

The Supreme Court of Ohio

ORIGINAL

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

CHIEF JUSTICE
MAUREEN O'CONNOR

JUSTICES
PAUL E. PFEIFER
EVELYN LUNDBERG STRATTON
TERRENCE O'DONNELL
JUDITH ANN LANZINGER
ROBERT R. CUPP
YVETTE MCGEE BROWN

ADMINISTRATOR
JANET GREEN MARBLEY

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April 21, 2011

07-0344
10-0908
10-1781

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

Re: Howard Vincent Mishler

Dear Ms. Frost:

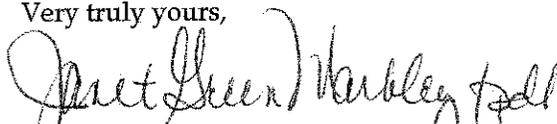
Enclosed please find copies of the Claim Determination Entry for awards made by the Board of Commissioners of the Clients' Security Fund of Ohio in the following claims:

| <u>CSF CLAIM NO.</u> | <u>CLAIMANT</u> | <u>AWARD</u> |
|----------------------|----------------------------|--------------|
| 09-0130 | Thomas and Teresa Garlando | \$15,000 |
| 09-0007 | Mercedes A. Spar | \$6,000 |
| 08-0126 | Thomas and Mary Schwartz | \$50,758.46 |
| 08-0236 | Rajakumar Subramanian | \$6,500 |

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

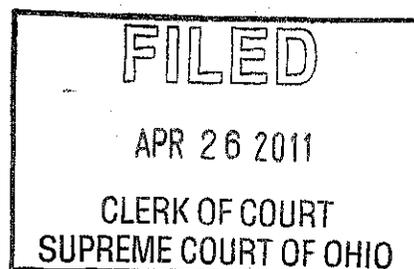
Thank you for your attention to this matter.

Very truly yours,



Janet Green Marbley, Administrator
Clients' Security Fund

JGM/pdl
Enclosures: as stated



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

Maureen O'Connor
Chief Justice

Jerome Phillips
Chair

Janet Green Marbley
Administrator

CLAIM DETERMINATION ENTRY

In Re Application of Thomas and Teresa Garlando v. Howard Vincent Mishler
Claim Number 09-0130

This cause came on for hearing before the Board of Commissioners of the Clients' Security Fund this 4th day of March, 2011 on the application of Thomas and Teresa Garlando alleging a loss in the amount of \$15,000, 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 \$15,000 on or about April, 2008.

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

DISBARRED on 12/14/2010

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 Thomas and Teresa Garlando is eligible for reimbursement in the amount of \$15,000.

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

3-13-11

Date
March 9, 2011

Date



Janet Green Marbley
Secretary

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

Maureen O'Connor
Chief Justice

Jerome Phillips
Chair

Janet Green Marbley
Administrator

CLAIM DETERMINATION ENTRY

In Re Application of Mercedes A. Spar v. Howard Vincent Mishler
Claim Number 09-0007

This cause came on for hearing before the Board of Commissioners of the Clients' Security Fund this **4th day of March, 2011** on the application of Mercedes A. Spar alleging a loss in the amount of \$7,000, 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 \$6,000 on or about December 8, 2008.

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

DISBARRED on 12/14/2010

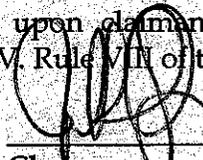
The Commissioners further find that the claimant took affirmative action against the attorney within one year of becoming aware of the loss; and that there is no insurance or bond which will benefit the claimant; and that said claimant is not a spouse, close relative, partner, insurer or bonding company,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

Therefore the Commissioners of the Clients' Security Fund do hereby determine that the claim of Mercedes A. Spar is eligible for reimbursement in the amount of \$6,000.

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

3-13-11
Date

March 9, 2011
Date


Chair
Janet Green Marbley
Secretary

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

Maureen O'Connor
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Jerome Phillips
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Administrator

CLAIM DETERMINATION ENTRY

In Re Application of Thomas and Mary Schwartz v. Howard Vincent Mishler
Claim Number 08-0126

This cause came on for hearing before the Board of Commissioners of the Clients' Security Fund this **4th day of March, 2011** on the application of Thomas and Mary Schwartz alleging a loss in the amount of \$149,435.45, 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 \$50,758.46 on or about May 9, or 10, 2008.

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

DISBARRED on 12/14/2010

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 Thomas and Mary Schwartz is eligible for reimbursement in the amount of \$50,758.46.

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.

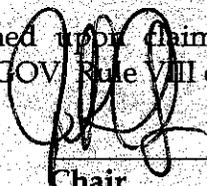
3-13-11

Date

Date

Chair

Secretary



Janet Green Marbley

March 9, 2011

The Supreme Court of Ohio
Clients' Security Fund
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Columbus, Ohio 43215-3431

Maureen O'Connor
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CLAIM DETERMINATION ENTRY

In Re Application of Rajakumar Subramanian v. Howard Vincent Mishler
Claim Number 08-0236

This cause came on for hearing before the Board of Commissioners of the Clients' Security Fund this **4th day of March, 2011** on the application of Rajakumar Subramanian alleging a loss in the amount of \$6,500, 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 \$6,500 on or about May 12, 2008.

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

DISBARRED on 12/14/2010

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 Rajakumar Subramanian is eligible for reimbursement in the amount of \$6,500.

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

3-13-11

Date

March 9, 2011

Date

Chair

Secretary

Janet Green Marbley