

IN THE SUPREME COURT OF FLORIDA
(Before a Referee)

THE FLORIDA BAR,

Complainant,

v.

Case No. SC09-216
[TFB Case No. 2009-30,514 (18A)]

SHANNA MASON ROSE,

Respondent.

_____ /

**REPORT OF REFEREE RECOMMENDING DISMISSAL
WITHOUT PREJUDICE**

I. Summary of Proceedings:

The undersigned was appointed as referee to conduct disciplinary proceedings herein according to the Rules Regulating The Florida Bar. The pleadings, notices, motions, and orders, all of which are forwarded to The Supreme Court of Florida with this report, constitute the record in this case.

The following attorneys appeared as counsel for the parties:

For The Florida Bar – JoAnn Marie Stalcup
For The Respondent – Dennis Floyd Fountain

II. Findings:

The bar, the respondent, and her counsel filed a Joint Petition for Placement on the Inactive List for Incapacity Not Related to Misconduct and a Stipulation for Entry of Order Placing Respondent on the Inactive List for Incapacity Not Related to Misconduct, in Supreme Court Case No. SC09-843, [TFB Case No. 2009-31,204(05A)(CDS)] on or about May 12, 2009.

The Supreme Court of Florida granted the Petition and classified the respondent as an inactive member pursuant to Rule 3-7.13 of the Rules Regulating The Florida Bar on May 21, 2009. Respondent's placement on

the inactive list was immediate and she is not permitted to practice law until she is reinstated pursuant to the Rules Regulating The Florida Bar.

The bar filed a Notice of Voluntary Dismissal Without Prejudice in the above-captioned matter on May 22, 2009.

III. Personal History and Past Disciplinary Record:

Age: 36

Date admitted to the bar: April 20, 2001

Prior disciplinary history: None

IV. Recommendation:

This referee recommends that the instant case be dismissed without prejudice.

V. Costs:

This referee recommends that each party bear its own costs.

Dated this _____ day of June, 2009.

J. DAVID LANGFORD
Referee

Original to Supreme Court with Referee's original file.

Copies of this Report of Referee only to:

JoAnn Marie Stalcup, Bar Counsel, The Florida Bar, 1200 Edgewater Drive,
Orlando, Florida, 32804-6314

Dennis Floyd Fountain, Counsel for Respondent, 5703 Red Bug Lake Road, #237,
Winter Springs, Florida 32708-4969

Kenneth Lawrence Marvin, Staff Counsel, The Florida Bar, 651 East Jefferson Street, Tallahassee, Florida 32399-2300

this _____ day of June, 2009.

Judicial Assistant/Deputy Clerk