

Supreme Court of Florida

WEDNESDAY, DECEMBER 11, 2013

CASE NO.: SC13-1186

Lower Tribunal No(s): 2013-90,143(OSC)

THE FLORIDA BAR

vs. MARLENE C. MONTANER

Complainant(s)

Respondent(s)

This is before the Court on The Florida Bar's Petition for Contempt and Order to Show Cause.

The Court having issued its Order to Show Cause to respondent and respondent having filed a response to said Order to Show Cause,

IT IS ORDERED that respondent is held in contempt of this Court's order. As a sanction, respondent is suspended from the practice of law for ninety-one days followed by two years' probation, effective thirty days from the date of this order so that respondent can close out her practice and protect the interests of existing clients. If respondent notifies this Court in writing that she is no longer practicing and does not need the thirty days to protect existing clients, this Court will enter an order making the suspension effective immediately. Respondent shall execute a new contract with Florida Lawyers Assistance, Inc. to cover the entire period of probation. Respondent shall fully comply with Rule Regulating the Florida Bar 3-5.1(h). In addition, respondent shall accept no new business from the date this order is filed until she is reinstated.

Judgment is entered for The Florida Bar, 651 East Jefferson Street, Tallahassee, Florida 32399-2300, for recovery of costs from Marlene C. Montaner in the amount of \$1,250.00, for which sum let execution issue.

Not final until time expires to file motion for rehearing, and if filed,

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determined. The filing of a motion for rehearing shall not alter the effective date of this suspension.

POLSTON, C.J., LEWIS, QUINCE, CANADY, PERRY, JJ., concur.
PARIENTE, LABARGA, JJ., would appoint referee.

A True Copy
Test:



John A. Tomasino
Clerk, Supreme Court



kb
Served:

ARNE CARL VANSTRUM
JENNIFER R. FALCONE MOORE
RICHARD BARON
KENNETH LAWRENCE MARVIN