

PERCH AND HARRISON, P.A.
ATTORNEYS & COUNSELORS AT LAW

222 PLAZA DRIVE
LEHIGH ACRES, FLORIDA 33936

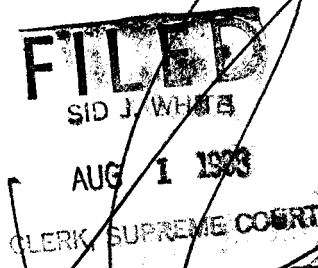
1630 MEDICAL LANE
FORT MYERS, FLORIDA 33907

BARRY J. PERCH
SIMON M. HARRISON
E. JOHN MURPHY

July 29, 1988

PLEASE REPLY TO
1630 MEDICAL LANE
FORT MYERS, FLORIDA 33907
813 - 936-8515

The Honorable Justices Of
The Supreme Court Of
Florida, Supreme Court of
Florida
Tallahassee, FL 32399-1927



RE: Petition Of The Florida Bar Foundation To Amend Rules Regulating the
Florida Bar, Rule 5-1.1(d), Interest On Trust Accounts (Case #72,671)

Dear Sirs:

According to the Florida Bar News dated August 1, 1988, this Honorable
Court has invited comment on the above referenced amendment.

Although the proposed amendment raises numerous significant issues, our
greatest concern lies in one specific area.

It would be no exaggeration to state that at least weekly, we are asked by
clients why they are not paid interest on the deposits they have made to
our trust account. We can honestly advise those clients that there is no
interest paid on these trust funds, and that even if we were permitted to
place the funds in an interest bearing account and to pay that interest to
the client, the bookkeeping costs would far exceed any benefit to be
derived. My clients have always found this response to be adequate.

Should the proposed amendment pass, however, we will be placed in a
position where we will need to advise my clients that interest is in fact
being paid on their money, but that we are not permitted to pay that
interest to them.

Regardless of the desirability of the programs to which IOTA Funds would
be directed, we find it unacceptable to be placed in a position whereby our
clients are forced to accept the fact that funds which they have placed in
trust with this firm are earning interest which will be paid to third parties.
Those firms that wish to impose that situation on their clients may already
do so through the voluntary IOTA program, but those who find the concept
troublesome presently have the opportunity not to participate in the
program, which is the decision which has been made by this firm.

Page 2
The Honorable Justices Of
The Supreme Court
July 29, 1988

It is my hope that the Court will not place me in the position of being forced to advise my clients that I have no choice but to take interest which would rightfully be theirs and to pay that interest to a third party.

Sincerely yours,

PERCH AND HARRISON, P.A.



Simon M. Harrison



Barry J. Perch

SMH/sh