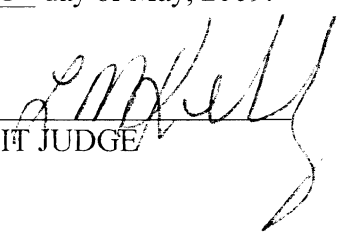
ORDER OF MODIFICATION OF PROBATION

This cause coming on to be heard and upon agreement of the parties to a modification of the defendant's probation, it is thereupon

ORDERED AND ADJUDGED that

1. The defendant will pay payments of \$350.00 per month toward his outstanding restitution obligation.
2. The \$350.00 payments will be applied to all counts until the termination of probation or until paid in full.
3. After the victims of all of the counts have been paid in full, any additional monies paid shall be distributed to the Florida Bar Association as reimbursement to their Client's Compensation Fund.

DONE AND ORDERED in Pinellas County, Florida, this 28th day of May, 2009.



CIRCUIT JUDGE

cc Gregory L. "Skip" Olney, II, Esq.
James A. Hellickson, Assistant State Attorney
Department of Corrections

Supreme Court of Florida

THURSDAY, JUNE 17, 1993

THE FLORIDA BAR,

Complainant,

v.

DENNIS DALE CORREA,

Respondent.

* * * * *

*
*
*
*
*
*
*
*
*
*

CASE NO. 81,766

TFB No. 93-11,445(HRS)(6A)

The uncontested petition to resign in lieu of disciplinary proceedings, with leave to seek readmission after five (5) years, and amendment thereto, is granted effective retroactive to January 29, 1993.

Judgment for costs in the amount of \$10,065.82 is entered against respondent for which sum let execution issue.

Not final until time expires to file motion for rehearing and, if filed, determined. The filing of a motion for rehearing shall not alter the effective date of this resignation.

A True Copy

TEST:

KBB

cc: Ms. Bonnie L. Mahon

Mr. John A. Boggs

Mr. Donald A. Smith, Jr.

Sid J. White
Clerk, Supreme Court

PUBLIC RECORDS
JUN 17 1993
RAS 6/17

NY
IN THE SUPREME COURT OF FLORIDA

IN RE: PETITION OF

SUPREME COURT CASE NO.

RECEIVED

DENNIS DALE CORREA

93-11-445 (66A) (HRS) NOV 17 '93

THE FLORIDA BAR
LEGAL DIVISION

PETITION FOR LEAVE TO RESIGN FROM THE FLORIDA BAR

COMES NOW Petitioner, Dennis Dale Correa, by and through his undersigned attorney, pursuant to Rule 3-7.12, Rules of Discipline of The Florida Bar, and petitions this court for leave to resign without leave to reapply for a period of five years and states:

1. Petitioner is forty-six years old and was admitted to the practice of law in the State of Florida on October 6, 1972 and is subject to the jurisdiction and disciplinary rules of The Supreme Court of Florida. Petitioner is currently residing in St. Petersburg, Florida.

2. Petitioner is aware of all rights he may have under the Rules Regulating The Florida Bar.

3. Petitioner does not have a prior disciplinary record.

4. Pending disciplinary actions against Petitioner involve the following:

TFB No. 93-10,473(6A) - In this case, it has been alleged that Petitioner, while acting as attorney and or trustee, misappropriated at least \$350,000 from one trust and misappropriated funds from other trusts.

TFB No. 93-10,948(6A)(HES) - In this case, a Petition for Emergency Suspension was filed by The Florida Bar which alleged

7/11/93
PUBLIC RECORD

MDG 5/12/93

that Petitioner misappropriated substantial funds from various trusts. The Petition was granted by The Supreme Court of Florida on January 29, 1993.

TFB No. 93-11,029(6A)(INV) - In this case, an inventory attorney was appointed to protect Petitioner's clients due to Petitioner's emergency suspension.

5. A criminal investigation is pending based upon the matters referenced in paragraph 4 above. No criminal charges are pending.

6. Petitioner agrees to cooperate fully with any investigation in connection with the Client Security Fund of The Florida Bar.

7. Petitioner will make all reasonable efforts to reimburse the Client Security Fund of The Florida Bar if payments are made by the fund as a result of his conduct.

8. The Florida Bar has incurred costs during the investigation of the pending disciplinary actions referred to above, as indicated in the Statement of Costs attached hereto. Petitioner agrees to pay The Florida Bar's costs in the amount of \$10,065.82.

9. Petitioner agrees that he will not attempt to discharge said obligation for payment of costs in any future proceedings, including, but not limited to, a petition for bankruptcy.

10. Petitioner freely and voluntarily submits this Petition for Leave to Resign Without Leave to Reapply for a Period of Five Years.


11. The public interest will not be adversely affected by the granting of this Petition and such will not adversely affect the purity of the courts nor hinder the administration of justice nor the confidence of the public in the legal profession.

12. Petitioner agrees that this Petition is a public document and waives confidentiality in this matter.

WHEREFORE, Petitioner, Dennis Dale Correa, respectfully requests that this Honorable Court grant his Petition for Leave to Resign Without Leave to Reapply for a Period of Five Years, retroactive to January 29, 1993.

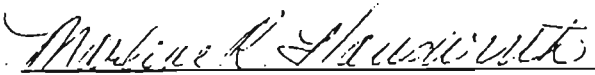
Respectfully submitted,


DENNIS DALE CORREA
Attorney No. 146321


DONALD A. SMITH, JR., ESQUIRE
SMITH & TOZIAN, P.A.
109 N. Brush Street, Suite 150
Tampa, Florida 33602
(813) 273-0063
FL Bar# 265101
Attorney for Petitioner

STATE OF FLORIDA)
) ss.
COUNTY OF HILLSBOROUGH)

The foregoing instrument was acknowledged before me this 13th day of May, 1993, by Dennis Dale Correa, who is (personally known to me) or (who has produced) DA (type of identification) and who (~~did~~/did not) take an oath.


NOTARY PUBLIC

My commission expires:

OFFICIAL NOTARY SEAL MARLENE R HAUSWIRTH NOTARY PUBLIC STATE OF FLORIDA COMMISSION NO. CC223473 MY COMMISSION EXPI. AUG. 25, 1996

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U. S. Mail delivery on this 14 day of May, 1993, to: John T. Berry, Staff Counsel, The Florida Bar, Tallahassee, Florida 32399-2300; Bonnie L. Mahon, Assistant Staff Counsel, The Florida Bar, Suite C-49, Tampa Airport, Marriott Hotel, Tampa, Florida 33607; and John F. Harkness, Jr., Executive Director, The Florida Bar, 650 Apalachee Parkway, Tallahassee, Florida 32399-2300.

Donald A. Smith, Jr.
DONALD A. SMITH, ESQUIRE

In the
United States Court of Appeals
For the Seventh Circuit

No. D-10-0015

IN RE:

LAWRENCE SCOTT WICK,

Respondent.

Disciplinary Matter

DECIDED DECEMBER 9, 2010

Before POSNER, WOOD, and TINDER, *Circuit Judges*.

POSNER, *Circuit Judge*. The Supreme Court of Illinois disbarred attorney Wick because of fraudulent overbilling of clients. He is a member of our bar, and we ordered him to show cause why he should not be expelled from it as well. 7th Cir. R. 46(d). In response, he points to repeated requests that he made last year to be allowed to withdraw voluntarily; as a result of clerical error, his requests were not acted on. His response asks us to allow him to withdraw now. The question whether and when a lawyer should be permitted to resign from a bar is novel in this court, and so we have decided to address it in a published opinion.

Like most bars we don't charge an annual fee—indeed, we charge no fee besides the fee for joining (some courts charge a renewal fee). As a result, resignations are very rare; in fact we have a record of only one request to be permitted to resign from the bar of our court. It was granted because there was no reason to suppose any ethical issue involved; the reason the lawyer gave for wanting to resign was simply that she didn't intend to handle any further cases in this court. *Why* a lawyer would bother to request permission to resign a membership that imposes no financial or other obligations (such as commitment to an organization's principles) is unclear, and this leads us to speculate that the most common reason is a desire to avoid expulsion—a desire that should not be honored. “[A]n attorney likewise may not evade [the court’s] disciplinary authority through strategic withdrawal after disciplinary proceedings have commenced.” *In re Saghir*, 595 F.3d 472, 474 (2d Cir. 2010) (per curiam); see also *In re Jaffe*, 585 F.3d 118, 125 (2d Cir. 2009) (per curiam). If the lawyer belongs to another bar, and intends to continue practicing law, the misconduct that caused him to be disbarred in another jurisdiction should not be swept under the rug. *Id.* (“while we acknowledge the Committee’s reasons for recommending that the termination be through withdrawal, we believe it would be misleading to suggest in any way that Jaffe’s separation from this Court’s bar was voluntary”).

Some courts, it seems, allow withdrawal more or less automatically even after disciplinary proceedings have been instituted—even when instituted by the very court

from whose bar the lawyer seeks to withdraw. See, e.g., *In re Barrett*, 549 U.S. 948 (2006) (mem.); *In re Clinton*, 534 U.S. 1016 (2001) (mem.); cf. *In re Weston*, 442 N.E.2d 236, 239 (Il. 1982). Maybe these courts don't want to be bothered with completing the disciplinary proceeding, since voluntary withdrawal has similar consequences to the discipline that would be meted out at the end of the proceedings—though not identical consequences because the reason for the withdrawal is not publicly disclosed and so there is the danger of misleading that the Second Circuit noted in the *Jaffe* case. We have not been burdened by frequent requests to allow resignation from our bar, and so we don't have the excuse of workload to justify imitating the practice of such courts. When an attorney is removed from the roll of attorneys admitted to practice before this court, we don't want to leave the impression that the separation was innocent if in fact it was precipitated by the attorney's wrongdoing.

In seeking to resign from the bar of our court, Wick has managed to compound the misconduct that led to his disbarment by the Supreme Court of Illinois. In November 2008 the Illinois Attorney and Registration Disciplinary Commission had ordered him to show cause why he should not be disciplined for overcharging two clients more than a million dollars. In April of the following year, and again in June and July, he wrote the Clerk of our court requesting leave to resign from our bar but did not mention the order to show cause. He gave us the following reasons for wanting to resign: that he was closing his law practice, had not had a

case before this court in more than a decade, had been permitted to resign by a number of other bars, was in good standing in all courts to whose bars he had been admitted, and had “not been suspended, disbarred or disciplined in other way by any court for any reason.” All this was literally true, so far as we know, but it was misleading in view of the pending disciplinary proceeding.

The Supreme Court of Illinois disbarred Wick in September 2010, and his disbarment precipitated our order that he show cause why he shouldn’t be disbarred by our court as well. He has no reason, financial or otherwise, for wanting to resign from the bar of our court other than to avoid the sanction of another disbarment. That is a bad reason.

In addition to seeking to resign, Wick asks us to suspend our disciplinary proceeding until the U.S. Supreme Court acts on a petition for certiorari that he has filed, challenging his disbarment from the Illinois bar. He argues that the proceeding that resulted in his disbarment denied him due process of law. In so arguing he appeals to the principle that disbarment in one jurisdiction does not require disbarment in other jurisdictions. *In re Ruffalo*, 390 U.S. 544, 547 (1968); *Theard v. United States*, 354 U.S. 278, 282 (1957); *Gadda v. Ashcroft*, 377 F.3d 934, 943 (9th Cir. 2004); *In re Surrick*, 338 F.3d 224, 231 (3d Cir. 2003). The Supreme Court has held that a lawyer can resist disbarment by the second court by demonstrating a denial of due process or other grave deficiency in the first disbarment proceeding. *In re*

Ruffalo, supra, 390 U.S. at 550; *Selling v. Radford*, 243 U.S. 46, 51-52 (1917); *In re Squire*, 617 F.3d 461, 465-66 (6th Cir. 2010); *In re Roman*, 601 F.3d 189, 193 (2d Cir. 2010) (per curiam). This seems a little odd, as it is so like allowing the disbarred lawyer to mount a collateral attack on his disbarment, though the Supreme Court was explicit in *Selling v. Radford, supra*, 243 U.S. at 50, that this would *not* be the consequence even if the lawyer was successful in resisting the first disbarment by demonstrating that the procedure resulting in it had been seriously deficient. See also *In re Sibley*, 564 F.3d 1335, 1340 (D.C. Cir. 2009); *In re Cook*, 551 F.3d 542, 547-48 (6th Cir. 2009). But Wick has made no attempt to prove a serious procedural irregularity in the Illinois proceeding, see *In re Oliveras López de Victoria*, 561 F.3d 1, 4 (1st Cir. 2009) (per curiam); *In re Fallin*, 235 F.3d 195, 197-98 (4th Cir. 2001) (per curiam), though should the U.S. Supreme Court grant certiorari and order him reinstated to the Illinois bar he can seek reinstatement to our bar as well.

We order Wick disbarred.