

ORIGINAL

IN THE SUPREME COURT OF OHIO

IN RE:

LEO JOHNNY TALIKKA

:

:

:

Case No.: 2012-1324

APPLICATION OF LEO JOHNNY TALIKKA FOR REINSTATEMENT
TO THE PRACTICE OF LAW IN THE STATE OF OHIO

RICHARD S. KOBLENTZ (0002677)

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OFFICE OF DISCIPLINARY COUNSEL

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COUNSEL FOR RESPONDENT,

LEO JOHNNY TALIKKA

COUNSEL FOR RELATOR

RECEIVED

JUN 06 2014

CLERK OF COURT
SUPREME COURT OF OHIO

FILED

JUN 06 2014

CLERK OF COURT
SUPREME COURT OF OHIO

APPLICATION

Now comes Leo J. Talikka whose attorney registration number is 0006613, by and through his counsel, Koblenz & Penvose, LLC, and hereby applies to this Honorable Court for his reinstatement to the practice of law. Applicant's suspension was ordered by this Honorable Court on March 20, 2013.

Applicant Leo Johnny Talikka's Affidavit, the original of which is attached hereto and marked Exhibit "A", verifies:

(a) There are no formal disciplinary proceedings pending against the applicant.

(b) The Applicant has completed his term of suspension as ordered by the Supreme Court of Ohio, a certified copy of which is attached hereto and marked Exhibit "B".

(c) Applicant has complied with his Continuing Legal Education requirements as set forth in Gov. Bar R. X, Sec. 3 (G).

(d) Applicant has fulfilled all obligations in regards to costs of the proceedings as ordered by the Supreme Court.

WHEREFORE, Applicant having met all of the requirements set forth by this Honorable Court under Gov. Bar Rule V, Sec. 10 (A)(1) Applicant, Leo Johnny Talikka, hereby prays that this Honorable Court find his Application for Reinstatement to the Practice of Law to be well taken and grant that Application.

Respectfully submitted:



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COUNSEL FOR RESPONDENT

LEO JOHNNY TALIKKA

CERTIFICATE OF SERVICE

A copy of the foregoing has been served, via regular U.S. Mail, upon Scott J. Drexel (0091467), Counsel for Relator, at the Office of Disciplinary Counsel of The Supreme Court of Ohio, 250 Civic Center Drive, Suite 325, Columbus, Ohio 43215-7411, this 4th day of June, 2014.



RICHARD S. ~~KOBL~~ENTZ
BRYAN L. PENVOSE
NICHOLAS E. FRONING

COUNSEL FOR RESPONDENT
LEO JOHNNY TALIKKA

IN THE SUPREME COURT OF OHIO

IN RE:

LEO JOHNNY TALIKKA

:

:

Case No.: 2012-1324

AFFIDAVIT OF COMPLIANCE

RICHARD S. KOBLENTZ (0002677)

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SCOTT J. DREXEL (0091467)

scott.drexel@sc.ohio.gov

DISCIPLINARY COUNSEL

OFFICE OF DISCIPLINARY COUNSEL

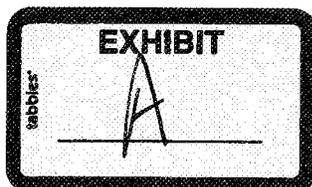
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COUNSEL FOR RELATOR



STATE OF OHIO)
)
CUYAHOGA COUNTY)

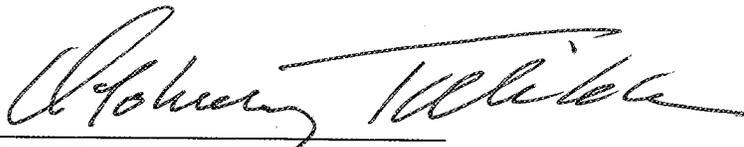
) ss:

AFFIDAVIT OF LEO JOHNNY TALIKKA

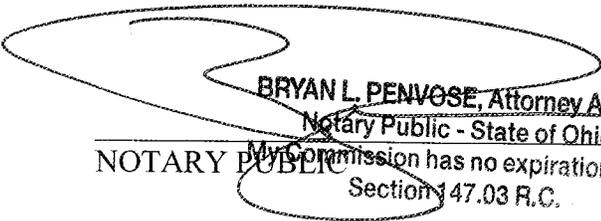
Now comes Leo Johnny Talikka having first been duly sworn who deposes and states:

- 1) He is the Respondent in Ohio Supreme Court Case No.: 2012-1324 wherein, on March 20, 2013, he was suspended from the practice of law by this Honorable Court.
- 2) Affiant further states that there are no formal disciplinary proceedings pending neither against him nor, in fact, are there any disciplinary investigations pending regarding his conduct.
- 3) Affiant further states that he has completed his period of suspension as ordered by the Supreme Court of Ohio in Case No.: 2012-1324.
- 4) Affiant further states that he has completed his Continuing Legal Education requirements and is in total compliance with Gov. Bar Rule X, Sec. 3 (G).
- 5) Affiant further states that all costs of the proceedings as ordered by the Supreme Court of Ohio have been paid.
- 6) Affiant further states that he has complied, in all respects, with the Ohio Supreme Court's Order of Suspension in Case No. 2012-1324.

FURTHER AFFIANT SAITH NAUGHT.


Leo Johnny Talikka

SWORN TO BEFORE ME and subscribed in my presence this 4th day of June, 2014.


BRYAN L. PENROSE, Attorney At Law
Notary Public - State of Ohio
My Commission has no expiration date
Section 147.03 R.C.
NOTARY PUBLIC

FILED

The Supreme Court of Ohio

MAR 20 2013

CLERK OF COURT
SUPREME COURT OF OHIO

Case No. 2012-1324

Disciplinary Counsel,
Relator,
v.
Leo Johnny Talikka,
Respondent.

ON CERTIFIED REPORT BY THE
BOARD OF COMMISSIONERS ON
GRIEVANCES AND DISCIPLINE OF
THE SUPREME COURT

ORDER

The Board of Commissioners on Grievances and Discipline filed its final report in this court on August 6, 2012, recommending that, pursuant to Rule V(6)(B)(3) of the Supreme Court Rules for the Government of the Bar of Ohio, respondent, Leo Johnny Talikka, be indefinitely suspended from the practice of law with reinstatement subject to payment of restitution. Respondent filed objections to said final report, relator filed an answer, and this cause was considered by the court.

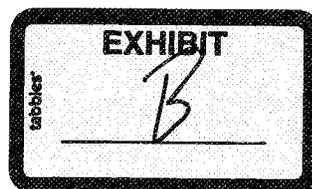
On consideration thereof, it is ordered and adjudged by this court that pursuant to Gov.Bar R. V(6)(B)(3), and consistent with the opinion rendered herein, respondent, Leo Johnny Talikka, Attorney Registration Number 0006613, last known business address in Painesville, Ohio, is suspended from the practice of law for a period of two years with the second year stayed on the conditions that respondent (1) commit no further misconduct, (2) within 30 days of the date of this order, pay statutory interest to the following clients at the rate prescribed by R.C. 1343.03(A) and 5703.47 on the following principal amounts for the specified periods of time: (a) \$8,674.59 from May 6, 2009, to the date restitution was made to Jeffrey Homkes, (b) \$1,000 from July 15, 2011, to the date restitution was made to Fran Cantrall, and (c) \$39,196.70 from November 30, 2011, to the date restitution was made to John Ingram, and (3) upon reinstatement serve a one-year period of monitored probation in accordance with Gov.Bar R.V(9)(B). It is further ordered that if respondent fails to comply with the conditions of the stay, the stay will be lifted and he will serve the full two-year suspension.

It is further ordered that respondent immediately cease and desist from the practice of law in any form and is hereby forbidden to appear on behalf of another before any court, judge, commission, board, administrative agency or other public authority.

It is further ordered that respondent is hereby forbidden to counsel or advise or prepare legal instruments for others or in any manner perform such services.

It is further ordered that respondent is hereby divested of each, any, and all of the rights, privileges and prerogatives customarily accorded to a member in good standing of the legal profession of Ohio.

It is further ordered that before entering into an employment, contractual, or consulting relationship with any attorney or law firm, respondent shall verify that the attorney or law firm has complied with the registration requirements of Gov.Bar R.



V(8)(G)(3). If employed pursuant to Gov.Bar R. V(8)(G), respondent shall refrain from direct client contact except as provided in Gov.Bar R. V(8)(G)(1), and from receiving, disbursing, or otherwise handling any client trust funds or property.

It is further ordered that respondent be taxed the costs of these proceedings in the amount of \$145.35, which costs shall be payable to this court by cashier's check or money order on or before 90 days from the date of this order. It is further ordered that if these costs are not paid in full on or before 90 days from the date of this order, interest at the rate of 10% per annum shall accrue as of 90 days from the date of this order and the matter may be referred to the Attorney General for collection. It is further ordered that respondent may not apply for reinstatement until costs and all accrued interest are paid in full.

It is further ordered, sua sponte, by the court, that within 90 days of the date of this order, respondent shall reimburse any amounts that have been awarded against respondent by the Clients' Security Fund pursuant to Gov.Bar R. VIII(7)(F). It is further ordered, sua sponte, by the court that if, after the date of this order, the Clients' Security Fund awards any amount against respondent pursuant to Gov.Bar R. VIII(7)(F), respondent shall reimburse that amount to the Clients' Security Fund within 90 days of the notice of such award.

It is further ordered that, pursuant to Gov.Bar R. X(3)(G), respondent shall complete one credit hour of continuing legal education for each month, or portion of a month, of the suspension. As part of the total credit hours of continuing legal education required by Gov.Bar R. X(3)(G), respondent shall complete one credit hour of instruction related to professional conduct required by Gov.Bar R. X(3)(A)(1), for each six months, or portion of six months, of the suspension.

It is further ordered that respondent shall not be reinstated to the practice of law in Ohio until (1) respondent complies with the requirements for reinstatement set forth in the Supreme Court Rules for the Government of the Bar of Ohio; (2) respondent complies with the Supreme Court Rules for the Government of the Bar of Ohio; (3) respondent complies with this and all other orders of the court; and (4) this court orders respondent reinstated.

It is further ordered that on or before 30 days from the date of this order, respondent shall:

1. Notify all clients being represented in pending matters and any co-counsel of respondent's suspension and consequent disqualification to act as an attorney after the effective date of this order and, in the absence of co-counsel, also notify the clients to seek legal service elsewhere, calling attention to any urgency in seeking the substitution of another attorney in respondent's place;

2. Regardless of any fees or expenses due respondent, deliver to all clients being represented in pending matters any papers or other property pertaining to the client, or notify the clients or co-counsel, if any, of a suitable time and place where the papers or other property may be obtained, calling attention to any urgency for obtaining such papers or other property;

3. Refund any part of any fees or expenses paid in advance which are unearned or not paid, and account for any trust money or property in the possession or control of respondent;
4. Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties, of respondent's disqualification to act as an attorney after the effective date of this order, and file a notice of disqualification of respondent with the court or agency before which the litigation is pending for inclusion in the respective file or files;
5. Send all notices required by this order by certified mail with a return address where communications may thereafter be directed to respondent;
6. File with the clerk of this court and the disciplinary counsel of the Supreme Court an affidavit showing compliance with this order, showing proof of service of notices required herein, and setting forth the address where the respondent may receive communications; and
7. Retain and maintain a record of the various steps taken by respondent pursuant to this order.

It is further ordered that respondent shall keep the clerk and the disciplinary counsel advised of any change of address where respondent may receive communications.

It is further ordered that on or before 30 days of the date of this order respondent shall surrender his attorney registration card for the 2011/2013 biennium.

It is further ordered, sua sponte, that service shall be deemed made on respondent by sending this order, and all other orders in this case, to respondent's last known address.

It is further ordered that the clerk of this court issue certified copies of this order as provided for in Gov.Bar R. V(8)(D)(1), that publication be made as provided for in Gov.Bar R. V(8)(D)(2), and that respondent bear the costs of publication.



Maureen O'Connor
Chief Justice