



STATE OF CONNECTICUT
JUDICIAL BRANCH

STATEWIDE GRIEVANCE COMMITTEE

Michael P. Bowler, *Statewide Bar Counsel*

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Judicial Branch Website: www.jud.ct.gov

Attorney Patricia King
First Assistant Disciplinary Counsel
100 Washington Street
Hartford, CT 06106

Attorney Michael G. Dolan
Dolan & Luzzi, LLC
50 Elm Street, 2nd Floor
New Haven, CT 06510

RE: Grievance Complaint #08-0510A, Chieffo v. Dolan

Dear Chief Disciplinary Counsel and Respondent:

Pursuant to Practice Book §2-82(b), the undersigned, duly-appointed reviewing committee of the Statewide Grievance Committee, has reviewed the *Agreement as to Disposition* filed December 11, 2008 and submitted for approval in the above referenced matter. After careful consideration of the *Agreement as to Disposition*, the *Affidavit* of the Respondent submitted pursuant to Practice Book §2-82(d) and the entire record, and after conducting a hearing pursuant to Practice Book §2-82(b) on December 11, 2008, the undersigned hereby APPROVE the *Agreement as to Disposition*, a copy of which is attached hereto. Accordingly, the disposition agreed to by the Chief Disciplinary Counsel and the Respondent in the above referenced matter and set forth in the *Agreement as to Disposition* is hereby made an order of this reviewing committee. The Respondent is ordered to attend a continuing legal education course in the area of legal ethics in-person and at his own expense. On-line courses do not comply. The course must consist of a minimum of four credit hours and must be completed within six months of the issuance of this decision. The Respondent is further ordered to provide the Statewide Grievance Committee with written confirmation of his compliance with this condition within forty-five days of completion of the continuing legal education course.

Reviewing committee member Attorney Evelyn Gryk Frolich was not available for the December 11, 2008 hearing. The Chief Disciplinary Counsel and the Respondent's counsel waived the participation of Attorney Evelyn Gryk Frolich in the consideration and decision of the *Agreement as to Disposition*. Accordingly, the matter was considered and decided by the undersigned.

So ordered.

Grievance Complaint #08-0510A

Decision

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cc: Regina Chieffo
Attorney Roger Frechette
Attorney Michael Georgetti

(5)
asc

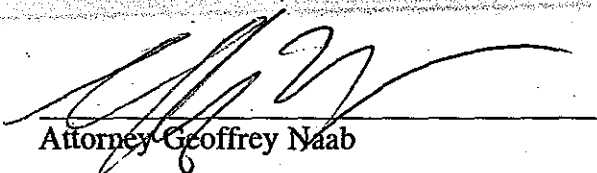
DECISION DATE:

1/30/09

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Decision

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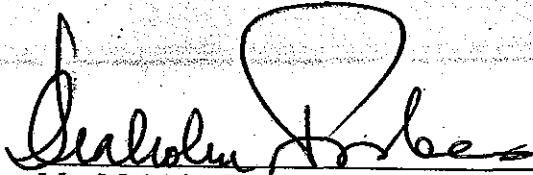


Attorney Geoffrey Naab

Grievance Complaint #08-0510A

Decision

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Mr. Malcolm Forbes

STATEWIDE GRIEVANCE COMMITTEE
GRIEVANCE COMPLAINT # 08-0510A

REGINA CHIEFFO
Complainant
vs.

MICHAEL DOLAN
Respondent

AGREEMENT AS TO DISPOSITION PURSUANT TO 2-82(b)

Pursuant to Practice Book § 2-82 (b), the undersigned Respondent and Disciplinary Counsel stipulate and agree as follows:

1. This matter was instituted by grievance complaint filed by the Complainant on May 21, 2008.
2. On September 18, 2008 the grievance panel for the Judicial District of New Haven found probable cause that the Respondent violated Rules 1.7(b) Conflict of Interest, (for acts prior to January 1, 2007) 1.7(a)(2) (for acts after January 1, 2007, and 1.8 (j) Conflict of Interest arising from his relationship with a client he represented in a personal injury action.
3. The Respondent represented the Complainant a personal injury case following a car accident in October 2006.
4. The Complainant alleged that she became involved in an inappropriate relationship with the Respondent beginning in November 2006 and continuing for approximately 9 months.
5. The Respondent denies the allegations as fully alleged by the complainant, however, he acknowledges that there is sufficient evidence to prove by clear and convincing evidence that his conduct violated Rule 1.7 Conflict of Interest, in that there was a substantial risk that the representation of the Complainant would be materially limited by the Respondent's personal interest.
6. The Respondent agrees to comply with the following condition within six months after the date of approval of this Agreement as to Disposition, and to provide Statewide Bar Counsel with written notice of his completion of the condition within 45 days of completion of the condition.

Office of the Chief Disciplinary Counsel
100 Washington St.
Hartford, CT 06106
Tel: 860-706-5055 Fax: 860-706-506

7. The Respondent agrees to personally attend one continuing education course of a minimum of 4 hours, in legal ethics. The Respondent understands that on line courses do not satisfy this requirement.
8. Disciplinary Counsel has agreed to recommend to the Statewide Grievance Committee that the matter be resolved by the imposition of an order by the Statewide Grievance Committee that the Respondent comply with the aforementioned condition. The Respondent understands that the foregoing constitutes imposition of discipline pursuant to Practice Book § 2-37(a).
9. If the Respondent fails to comply with the foregoing condition, he will be exposed to the filing of another grievance complaint by the Disciplinary Counsel based upon his failure to comply with the terms of this agreement. The Respondent has no disciplinary history.

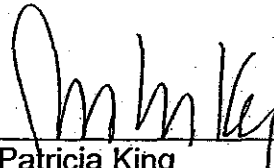
As of the date of this disposition the Disciplinary Counsel has been unable to contact the Complainant.

WHEREFORE, this matter is submitted to the Statewide Grievance Committee for its approval in accordance with Practice Book § 2-82 (b).

Office of Disciplinary Counsel,

12/11/08

Date

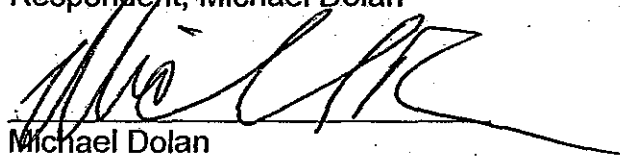


Patricia King
Assistant Disciplinary Counsel

Respondent, Michael Dolan

12/11/08

Date



Michael Dolan

Respondent, Michael Dolan.

12/16/08

Date



Roger Frechette, his attorney

AFFIDAVIT

STATE OF CONNECTICUT)

ss.

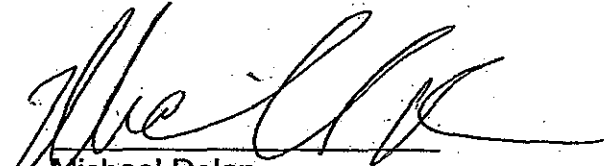
COUNTY OF NEW HAVEN)

I am over the age of 18 and believe in the obligation of an oath. Pursuant to Practice Book §2-82, I make the following affidavit:

1. The Conditional Admission attached hereto and made a part hereof is voluntarily submitted.
2. I hereby consent to the form of disposition set forth in the attached Conditional Admission.
3. I am aware that I have a right to a full evidentiary hearing on this matter and I waive that right under the conditions set forth in the Conditional Admission and Agreement as to Disposition by entering into this agreement.
4. I have been neither subject to coercion nor duress and I am fully aware of the implications of this Affidavit and Conditional Admission.
5. I am represented by counsel in this matter.
6. I am aware of the current proceeding regarding my alleged violation of Rules 1.7(b) Conflict of Interest, (for acts prior to January 1, 2007) 1.7(a)(2) (for acts after January 1, 2007, and 1.8 (j) Conflict of Interest arising from his relationship with a client he represented in a personal injury action.
7. I acknowledge that there is sufficient evidence to prove by clear and convincing evidence that my conduct violated Rule 1.7 Conflict of Interest, in that there was a substantial risk that the representation of the Complainant would be materially limited by my personal interest.
8. I agree to comply with the following conditions within six months after the date of approval of this Agreement as to Disposition, and to provide the Statewide Bar Counsel with written notice of completion of the condition within 45 days of completion of the condition.

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9. I agree to personally attend one continuing education course, a minimum of 4 hours, in legal ethics. I understand that on-line courses do not satisfy this requirement.
10. Disciplinary Counsel has agreed to recommend to the Statewide Grievance Committee that the matter be resolved by the imposition of order by the Statewide Grievance Committee that the Respondent comply with the aforementioned condition. The Respondent understands that the foregoing constitutes imposition of discipline pursuant to Practice Book § 2-37(a).
11. I understand that if I fail to comply with the foregoing condition, I will be exposed to the filing of another grievance complaint by the Disciplinary Counsel based upon my failure to comply with the terms of this agreement.
12. The foregoing is true and accurate to the best of my knowledge and belief.


Michael Dolan

Subscribed and sworn to before me
this 11 day of June, 2008.



Notary Public / Commissioner of the Superior Court

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Hartford, CT 06106
Tel: 860-706-5055 Fax: 860-706-506