

Supreme Court of Florida

WEDNESDAY, MAY 20, 2009

CASE NO.: SC09-811

Lower Tribunal No(s): 2009-51,026(17G)

THE FLORIDA BAR

vs. MITCHELL ERIC FOX

Complainant(s)

Respondent(s)

The Petition for Emergency Suspension filed pursuant to Rule 3-5.2 of the Rules Regulating The Florida Bar is approved and it is hereby ordered that the respondent is suspended from the practice of law until further order of this Court, and respondent is ordered:

a. To accept no new clients from the date of this Court's order and to cease representing any clients after thirty days of this Court's order.

b. To immediately furnish a copy of respondent's suspension order to all clients, all opposing counsel and co-counsel, all courts, tribunals and adjudicative agencies before which respondent is counsel of record, in accordance with the mandate of R. Regulating Fla. Bar 3-5.1(g), and to furnish Staff Counsel of The Florida Bar with the requisite affidavit listing all clients, persons and entities so informed within thirty days of this Court's order.

c. To immediately refrain from withdrawing any monies from any trust account or law firm operating account.

d. To deposit into a specified trust account, immediately upon receipt, all sums received from the practice of law, whether as fees, costs, deposits, or trust funds, and to immediately advise Bar Counsel of the receipt and location of said funds.

e. To refrain from disbursing any monies held in any trust account without the express approval of a judicial referee appointed by the Florida Supreme Court or by order of the circuit court in which an inventory proceeding instituted under the Rules Regulating The Florida Bar.

f. To immediately notify, in writing, all financial institutions in which respondent maintains trust accounts or law firm operating accounts of the provisions of respondent's suspension and to provide said financial institutions with a copy of this Court's order, and furthermore, to provide Bar Counsel with a copy of the notice sent to each financial institution.

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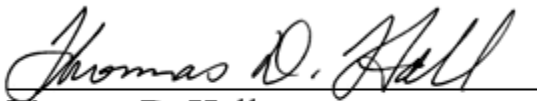
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Not final until time expires to file motion for rehearing, and if filed, determined. The filing of a motion for rehearing shall not alter the effective date of this suspension.

QUINCE, C.J. and PARIENTE, LEWIS, CANADY, POLSTON, LABARGA, and PERRY, JJ., concur.

A True Copy

Test:



Thomas D. Hall

Clerk, Supreme Court



bhp

Served:

KENNETH LAWRENCE MARVIN

MICHAEL DAVID SOIFER

MITCHELL ERIC FOX