

The Supreme Court of Ohio

ORIGINAL

CLIENTS' SECURITY FUND
65 SOUTH FRONT STREET, 5TH FLOOR, COLUMBUS, OHIO 43215-3431

CHIEF JUSTICE
ERIC BROWN

JUSTICES
PAUL E. PFEIFER
EVELYN LUNDBERG STRATTON
MAUREEN O'CONNOR
TERRENCE O'DONNELL
JUDITH ANN LANZINGER
ROBERT R. CUPP

ADMINISTRATOR
JANET GREEN MARBLEY

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November 3, 2010

07-0344
10-0908
10-1781

Kristina Frost, Clerk
Supreme Court of Ohio
65 South Front Street, 8th Floor
Columbus, Ohio 43215

Re: Howard Vincent Mishler

Dear Ms. Frost:

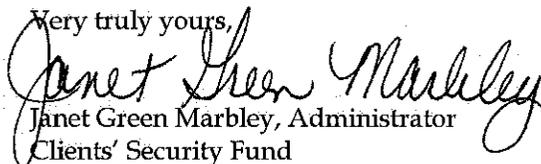
Enclosed please find a copy of the Claim Determination Entry for award made by the Board of Commissioners of the Clients' Security Fund of Ohio in the following claim:

<u>CSF CLAIM NO.</u>	<u>CLAIMANT</u>	<u>AWARD</u>
08-0309	Terry Benetis and Tracy Conn	\$8,800

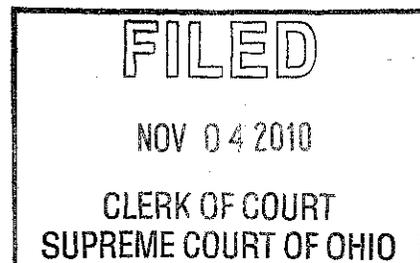
This award arose from the dishonest conduct of Howard Vincent Mishler. We ask that the information concerning the award made by the Clients' Security Fund be placed in the attorney's files.

Thank you for your attention to this matter.

Very truly yours,


Janet Green Marbley, Administrator
Clients' Security Fund

JGM/pdl
Enclosure(s): as stated



The Supreme Court of Ohio
Clients' Security Fund
65 South Front Street, 5th Floor
Columbus, Ohio 43215-3431

Eric Brown
Chief Justice

Kenneth R. Donchatz
Chair

Janet Green Marbley
Administrator

CLAIM DETERMINATION ENTRY

In Re Application of Terry L. Benetis v. Howard Vincent Mishler
Claim Number 08-0309

This cause came on for hearing before the Board of Commissioners of the Clients' Security Fund this 10th September, 2010 on the application of Terry L. Benetis alleging a loss in the amount of \$8,800, caused by dishonest conduct of an attorney duly licensed to practice in the State of Ohio

The Commissioners of the Clients' Security Fund of Ohio find that:

- a) An attorney client relationship did exist between the claimant and Howard Vincent Mishler.
- b) The claimant suffered a loss of \$6,300, and her sister, Tracy Conn suffered a loss of \$2,500 on or about May, 2008.

The Commissioners further find that the dishonest conduct consisted of theft of unearned fees, and that the following disciplinary proceedings were taken:

Suspended For Term on 4/23/2008

The Commissioners further find that the claimant took affirmative action against the attorney within one year of becoming aware of the loss; and that there is no insurance or bond which will benefit the claimant; and that said claimant is not a spouse, close relative, partner, insurer or bonding company, nor a governmental unit.

Therefore the Commissioners of the Clients' Security Fund do hereby determine that the claim of Terry L. Benetis is eligible for reimbursement in the amount of \$6,300, and Tracy Conn is eligible for reimbursement in the amount of \$2,500.

Payment of said amount is conditioned upon claimant complying with the subrogation assignment and other requirements of Sec. 6 of GOV. Rule VIII of the Ohio Supreme Court.

9/23/2010

Date

Sept. 17, 2010

Date

Kenneth Donchatz

Chair

Janet Green Marbley

Secretary