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FILED

SID J. WHITE

APR 23 1985

CLERK, SUPREME COURT

By _____
Chief Deputy Clerk

HRS85003

(TFB No. 06B84H49)

IN THE SUPREME COURT OF FLORIDA

IN RE: PETITION OF JOSEPH W. GROSS

PETITION FOR LEAVE TO RESIGN

Pursuant to Florida Bar Integration Rule, article XI, Rule 11.08, JOSEPH W. GROSS, a member of The Florida Bar, files this Petition for Leave to Resign, pending disciplinary proceedings and says:

1. Petitioner's disciplinary history is that he has no prior disciplinary history.

2. Pending disciplinary actions against Petitioner involve the following: On March 17, 1984, Petitioner was arrested for aggravated assault, battery, battery of a law enforcement officer and throwing a deadly missile at, within or into a building. Respondent entered pleas to each charge and on September 11, 1984, the Honorable Edward H. Bergstrom, Jr., Circuit Judge sentenced Petitioner to the following:

- (a) A withholding of a adjudication of guilt.
- (b) Five years probation on each charge and each count thereof to run concurrently.
- (c) A special condition of probation being that he continue to undergo the treatment of Dr. Masco or another suitable psychologist until his probation ends or until the Probation and Parole Department determines that continued consulting and treatment is no longer necessary.
- (d) Fifty (50) hours worth of community service work.
- (e) Twenty dollars (\$20) per month cost of supervision and twenty dollars (\$20) court costs on each case (a total of \$60) court costs.

Petitioner's conduct in this matter was directly related to the psychological and emotional condition of Petitioner, which is now being professionally treated. The Florida Bar, Case No. 06B84H49, which is presently before the Pasco County Grievance Committee, Sixth Judicial Circuit, "B", is based upon the conduct that was the subject of the criminal charges.

3. The Petitioner hereby waives confidentiality of this proceeding and of all pending disciplinary matters, pursuant to Florida Bar Integration Rule, article XI, Rule 11.12(1)(a).

4. Petitioner agrees to cooperate fully with investigations made in connection with the Client Security Fund of The Florida Bar.

5. Petitioner will make all reasonable efforts to reimburse those who suffered monetary losses as a result of his failure to perform in his professional capacity or professional misconduct. Petitioner will also make all reasonable efforts to reimburse the Client Security Fund of The Florida Bar for payments made by the Fund as a result of his conduct.

6. Petitioner freely and voluntarily submits this Petition to Resign and further agrees that it is without leave to reapply for readmission for a period of three (3) years or until such time as Petitioner has completed his term of probation and both The Florida Bar and Petitioner's primary treating psychologist feel that Petitioner is emotionally capable of resuming the active practice of law.

WHEREFORE, Petitioner, JOSEPH W. GROSS, respectfully requests this Court to grant his Petition striking his name from the roll of attorneys in the State of Florida.

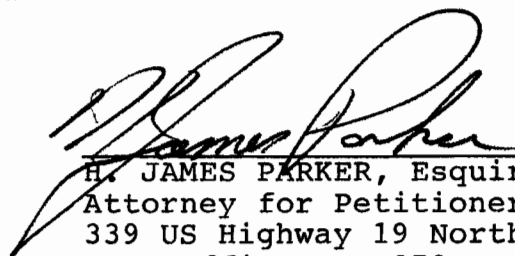
Respectfully submitted,



JOSEPH W. GROSS

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Petition for Leave to Resign has been furnished to JOHN T. BERRY, Staff Counsel, The Florida Bar, Tallahassee, Florida 32301; and a copy to STEVE RUSHING, Branch Staff Counsel, The Florida Bar, Suite C-49, Tampa Airport Marriott Hotel, Tampa, Florida 33607; on this 6 day of March, 1985.



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