

IN THE SUPREME COURT OF FLORIDA
(Before a Referee)

THE FLORIDA BAR,

CASE NO.: SC09-1029

TFB NO.: 2009-11,212 (13E)

Complainant,

v.

ANDREW STUART FORMAN,

Respondent.

_____ \

REPORT OF REFEREE

The undersigned was duly appointed as Referee for these proceedings.

The following attorneys appeared as counsel for the parties:

For The Florida Bar: Troy Matthew Lovell

For Respondent: Morris D. Purcell, Jr.

Respondent, through counsel, actively participated in these proceedings.

Respondent had been suspended on an emergency basis effective July 6, 2009. The Complaint in this proceeding was filed thereafter pursuant to Rule 3-5.2(e), Rules Regulating The Florida Bar, pursuant to the emergency suspension.

Respondent has submitted a Consent to Disbarment in this proceeding, by which Respondent agrees to his permanent disbarment. I recommend that the Consent to Disbarment be accepted by the Court and that Respondent be permanently disbarred.

The Florida Bar expressed concerns regarding the retention of jurisdiction for future investigations of misconduct by Respondent which may have already occurred. I recommend that any such jurisdictional issues be addressed if and when they arise in any future proceeding.

The Florida Bar has incurred costs of \$1,250 in this proceeding. I recommend that those costs be assessed against Respondent and be made due and payable 30 days after the final order in this proceeding, unless an alternate timetable is agreed by the Board of Governors of The Florida Bar.

Dated this 30th day of October, 2009.

Honorable Stanley R. Mills, Referee

Copies:

Troy Matthew Lovell, Bar Counsel, The Florida Bar, 4200 George J. Bean Parkway, Suite 2580, Tampa, Florida 33607-1496

Morris D. Purcell, Jr, 18560 Dale Mabry Highway North, Lutz, Florida 33548-7900, Counsel for Respondent

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