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SID J. WHITE

AUG 24 1995

CLERK, SUPREME COURT

By _____
Chief Deputy Clerk

IN THE SUPREME COURT OF FLORIDA

DEANNA BIRDSONG,

Petitioner,

vs

THE FLORIDA BAR,

Respondent.

case no. 84,128

TFB 94-10,494(13A)

REPLY BRIEF

Respondent respectfully suggests to this Court that the allegation by the Bar on page 23 that Respondent "knowingly and intentionally engaged in a pattern of conduct for several months" is just not true and the Referee did not so find. It is this very allegation that Respondent has vigorously denied and litigated and there was and is in fact no evidence to support same. The only assistance Respondent provided for Karimi was the Response to Motion for Default which was faxed to opposing counsel in October for the reasons previously indicated and Respondent has always admitted to so doing.

Secondly, Respondent would suggest that the evidence was that there were telephone calls only in May referencing strategy and retaining new counsel and then again in October referencing Complainant's attempt to default Karimi contrary to the Bar's assertions of numerous telephone calls. There were no calls from Respondent to Karimi nor any documents or letters after the disqualification letter except for the Response referenced above.

The evidence does not support the severity of the sanctions supported by the Bar and Respondent respectfully requests this Honorable Court so find and modify same accordingly.



Certificate of service:

John Berry, staff counsel
Stephen Wheeler, court staff counsel
8-24-95