

FILED

SID J WHITE

JUN 23 1991

CLERK, SUPREME COURT

By _____
Chief Deputy Clerk

IN THE SUPREME COURT OF FLORIDA
(Before a Referee)

THE FLORIDA BAR,
Complainant

Case No. 77,082

vs.

TFB File No.:
91-00678-NRE-04A

LOUIS C. CORBIN,
Respondent

REPORT OF REFEREE

Upon the Petition of LOUIS C. CORBIN to reinstatement as a member of the Florida Bar, the undersigned was appointed Referee in this matter. The Referee distributed pre-hearing requirements which were complied by Petitioner and Florida Bar Counsel. The evidentiary hearing was conducted before the undersigned June 5, 1991 commencing at 9:00 A.M. The proceedings were reported by the HONORABLE MARY BARTLAM, Official Court Reporter. Petitioner, LOUIS C. CORBIN, was represented by HONORABLE HENRY M. COXE III. Florida Bar Counsel was HONORABLE JAMES N. WATSON, JR. The Petitioner personally appeared and his testimony was taken.

Certain exhibits were filed in the matter, i.e.:

1. Psychological Report of ERNEST C. MILLER, MD, Psychiatrist, University of Florida, Health Science Center, dated May 2, 1991.
2. Twenty-one (21) letters of recommendation from Bar members and a former Judge.
3. Report from Florida Department of Corrections indicating satisfactory discharge from Probation on August 6, 1990.

Petitioner was born May 25, 1939 and admitted November, 1964. He was suspended effective November 30, 1987 for three (3) years. The Florida Bar concedes that he is eligible to apply for reinstatement.

The Court heard the testimony and considered the evidence, including two (2) attorneys, the Petitioner, Petitioner's wife and comments from counsel.

It is abundantly clear Petitioner's application demonstrates rehabilitation, remorse and a deep concern for his obligations, both as a member of the Florida Bar and as a citizen. It is apparent to the Referee that the Petitioner did not lose civil rights as a result of his felony case in Duval County. He has made all required payments in his case, including, but not limited to, costs of supervision, Court costs, reimbursement for counseling fees to the victims and reimbursement to the Florida Crimes Compensation Trust Fund.

The Referee concludes that based on the testimony and evidence, he has met all criteria promulgated by TIMSON, 301 So.2d 448 (Fl Sp Ct. 1974).

From the evidence, the Referee concludes:

- (a) Petitioner has at all times maintained strict compliance with his suspension order and has not practiced law in any form. He has earned a living as a musician while suspended.
- (b) Evidence is substantial that he has maintained unimpeachable character after the disciplinary process and has committed no act or transgression contrary to the tenants and covenants of the law. He has not consumed alcohol or illegal drugs and has completed extensive alcohol rehabilitation and psychological counseling.
- (c) He has maintained an outstanding reputation in the community and his professional ability has been clearly demonstrated. His prior transgressions, although substantial and serious in

nature, did not impact on his legal ability and professional acumen. His ability as an attorney and Circuit Judge is not brought into question. He has paid a substantial price for his failure to maintain high personal standards in the past, but it is unlikely that such conduct will repeat.

- (d) The hearing was devoid of evidence that he maintained any malice, ill will or bad feeling towards those involved in the disciplinary process.
- (e) His conduct and demeanor to the Referee during the hearing process indicated sincere repentance, strong desire to engage in the practice of law and to conduct himself in an exemplary fashion.
- (f) No defalcation of funds were involved in his proceeding and he has paid all costs imposed as a financial requirement in the process.

SUMMARY AND RECOMMENDATIONS:

Based upon the foregoing findings and conclusions, the Referee recommends that the Petitioner be reinstated to the practice of law as a member of the Florida Bar under the following conditions:

- (a) Two (2) year probationary period to be monitored by F.L.A., INC. (Florida Lawyer's Assistance Program).
- (b) Payment of costs of these proceedings in the sum of \$ 513.02.
- (c) Submission not less than once per year to a licensed psycho - sexual counselor for interview and evaluation to demonstrate Petitioner has no proclivity towards physical (sexual) involvement with minors. This requirement to extend for a period of five (5) years after reinstatement.

DATED this 11th day of June, 1991.



RICHARD G. WEINBERG, CIRCUIT JUDGE
Referee

Copies furnished to:
Honorable James N. Watson, Jr.
Honorable Henry M. Coxe, III