

ORIGINAL

IN THE SUPREME COURT OF OHIO

Disciplinary Counsel, :
Relator, : CASE NO. 2012-0644
:
Robert Leon Schwartz, :
Respondent. :

RELATOR'S RESPONSE TO RESPONDENT'S MOTION TO WAIVE COSTS

Jonathan E. Coughlan (0026424)
Disciplinary Counsel

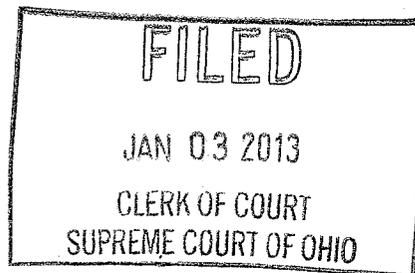
Relator,

Philip A. King (0071895)
Assistant Disciplinary Counsel
Counsel of Record for Relator
Office of Disciplinary Counsel of
The Supreme Court of Ohio
250 Civic Center Drive, Suite 325
Columbus, Ohio 43215-7411
Telephone (614) 461-0256

Robert Leon Schwartz (0000818)

Respondent, *pro se*
#04890-061
Federal Prison Camp
Unit A-1
P.O. Box 6000
Ashland, KY 41105-6000

Respondent.



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On December 28, 2012, respondent, Robert Schwartz, filed a Motion to Waive Costs in these proceedings. Now comes relator, Disciplinary Counsel, with a response to respondent's motion.

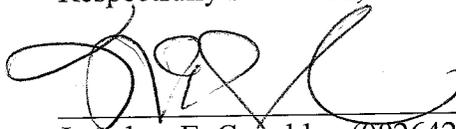
RESPONSE

On December 12, 2012, this Court disbarred respondent, pursuant to Gov. Bar R. V(6)(B)(1), and ordered that the respondent be taxed \$1439.20 in costs for these proceedings. In his motion to waive costs, respondent asks this Court to waive the costs arguing that he is unable to pay because he is subject to a \$6,000,000 restitution order. Actually, respondent was ordered to pay \$3,227,686.12 in restitution, but relator agrees that respondent still owes a significant balance. Therefore, having reviewed the Court's order and respondent's motion, relator takes no position on respondent's request.

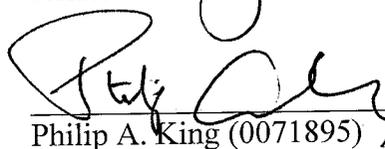
CONCLUSION

For the reasons stated above, relator has no position on Respondent's Motion to Waive Costs in these proceedings.

Respectfully submitted,



Jonathan E. Coughlan (0026424)
Relator



Philip A. King (0071895)
Assistant Disciplinary Counsel
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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing *Relator's Response to Respondent's Motion to Waive Costs* was served via U.S. Mail, postage prepaid, upon respondent, Robert Leon Schwartz, at the Federal Prison Camp, Unit A-1, P.O. Box 6000, Ashland, Kentucky, 41105-6000, and upon Richard A. Dove, Secretary, Board of Commissioners on Grievances and Discipline, at 65 S. Front Street, 5th Floor, Columbus, Ohio 43215, on January 3, 2013.



Philip A. King
Counsel for Relator