

IN THE SUPREME COURT OF FLORIDA
(Before a Referee)

THE FLORIDA BAR,

Complainant,

vs.

Case No. 69,731
(TFB No. 86-17,112 (09A),
formerly 09A86C35)

DONALD F. WRIGHT,

Respondent.

REPORT OF REFEREE

I. Summary of Proceedings: Pursuant to the undersigned being duly appointed as referee to conduct disciplinary proceedings herein according to Article XI of the Integration Rule of The Florida Bar, hearings were held on November 4, 1987. The Pleadings, Notices, Motions, Orders, Transcripts and Exhibits all of which are forwarded to The Supreme Court of Florida with this report, constitute the record in this case.

The following attorneys appeared as counsel for the parties:

For The Florida Bar: John B. Root, Jr., Esq.

For The Respondent: John L. Sewell, Esq.

II. Findings of Fact as to Each Item of Misconduct of which the Respondent is charged: After considering all the pleadings and evidence before me, pertinent portions of which are commented upon below, I find that the Respondent tendered a consent plea to the Complaint. After full consideration of the pleadings and the hearing on November 4, 1987, the Conditional Plea For Consent Judgment is accepted by the undersigned. The allegations to which the Respondent has entered his plea are listed in the attached Complaint.

III. Recommendations as to whether or not the Respondent should be found guilty: As to each count of the Complaint I make the following recommendations as to guilt or innocence:

I recommend that the Respondent be found guilty and specifically that he be found guilty of violating the following Integration Rules of The Florida Bar and/or Disciplinary Rules of the Code of Professional Responsibility, to wit:

(a) 1-102(A) (4) for engaging in conduct involving dishonesty, fraud, deceit, or misrepresentation;

(b) 1-102(A) (6) for engaging in other conduct that adversely reflects on his fitness to practice law.

IV. Recommendation as to Disciplinary measures to be applied:

I recommend that the Respondent receive a public reprimand to be published in the Southern Reporter.

V. Personal History and Past Disciplinary Record: After finding

of guilty and prior to recommending discipline to be recommended pursuant to Rule 11.06(9) (a) (4), I considered the following personal history and prior disciplinary record of the Respondent, to-wit:

Age: 45
Date admitted to Bar: June 20, 1969.
Prior disciplinary convictions and disciplinary measures imposed therein: None.

VI. Statement of costs and manner in which cost should be taxed:

I find the following costs were reasonably incurred by The Florida Bar:

A. Grievance Committee Level Costs:

1. Administrative Costs	\$ 150.00
2. Transcript Costs	\$ 569.90

B. Referee Level Costs:

1. Administrative Costs	\$ 150.00
2. Transcript Costs	\$ 64.35

C. Miscellaneous Costs:

1. Copies of Exhibits and deposition of Emery H. Rosenbluth, Jr.	\$ <u>179.70</u>
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TOTAL ITEMIZED COSTS:	\$ <u>1,113.95</u>
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It is apparent that other costs have or may be incurred. It is recommended that all such costs and expenses together with the foregoing itemized costs be charged to the Respondent, and that interest at the statutory rate shall accrue and be payable beginning 30 days after the judgment in this case becomes final unless a waiver is granted by the Board of Governors of The Florida Bar.

The Florida Bar vs.
vs. Donald F. Wright

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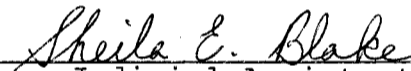
Dated this 14 day of December, 1987.



G. RICHARD SINGELTARY
REFEREE

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of the foregoing Report Of Referee have been furnished by U.S. Mail to John B. Root, Jr., Esq., Bar Counsel, The Florida Bar, 605 East Robinson Street, Suite 610, Orlando, Florida 32801; John L. Sewell, Esq., Attorney for Respondent, Post Office Box 1273, Orlando, Florida 32802-1273; and to Staff Counsel, The Florida Bar, Tallahassee, Florida 32301, this 14th day of December, 1987.



Judicial Assistant