

IN THE SUPREME COURT OF OHIO

Butler County Bar Association, and
Disciplinary Counsel

Relators,

v.

Clifford Scott Portman

Respondent.

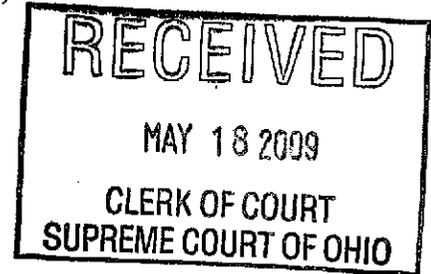
Affidavit of Compliance with
Order of the Supreme Court

Case No. 2007-1570

AFFIDAVIT OF COMPLIANCE WITH ORDER OF SUPREME COURT

Carol A. Costa (0046556) (COUNSEL OF RECORD)
Assistant Disciplinary Counsel
Office of Disciplinary Counsel
250 Civic Center Drive, Ste.325
Columbus, Ohio 43215
(614) 461-0256

COUNSEL FOR RELATOR

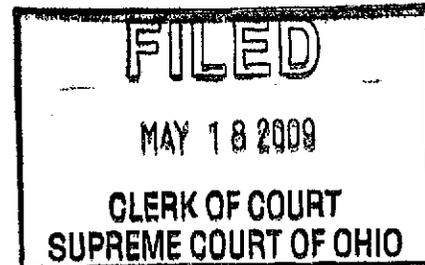


Richard A. Hyde (0042088) (COUNSEL OF RECORD)
Butler County Bar Association
Key Bank Building, Ste. 720
6 South Second Street
Hamilton, Ohio 45011
(513) 892-8251

COUNSEL FOR CO-RELATOR

Clifford S. Portman
1514 Jonquilmeadow Drive
Cincinnati, Ohio 45240 -2938
(513) 305-9361

RESPONDENT



IN THE SUPREME COURT OF OHIO

Butler County Bar Association, and	:	
Disciplinary Counsel	:	
	:	Affidavit of Compliance with
Relators,	:	Order of the Supreme Court
	:	
v.	:	
	:	
Clifford Scott Portman	:	Case No. 2007-1570
	:	
Respondent.	:	

AFFIDAVIT OF CLIFFORD SCOTT PORTMAN

STATE OF OHIO :
 :
 : ss
COUNTY OF BUTLER :

The undersigned, being first duly sworn and cautioned, states that he has personal knowledge of the facts in this Affidavit and is competent to testify regarding same.

Affiant states as follows:

1. I am Clifford Scott Portman, attorney at law, licensed to practice law in Ohio on May 21, 2001. My current residence address and the address where I may receive all communications is 1514 Jonquilmeadow Drive, Cincinnati, Ohio 45240-2938.
2. On December 21, 2007, this Court issued an Order suspending me from the practice of law for an interim period.
3. I have received this Court's Order dated April 16, 2009, which imposed an indefinite suspension from the practice of law effective December 21, 2007, the date of

the Court's interim suspension order. I have previously complied with all of the directions in this Order in response to the Court's original interim suspension order.

4. Attached hereto and incorporated herein by reference are copies of this Court's Order dated April 16, 2009, as well as my original Affidavit of Compliance filed on January 22, 2008.

5. The information contained in the Affidavit is complete and accurate to the best of my knowledge. I have kept the Clerk of the Supreme Court of Ohio, the Butler County Bar Association, and Disciplinary Counsel advised of my residence address where I may receive communications. I will keep each of them advised of any future change of address where I may receive communications.

6. If further information is needed, I may be contacted at the residence address listed above or via telephone at (513) 305-9361.

AFFIANT FURTHER SAYETH NAUGHT.

5/14/2009
Date

Clifford Scott Portman
Clifford Scott Portman

Subscribed and duly sworn before me this 14 day of May, 2009.

Clifford Kerr
Notary Public

[Seal]



CLIFFORD KERR
Notary Public, State of Ohio
My Commission Expires April 7, 2013

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing Respondent's Affidavit of Compliance with the Order of the Supreme Court was served upon Carol A. Costa, Assistant Disciplinary Counsel, 250 Civic Center Drive, Suite 325, Columbus, Ohio 43215, AND upon Richard A. Hyde, Butler County Bar Association, 6 South Second Street, Hamilton, Ohio 45011, on May 13, 2009.



Clifford S. Portman (0073390)

Respondent

FILED

The Supreme Court of Ohio

APR 16 2009

CLERK OF COURT
SUPREME COURT OF OHIO

Case No. 07-1570

Butler County Bar Association, and,
Disciplinary Counsel,
Relators,
v.
Clifford Scott Portman,
Respondent.

ON CERTIFIED REPORT BY THE
BOARD OF COMMISSIONERS ON
GRIEVANCES AND DISCIPLINE OF
THE SUPREME COURT

ORDER

The Board of Commissioners on Grievances and Discipline filed its final report in this court on August 21, 2007, recommending that pursuant to Rule V(6)(B)(1) of the Supreme Court Rules for the Government of the Bar of Ohio the respondent, Clifford Scott Portman, be permanently disbarred from the practice of law. Respondent filed objections to said final report, relators filed answers, and oral argument was held. On December 21, 2007, this court imposed an interim suspension on respondent and remanded this matter to the board for further consideration. On September 4, 2008, the board filed a report modifying the recommendation from disbarment to indefinite suspension of respondent, on conditions, pursuant to Gov.Bar R.V(6)(B)(2). Respondent filed objections to the September 4, 2008, report, the relators filed a joint answer, and this cause was considered by the court. On consideration thereof,

It is ordered and adjudged by this court that pursuant to Gov.Bar R. V(6)(B)(2), and, consistent with the opinion rendered herein, respondent, Clifford Scott Portman, Attorney Registration Number 0073390, last known business address in Cincinnati, Ohio, be indefinitely suspended from the practice of law effective December 21, 2007. It is further ordered that, in addition to the requirements of Gov.Bar R.V(10)(B) through (E), respondent's reinstatement to the practice of law shall be subject to the following conditions recommended by the panel and board: (1) As conditions for respondent's return to the practice of law, he must: (a) present an opinion to a reasonable degree of professional certainty from a qualified health care professional, that he has successfully completed a treatment program, is continuing treatment, and is capable of returning to the competent, ethical, and professional practice of law; and, (b) provide assessments from his treating psychologist and a qualified occupational counselor regarding any recommended restrictions that should be imposed upon the nature of respondent's law practice; and, (2) Upon his reinstatement to the practice of law, respondent must serve probation for three years during which the following conditions must be met: (a) respondent must continue treatment with a qualified mental health professional, and follow all recommendations of his doctors, including, but not limited to, taking all medications as prescribed; (b) respondent must make regular visits to his treating mental health professional at a frequency to be determined by the treating professional; (c) respondent must continue participation in the Ohio Lawyers Assistance Program ("OLAP") as recommended by his OLAP counselor, and (d) respondent must refrain from any further misconduct.

It is further ordered that the respondent immediately cease and desist from the practice of law in any form and is hereby forbidden to appear on behalf of another before any court, judge, commission, board, administrative agency or other public authority.

It is further ordered that respondent is hereby forbidden to counsel or advise or prepare legal instruments for others or in any manner perform such services.

It is further ordered that the respondent is hereby divested of each, any, and all of the rights, privileges and prerogatives customarily accorded to a member in good standing of the legal profession of Ohio.

It is further ordered that before entering into an employment, contractual, or consulting relationship with any attorney or law firm, the respondent shall verify that the attorney or law firm has complied with the registration requirements of Gov.Bar R. V(8)(G)(3). If employed pursuant to Gov.Bar R. V(8)(G), respondent shall refrain from direct client contact except as provided in Gov.Bar R. V(8)(G)(1), and from receiving, disbursing, or otherwise handling any client trust funds or property.

It is further ordered that respondent be taxed the costs of these proceedings in the amount of \$1,674.89, which costs shall be payable to this court by certified check or money order on or before 90 days from the date of this order. It is further ordered that if these costs are not paid in full on or before 90 days from the date of this order, interest at the rate of 10% per annum shall accrue as of 90 days from the date of this order, on the balance of unpaid board costs. It is further ordered that respondent may not petition for reinstatement until such time as respondent pays costs in full, including any accrued interest.

It is further ordered that, pursuant to Gov.Bar R. X(3)(G), respondent shall complete one credit hour of continuing legal education for each month, or portion of a month, of the suspension. As part of the total credit hours of continuing legal education required by Gov.Bar R. X(3)(G), respondent shall complete one credit hour of instruction related to professional conduct required by Gov.Bar R. X(3)(A)(1), for each six months, or portion of six months, of the suspension.

It is further ordered, *sua sponte*, by the court, that within 90 days of the date of this order, respondent shall reimburse any amounts that have been awarded against the respondent by the Clients' Security Fund pursuant to Gov.Bar R. VIII(7)(F). It is further ordered, *sua sponte*, by the court that if, after the date of this order, the Clients' Security Fund awards any amount against the respondent pursuant to Gov.Bar R. VIII(7)(F), the respondent shall reimburse that amount to the Clients' Security Fund within 90 days of the notice of such award.

It is further ordered that respondent shall not be reinstated to the practice of law in Ohio until (1) respondent complies with the requirements for reinstatement set forth in the Supreme Court Rules for the Government of the Bar of Ohio; (2) respondent complies with the Supreme Court Rules for the Government of the Bar of Ohio; (3) respondent complies with this and all other orders of the court; and (4) this court orders respondent reinstated.

It is further ordered that on or before 30 days from the date of this order, respondent shall:

1. Notify all clients being represented in pending matters and any co-counsel of respondent's suspension and consequent disqualification to act as an attorney after the effective date of this order and, in the absence of co-counsel, also notify the clients to seek legal service elsewhere, calling attention to any urgency in seeking the substitution of another attorney in respondent's place;
2. Regardless of any fees or expenses due respondent, deliver to all clients being represented in pending matters any papers or other property pertaining to the client, or notify the clients or co-counsel, if any, of a suitable time and place where the papers or other property may be obtained, calling attention to any urgency for obtaining such papers or other property;
3. Refund any part of any fees or expenses paid in advance that are unearned or not paid, and account for any trust money or property in the possession or control of respondent;
4. Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties, of respondent's disqualification to act as an attorney after the effective date of this order, and file a notice of disqualification of respondent with the court or agency before which the litigation is pending for inclusion in the respective file or files;
5. Send all notices required by this order by certified mail with a return address where communications may thereafter be directed to respondent;
6. File with the clerk of this court and the Disciplinary Counsel of the Supreme Court an affidavit showing compliance with this order, showing proof of service of notices required herein, and setting forth the address where the respondent may receive communications; and.
7. Retain and maintain a record of the various steps taken by respondent pursuant to this order.

It is further ordered that on or before 30 days from the date of this order, respondent surrender his attorney registration card for the 2007/2009 attorney registration biennium.

It is further ordered that until such time as respondent fully complies with this order, respondent shall keep the Clerk, the Butler County Bar Association, and the Disciplinary Counsel advised of any change of address where respondent may receive communications.

It is further ordered, sua sponte, that all documents filed with this court in this case shall meet the filing requirements set forth in the Rules of Practice of the Supreme Court of Ohio, including requirements as to form, number, and timeliness of filings.

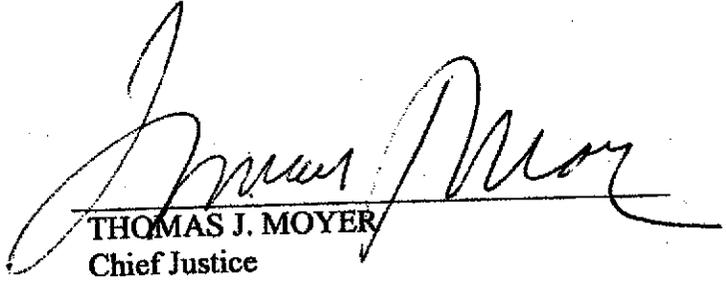
It is further ordered, sua sponte, that service shall be deemed made on respondent by sending this order, and all other orders in this case, by certified mail to the most recent address respondent has given to the Office of Attorney Services.

It is further ordered that the clerk of this court issue certified copies of this order as provided for in Gov.Bar R. V(8)(D)(1), that publication be made as provided for in Gov.Bar R. V(8)(D)(2), and that respondent bear the costs of publication.

I HEREBY CERTIFY that this document is a true and accurate copy of the entry of the Supreme Court of Ohio filed 4/16/09 in Supreme Court case number 07-1370

In witness whereof I have hereto subscribed my name and affixed the seal of the Supreme Court of Ohio on this 16th day of April, 2009

by Deirdre L. Kake CLERK OF COURT, Deputy


THOMAS J. MOYER
Chief Justice

IN THE SUPREME COURT OF OHIO

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Disciplinary Counsel :
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Relators, : Affidavit Showing Compliance
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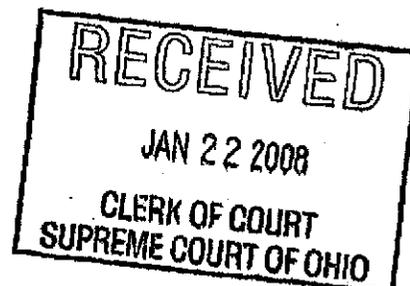
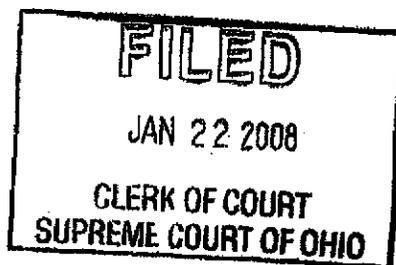
AFFIDAVIT SHOWING COMPLIANCE WITH ORDER OF SUPREME COURT

Carol A. Costa (0046556) (COUNSEL OF RECORD)
Assistant Disciplinary Counsel
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COUNSEL FOR RELATOR

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1514 Jonquilmeadow Drive
Cincinnati, Ohio 45240-2938
(513) 305-9361
Fax No.: (513) 867-0979

RESPONDENT



IN THE SUPREME COURT OF OHIO

Butler County Bar Association, and :
Disciplinary Counsel :
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Relators, : Affidavit Showing Compliance
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Clifford Scott Portman : Case No. 2007-1570
 :
Respondent. :

AFFIDAVIT OF CLIFFORD SCOTT PORTMAN

STATE OF OHIO :
 : ss
COUNTY OF BUTLER :

The undersigned, being first duly sworn and cautioned, states that he has personal knowledge of the facts in this Affidavit and is competent to testify regarding same.

Affiant states as follows:

1. I am Clifford Scott Portman, attorney at law, licensed to practice law in Ohio on May 21, 2001. My current residence address and the address where I may receive all communications is 1514 Jonquilmeadow Drive, Cincinnati, Ohio 45240-2938.
2. On December 21, 2007, this Court issued an Order suspending me from the practice of law for an interim period. This Affidavit shows my full compliance with the Order of the Supreme Court in this case.
3. All matters are before the Hamilton Municipal Court, located in the City of Hamilton, Butler County, Ohio. I have limited my practice to court-appointed cases in this court because of the pending disciplinary matter. All clients are indigent defendants

charged with misdemeanor criminal or traffic offenses.

4. I have notified all clients being represented in pending matters of my suspension and my subsequent disqualification to act as an attorney after December 21, 2007, by certified mail with a return address where communications may be directed to me.

Attached hereto and incorporated herein by reference are true and accurate copies of correspondence showing proof of service by certified mail.

5. I have been assured by the Clerk of Court that the Hamilton Municipal Court will appoint other attorneys to substitute in my place for each of these cases. Where appropriate, I have informed clients in pending matters of the importance of being present in court in order to receive a court-appointed attorney.

6. There are no papers or other property pertaining to these pending matters presently in my possession which are to be delivered to the clients.

7. There are no fees or expenses paid in advance that are unearned or not paid pertaining to these matters. There is no trust money or property in my possession or control.

8. The adverse party for all pending matters is Mary K. Dudley, prosecuting attorney for the City of Hamilton. I have notified the prosecuting attorney of my disqualification to act as an attorney after December 21, 2007, by certified mail with a return address where communications may be directed to me. Attached hereto and incorporated herein by reference is a true and accurate copy of correspondence showing proof of service by certified mail.

9. On December 26, 2007, I provided the Clerk of the Hamilton Municipal Court with a list of my remaining court-appointed cases. I have notified the Court of my

disqualification to act as an attorney after December 21, 2007, by certified mail with a return address where communications may be directed to me. I have also filed a Notice of Disqualification for inclusion in the respective files. Attached hereto and incorporated herein by reference are true and accurate copies of correspondence and filings showing proof of service by certified mail.

10. I have maintained and retained a record of the various steps taken pursuant to the Order of the Supreme Court. Attached hereto and incorporated herein by reference is a true and accurate record of the steps taken in response to the Order.

11. I have registered and paid the fee for the 2007/2009 attorney registration biennium. However, I have not received and am not in possession of an Attorney Registration Card for this biennium. If I were to come into possession of this card, I will return it immediately.

12. I have kept the Clerk of the Supreme Court of Ohio, the Butler County Bar Association, and the Disciplinary Counsel advised of my residence address where I may receive communications. I will keep them advised of any future change of address where I may receive communications.

AFFIANT FURTHER SAYETH NAUGHT.

1/17/2008
Date

Clifford Scott Portman
Clifford Scott Portman

Subscribed to and sworn before me this 17th day of January, 2008.

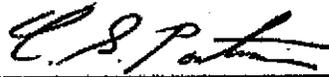
Gerald W. Gentry
Notary Public

[Seal]

GERALD W. GENTRY
Notary Public, State of Ohio
My Commission Expires 12-18-2008

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing Affidavit of Respondent was served upon Carol A. Costa, Assistant Disciplinary Counsel, Office of Disciplinary Counsel, 250 Civic Center Drive, Suite 325, Columbus, Ohio 43215-7411, on January 17, 2008.



Clifford S. Portman (0073390)
Respondent

Attachment not scanned