

Supreme Court of Florida
Case No. SC05-1150

In Re Petition to Amend Rules
Regulating The Florida Bar,
Rule 4-1.5(f)(4)(B) of the
Rules of Professional Conduct./

**COMMENTS OF
Robert Gregory King
Florida Bar Number 946923**

A. Introduction:

Pursuant to Rule 1-12.1(g) of the Rules Regulating The Florida Bar, Robert Gregory King submits these comments objecting to the proposed amendment to Rule 4-15(f)(4)(B). The Court should dismiss or deny the Petition and reject the proposed rule amendment.

B. Statement of Interest of Respondent Robert Gregory King:

Respondent is a member of the Florida Bar in active practice since 1992.

C. Comments:

The Grimes petition seeks amend the Rules Regulating The Florida Bar to impose an incorrect interpretation of the provisions of Article I Sec. 26 of the Florida Constitution (now commonly known as Amendment 3) on both lawyers and victims of medical malpractice.

The interpretation of Amendment 3 and any of its applications is a substantive legal matter to be addressed through appropriate litigation in the courts of this state.

The Grimes petition attempts to inappropriately change substantive law through the rules regulating professional conduct.

It is an infringement of State and Federal Constitutional rights to interfere with any individual's existing right under the current Florida Bar Rules to contract with a lawyer of his or her choice and to waive the existing provisions of Rule 4-1.5.

The effect of the proposed rule changes sought by the Grimes petition would unfairly impair the right of access to the judicial system of victims of medical malpractice.

CONCLUSION

WHEREFORE, Robert Gregory King respectfully submits that this Court should reject the proposed amendment to Rule 4-1.5.

Respectfully submitted,

Robert Gregory King
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by U.S. Mail upon John Harkness, General Counsel, The Florida Bar, 651 E. Jefferson Street, Tallahassee, FL 32399-2300 and Stephen H. Grimes, Counsel for Petitioners, Holland + Knight, LLP, P.O. Box 810, Tallahassee, FL 32302-0810 on this the 3rd day of August, 2005.

By: _____
Robert Gregory King
Florida Bar No. 946923