

IN THE SUPREME COURT OF FLORIDA

RICHARD D. BENNETT,

Petitioner,

v.

THE FLORIDA BAR,

Respondent.

CASE NO. 68,017

(CRS86001)

**FILED**

SID J. WHITE

JAN 20 1986

CLERK, SUPREME COURT

By                       
Chief Deputy Clerk

RESPONSE TO PETITION FOR LEAVE TO RESIGN

COMES NOW, The Florida Bar, and files this response to the petition for leave to resign pursuant to The Florida Bar Integration Rule, Article XI, Rule 11.08, and says:

1. The petitioner has filed his petition for leave to resign dated December 10, 1985. The Florida Bar has previously filed in this Court two formal complaints concerning this petitioner, Nos. 62,672 and 67,245, which are still pending.

2. The Board of Governors of The Florida Bar considered this petition at its January, 1986 meeting, and voted to support the resignation including petitioner's agreement to pay costs which have been computed at \$6,759.19.

3. Granting the petition will not adversely affect the public interest, affect the purity of the courts nor hinder the administration of justice, nor the confidence of the public in the legal profession. Should this Court grant this petition it is requested that the Court publish a public opinion stating succinctly the reasons therefor as provided in The Florida Bar Integration Rule, Article XI, Rule 11.12(2).

WHEREFORE, The Florida Bar respectfully urges this Court to accept the petition for leave to resign, to assess the costs of this proceeding as indicated in paragraph 9 of the petitioner's petition and to publish an opinion containing the matters leading to this resignation.

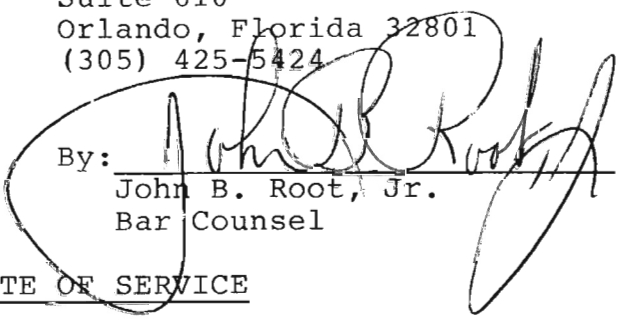
Respectfully submitted,

John F. Harkness, Jr.,  
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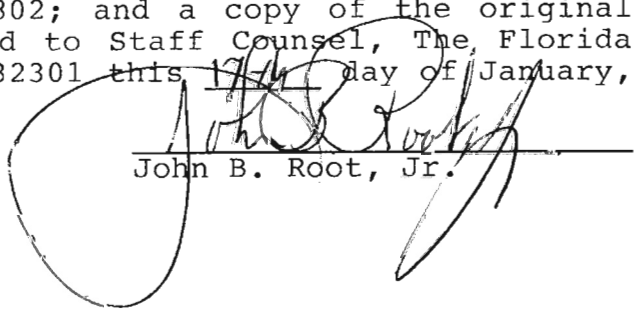
and

John B. Root, Jr.  
Bar Counsel  
The Florida Bar  
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Suite 610  
Orlando, Florida 32801  
(305) 425-5424

By:   
John B. Root, Jr.  
Bar Counsel

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the original of the foregoing Response has been furnished by mail to the Clerk of the Supreme Court of Florida, Supreme Court Building, Tallahassee, Florida 32301; a copy of the foregoing Response has been furnished by mail to the appointed Referee, The Honorable John W. Booth, Circuit Judge, 209 North Florida St., Bushnell, Florida 33513; a copy of the foregoing Response has been furnished by certified mail return receipt requested P034185067 to Richard D. Bennett, Petitioner, at 12 Brayton Road, Livingston, New Jersey 07039, and a copy of the original foregoing Response has been furnished by certified mail return receipt requested P034185068 to Frederick J. Ward, attorney for Petitioner at P. O. Box 2631, Orlando, Florida 32802; and a copy of the original Response has been furnished to Staff Counsel, The Florida Bar, Tallahassee, Florida 32301 this 17th day of January, 1986.

  
John B. Root, Jr.