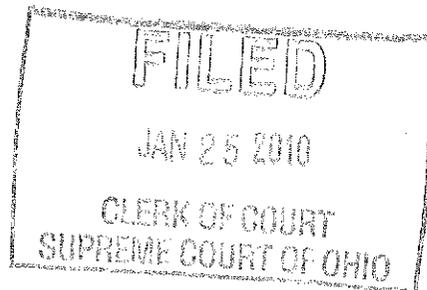


In the Supreme Court of the State of Ohio

Butler County Bar Association,	:	
Relator.	:	
	:	Case No. 2009-2284
v.	:	
	:	Objections to Findings and
William Eric Minamyer,	:	Recommendation of the Board
Respondent.	:	of Commissioners on Grievances
	:	and Discipline and Memorandum

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In the Supreme Court of the State of Ohio

Butler County Bar Association,	:	
Relator.	:	
	:	Case No. 2009-2284
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COMES NOW the Respondent, William Eric Minamy, and submits the following Objections to the Findings and Recommendations of the Board of Commissioners on Grievances and Discipline of the Supreme Court of the State of Ohio and Memorandum.

Respondent apologizes for his lack of timely responses to the pleadings in this matter. He admits that Ms. Davis was not informed about the lack of insurance at the time of transfer of the file. Respondent denies the other allegations.

On page 2, the Findings and Recommendation correctly states that Respondent failed to attend the September 5, 2006 Report Hearing, but fails to include the fact that this was due to his being a witness to a serious automobile accident on his way to court and that as a Hamilton County Deputy Sheriff he felt obligated to both give a statement and render assistance to the injured.

It is untrue that the court records show that the scheduling order was mailed to the correct address. There is no address on the order. Respondent had not appeared in Butler County Courts since before he was on active duty in 2001. Despite placing a change of address in the Clerk's Office, Respondent had other problems with mail from the Butler County Clerk's office going to his old address on Montgomery Road which by coincidence had the same suite number, and from which mail was no longer forwarded. Respondent learned that the case had been dismissed

only when he called the court about what he thought was an upcoming trial. In hindsight Respondent admits that he should have realized he had not received a scheduling order.

Respondent was accused of making excuses, when in fact he accepted responsibility. On the issue of the address the Findings on page 3 quotes a portion of the transcript (Tr. 27) that is not related to the mix up in addresses that occurred in the mailing of the scheduling order which occur a year prior to that. It was not "misdirection of mail." Rather it was the clerk's office using an old address. It was claimed that Respondent blamed an incompetent secretary and cites page 46 of the transcript but there was no blame being made. The discussion was about completion of a fee agreement by Mr. Schweiger not the secretary being incompetent. Respondent was in fact sick during August and September 2007. See Exhibit 3 to the Response to Show Cause Order.

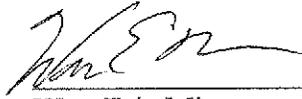
The findings also fail to state that Mr. Jackson appearing pro se failed to serve his motion to dismiss upon Respondent despite a certificate of service. If Respondent had been served he would have filed a response. Respondent told Ms. Davis in September 2007 that her case had been dismissed. Ms. Davis denies this, but Respondent did so. The trial court on November 10, 2009 granted the motion to set aside the dismissal written by Respondent and filed by both Respondent and Ms. Davis in September 2008.

Respondent had incorrectly assumed that since Ms. Davis was Mr. Schweiger's client that he had executed a fee agreement and that his insurance coverage applied. Respondent admits that when it was determined that her case would go with him that he should have ensured that a fee agreement existed and that Ms. Davis be informed about the lack of insurance at that time. Respondent is now insured.

As stated in the Response to the Order to Show Cause, medical records detailing all Respondent's relevant health issues are attached to that response. Respondent will provide complete access to his medical records and submit to any requested examinations.

If this matter is not remanded to the Commission, Respondent requests that he be permitted to continue to practice law under appropriate supervision until such time as his health conditions are resolved.

Respectfully submitted,



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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing was mailed by U. S. Ordinary Mail and to The Butler County Bar Association and this 25th day of January, 2010.



Wm. Eric Minamy