

IN THE SUPREME COURT OF FLORIDA
(Before a Referee)

THE FLORIDA BAR,

Complainant

Case No. SC07-189
TFB File No. 2006-70,064(02S)

Case No. SC04-1661
TFB File No. 2004-70,026(02S)

Case No. SC06-1232
TFB Case No. 2005-71,052(02S)

v.

TFB File No. 2005-71,054(02S)
TFB File No. 2006-70,065(02S)
TFB File No. 2005-90,045(02S)
TFB File No. 2005-70,572(02S)
TFB File No. 2005-70,113(02S)

MARK STEPHEN GOLD,

Respondent.

_____ /

REPORT OF REFEREE ACCEPTING CONSENT JUDGMENT

I. Summary of Proceedings: The undersigned was appointed referee to conduct disciplinary proceedings herein according to the Rules Regulating The Florida Bar. The pleadings, notices, responses and exhibits, which are forwarded to the Supreme Court of Florida with this report, constitute the record in this case.

The following attorneys have appeared as counsel for the parties:

For The Florida Bar: Kathy J. Bible

For the Respondent: Brian L. Tannebaum

For the Respondent: Alan J. Kluger

II. Findings of Fact as to Each Item of Misconduct of which Respondent is Charged: After considering all the pleadings and evidence before me, I find pursuant to the Conditional Guilty Plea for Consent Judgment, that the facts of the Consent Judgment are admitted and The Florida Bar's amended complaint in Case No. SC07-189 is accepted as amended. The Conditional Guilty Plea for Consent Judgment and the amended Complaint are attached hereto and incorporated herein.

III. Recommendations as to Guilt: Pursuant to the Conditional Guilty Plea for Consent Judgment, I find the respondent guilty as admitted in the Conditional Guilty Plea for Consent Judgment.

IV. Recommendations as to Disciplinary Measures to be Applied: Pursuant to the Conditional Guilty Plea for Consent Judgment, I make the following recommendations as to the disciplinary measures to be applied:

A. Public reprimand to be administered by order of the Florida Supreme Court and before the Board of Governors of The Florida Bar.

B. Pre-publication approval by the Standing Committee for Advertising of all the respondent's advertisements for a period of 1 year from the

date of the Supreme Court's order accepting this plea and report of referee. Such probation shall be unsupervised and non-reporting.

V. Personal History and Past Disciplinary Record:

Age:	52
Date admitted to bar:	January 17, 1983
Prior disciplinary history:	10 day suspension in 1990 for unrelated matter

VI. Statement of Costs and Manner in which Costs Should be Taxed:

I find the following costs were reasonably incurred by The Florida Bar:

Administrative Costs	\$ 1,250.00
TOTAL	\$1,250.00

It is hereby recommended that such costs be charged to respondent and that interest at the statutory rate shall accrue and that should such cost judgment not be satisfied within thirty days of said judgment becoming final, respondent shall be deemed delinquent and ineligible to practice law, pursuant to Rule Regulating The

Florida Bar 1-3.6, unless otherwise deferred by the Board of the Governors of The Florida Bar.

Dated this _____ day of _____, 2007.

The Honorable Victoria Platzer, Referee
Dade County Courthouse
73 W. Flagler St., Room 416
Miami, FL 33131

Original to Supreme Court with Referee's original file.

Copies of this Report of Referee only to:

Kathy J. Bible, Bar Counsel, 651 E. Jefferson St., Tallahassee, FL 32399-2300

Alan J. Kluger, The Miami Center, 17th Floor, 201 S. Biscayne Blvd., Miami, FL 33131

Brian L. Tannebaum, 150 West Flagler St., Suite 2850, Miami, FL 33130-1534

Kenneth L. Marvin, Staff Counsel, 61 E. Jefferson St., Tallahassee, FL 32399-2300