

O/A 11-7-88

In re Proposed Amendment of the Rules
Regulating the Florida Bar Pertaining
to Interest on Trust Accounts

Comment of Respondent Mark Warda
in Opposition to the Petition

72,671

COMES NOW Mark Warda, a Member of the Florida Bar, and files this his
comment in the above action as follows:

1. The mandatory nature of the proposal is unconstitutional as outlined by Respondent, Joseph W. Little in his brief.
2. The mandatory nature of the proposal would force clients in such actions as tenant evictions to pay for their opponant's defense through grants to such entities as legal aid centers.
3. The action of Petitioners in attempting to disguise the mandatory nature of the program with the label "Comprehensive" is a disgrace to the Bar which is attempting to promote honesty in fact and improve the image of lawyers. This misrepresentation by Petitioners, considering their positions, should be considered a violation of §4-8.4(c) of the Rules of Professional Conduct.

WHEREFORE, Respondent prays this Honorable Court deny the Petition and admonish Petitioners for their misrepresentation.



Mark Warda, Respondent
Post Office Box 10024
Clearwater, FL 34617
(813) 587-0999