

ORIGINAL

IN THE SUPREME COURT OF OHIO

CLEVELAND METROPOLITAN	)	CASE NO. 2012-1340
BAR ASSOCIATION	)	
	)	
Relator	)	
	)	
v.	)	AMENDED
	)	AFFIDAVIT OF RESPONDENT
GARY RAY AXNER	)	IN COMPLIANCE WITH ORDER
	)	DATED FEBRUARY 14, 2013
Respondent	)	AND THE SHOW CAUSE
	)	ORDER DATED APRIL 4, 2013

Gary Ray Axner, being first duly sworn, says that he is the Respondent in this action and that this affidavit is being filed with the Clerk of this Court and the Disciplinary Council of the Supreme Court pursuant to the order dated February 14, 2013.

Affiant further says that the address where he may receive communications is 2357 Coventry Road, Cleveland Hts., Ohio 44118, Telephone No. 216.409.9240.

Affiant further says that on March 13, 2013, he sent letters by certified mail to all of his clients in pending matters notifying them of his suspension and disqualification to continue to act as their attorney effective February 14, 2013. As a part of that letter, the clients were notified by certified mail that they should seek legal service elsewhere. Affiant attaches hereto copies of the various certified mail receipts signed by former clients demonstrating proof of service of notices and copies of returned envelopes for undelivered or unclaimed mail.

FILED  
 APR 24 2013  
 CLERK OF COURT  
 SUPREME COURT OF OHIO

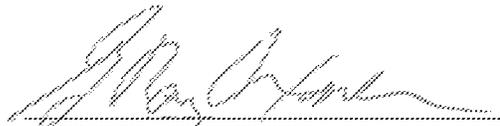
Affiant further says that Notice of Disqualification has been filed with the Clerk of Courts for all pending matters and copies thereof were also mailed to each client in the same envelopes referenced above.

Affiant further says that each client receiving notification was informed of the location, including telephone number, from which they could make arrangements and obtain papers or other property belonging to each such client. Also each such client was notified that there was no refund of any attorney fees or expenses paid in advance due to the fact that all monies paid were earned and all expense money expended.

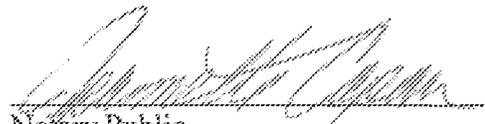
Affiant further says that in an adversary proceeding pending in the U.S. Bankruptcy Court, notification of suspension and disqualification was provided opposing counsel.

Affiant further says that he previously surrendered his attorney registration card for 2011/2013.

Further, Affiant sayeth naught.

  
GARY RAY AXNER

SWORN TO before me and subscribed in my presence this 24th day of April, 2013.

  
Notary Public  


CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Affidavit was forwarded to The Board of Commissioners on Grievances and Discipline of the Supreme Court of Ohio, 65 South Front Street, 5<sup>th</sup> Floor, Columbus, OH 43215-3431, and The Cleveland Metropolitan Bar Association, 1301 East Ninth Street, Second Level, Cleveland, OH 44113 this 24th day of April, 2013, by regular U.S. Mail.

  
GARY R. AXNER