

ORIGINAL

IN THE SUPREME COURT OF OHIO

Ohio State Bar Association,

Relator,

v.

Oscar Trivers,

Respondent.

:
:
: Case No. 2009-1142

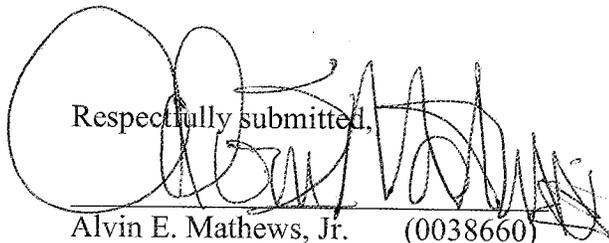
: Case No. 2012-0655

APPLICATION FOR REINSTATEMENT OF OSCAR TRIVERS

Now comes Respondent Oscar Trivers, and hereby respectfully applies to this Court for reinstatement to the practice of law, pursuant to Rule V(10)(A) of the Supreme Court Rules for the Government of the Bar of Ohio. Respondent was suspended from the practice of law for one year with six months stayed by this Court's October 13, 2009 Order; and was suspended from the practice of law for two years with the final years stayed with conditions by this Court's November 27, 2012 Order. Respondent submits he has complied with all the requirements for reinstatement set forth in Rule V(10)(A) as well as this Court's Order. This application is supported by Affidavit of the Respondent, incorporated herein by reference. The relevant orders of the Court are also attached as Appendices I and II.

Based on the foregoing, Respondent Oscar Trivers respectfully applies to this Court for reinstate to the practice of law.

Respectfully submitted,



Alvin E. Mathews, Jr. (0038660)
JAMES E. ARNOLD & ASSOCIATES, LPA
115 W. Main Street, Fourth Floor
Columbus, OH 43215
Telephone: (614) 460-1619
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FILED
AUG 04 2014
CLERK OF COURT
SUPREME COURT OF OHIO

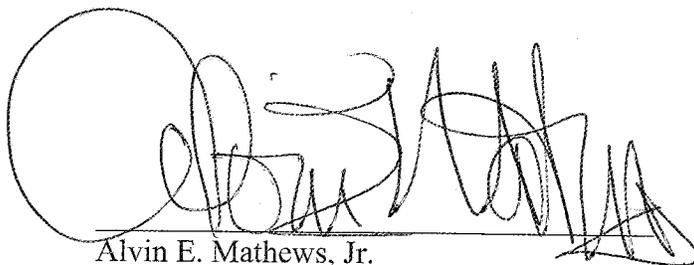
Counsel for Respondent Oscar Trivers

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing Application for Reinstatement of Oscar Trivers was served upon the following via U.S. mail, postage prepaid, this 4th day of August, 2014.

Eugene P. Whetzel, Esq.
Ohio State Bar Association
1700 Lake Shore Drive
P.O. Box 16562
Columbus, Ohio 43215

Amelia A. Bower, Esq.
Plunkett Cooney
300 E. Broad St., Suite 590
Columbus, OH 43215

A handwritten signature in black ink, appearing to read "Alvin E. Mathews, Jr.", written over a horizontal line. The signature is highly stylized and cursive.

Alvin E. Mathews, Jr.

IN THE SUPREME COURT OF OHIO

Ohio State Bar Association,	:	
	:	
Relator,	:	Case No. 2009-1142
	:	
v.	:	
	:	
Oscar Trivers,	:	Case No. 2012-0655
	:	
Respondent.	:	

AFFIDAVIT OF OSCAR TRIVERS

STATE OF OHIO)
) ss:
COUNTY OF CUYAHOGA)

Affiant, Oscar Trivers, being duly cautioned and sworn according to law does hereby state and depose as follows:

1. I am over the age of eighteen (18) years, am not under any disability of restraint, am competent to testify to matters stated herein and make this affidavit based upon my personal knowledge.
2. I was previously disciplined in Case No. 2009-1142 and in Case No. 2012-0655; I was suspended from the practice of law for two years with the final year stayed with conditions by this Court's Order filed on November 27, 2012. The one year period of actual suspension expired on November 27, 2013.
3. There are no disciplinary proceedings pending against me.
4. There is no applicable term of probation, community control, intervention in lieu of conviction or other sanction as part of a sentence for either a felony or misdemeanor conviction.

5. I have complied with the continuing legal education requirements set forth Rule X, Section 3(G) of the Supreme Court Rules for the Government of the Bar by completing the number of continuing legal education credits required by this Court's Orders on Case Nos. 2009-1142 and 2012-0655, including courses involving law office management. I have attached my CLE transcripts to this Affidavit as Exhibit A.
6. I paid the costs of these proceedings as required by order of this Court.
7. I have complied with all of the requirements set forth in this Court's Order.
8. No funds of the client's security fund were used in my case, and therefore there was no reimbursement necessary.
9. I submit to the Court that I have complied with all of the requirements for reinstatement set forth in the Supreme Court Rules for the Government of the Bar of Ohio; I have complied with the Supreme Court Rules for the Government of the Bar of Ohio; and I have complied with all of the orders including my Order of Suspension.

AFFIANT FURTHER SAYETH NOT.

Oscar Trivers
Oscar Trivers

Sworn to and subscribed in my presence this 30th day of July, 2014.

Art M. [Signature]
Notary Public *my Commission Does Not Expire*

Exhibit A

DATE	TYPE	CODE	ACTIVITY TITLE	SUBST HOURS	ETHICS HOURS	PROF HOURS	GENERAL HOURS	JFAIR HOURS	APC HOURS	JPC HOURS	NGEN HOURS	NLOM HOURS	NCFM HOURS	NPROF HOURS	TOTAL HOURS
04/02/13	CLE	261720	Using the Electronic Courtroo	---	---	---	1.00	---	---	---	---	---	---	---	1.00
IN HOUSE CREDIT SUBTOTAL															1.00
01/09/13	CLE	247008	8th Amendment & the Mentally	---	---	---	1.00	---	---	---	---	---	---	---	1.00
02/13/13	CLE	255476	Making Sense of the Supreme C	---	---	---	1.00	---	---	---	---	---	---	---	1.00
03/01/13	CLE	256299	Art Repatriation: Legal Chall	---	---	---	2.25	---	---	---	---	---	---	---	2.25
03/19/13	CLE	258885	Navigating Troubled Waters: T	---	---	---	1.00	---	---	---	---	---	---	---	1.00
03/21/13	CLE	246534	Mass Incarceration, Retributi	---	---	---	1.00	---	---	---	---	---	---	---	1.00
03/22/13	CLE	257260	Legal & Ethical Implications	---	---	---	3.00	---	---	---	---	---	---	---	3.00
04/05/13	CLE	257214	Exploring International Energ	---	---	---	3.00	---	---	---	---	---	---	---	3.00
04/10/13	CLE	258947	Integrating What Lawyers Can	---	---	---	1.50	---	---	---	---	---	---	---	1.50
04/10/13	CLE	260198	U.S. Supreme Court's Uneasy R	---	---	---	1.00	---	---	---	---	---	---	---	1.00
04/19/13	CLE	257956	Construction & Contractual Ag	---	---	---	4.00	---	---	---	---	---	---	---	4.00
05/28/13	CLE	261043	Achieving Justice through Rec	---	---	---	1.00	---	---	---	---	---	---	---	1.00
06/12/13	CLE	261770	Incremental Revolution in the	---	---	---	1.00	---	---	---	---	---	---	---	1.00
06/14/13	CLE	259452	Disaster Planning for Attorne	---	---	---	3.00	---	---	---	---	---	---	---	3.00
08/16/13	CLE	263368	Federal Criminal Practice Sem	---	---	---	6.00	---	---	---	---	---	---	---	6.00
09/18/13	CLE	265981	Innovations in the Security C	---	---	---	1.00	---	---	---	---	---	---	---	1.00
09/25/13	CLE	264683	The Changing Climate of Estat	---	1.00	---	4.00	---	---	---	---	---	---	---	5.00
09/26/13	CLE	266376	Implementing the Affordable C	---	---	---	1.00	---	---	---	---	---	---	---	1.00
09/30/13	CLE	266345	Taxpayer Abuse & Internationa	---	---	---	1.00	---	---	---	---	---	---	---	1.00
10/01/13	CLE	264800	The Courts and the Administra	---	---	---	1.00	---	---	---	---	---	---	---	1.00
10/03/13	CLE	264752	The Influence of Organization	---	---	---	1.00	---	---	---	---	---	---	---	1.00
10/21/13	CLE	268312	Update on Legal Issues in For	---	---	---	5.00	---	---	---	---	---	---	---	5.00
10/23/13	CLE	266657	Looking Ahead: Estate Plannin	---	---	---	2.50	---	---	---	---	---	---	---	2.50
11/23/13	CLE	269239	Ethics, Professionalism & Sub	0.50	1.00	1.00	0.50	---	---	---	---	---	---	---	3.00
12/11/13	CLE	268494	Responsible Practice of Law f	0.50	1.00	1.00	1.00	---	---	---	---	---	---	---	3.50
01/15/14	CLE	271248	Shareholders in Corporate Gov	---	---	---	1.00	---	---	---	---	---	---	---	1.00
02/24/14	CLE	272818	Introduction to the Foreign I	---	---	---	1.00	---	---	---	---	---	---	---	1.00
02/28/14	CLE	273787	From Product toService: The D	---	---	---	2.75	---	---	---	---	---	---	---	2.75
03/19/14	CLE	271249	Impact of DNA Profilling in C	---	---	---	1.00	---	---	---	---	---	---	---	1.00
03/27/14	CLE	276799	Bankruptcy Judge's Exit Inter	---	---	---	1.00	---	---	---	---	---	---	---	1.00
03/28/14	CLE	276800	Government Intervention: The	---	---	---	2.50	---	---	---	---	---	---	---	2.50
04/02/14	CLE	271713	40 Years in Tax: A Look Backw	---	---	---	1.00	---	---	---	---	---	---	---	1.00
04/08/14	CLE	275590	Academic Conflict: Pharma's I	---	---	---	1.00	---	---	---	---	---	---	---	1.00
04/11/14	CLE	277517	Negotiation Strategies in Spo	---	---	---	5.00	---	---	---	---	---	---	---	5.00
04/18/14	CLE	277974	History & the Meaning of the	---	---	---	3.00	---	---	---	---	---	---	---	3.00
04/25/14	CLE	277038	Look at International Human R	---	---	---	3.25	---	---	---	---	---	---	---	3.25
05/05/14	CLE	272742	2014 Guide to Collection Law	---	1.00	---	5.00	---	---	---	---	---	---	---	6.00
05/21/14	CLE	271250	Justices & Judges	---	---	---	1.00	---	---	---	---	---	---	---	1.00
06/05/14	CLE	280513	Bankruptcy Basics, Auto Title	---	---	---	1.50	---	1.00	---	---	---	---	---	2.50
CLE CREDIT SUBTOTAL															85.75
01/01/14	SSD	270323	Substance Abuse and Addiction	1.00	---	---	---	---	---	---	---	---	---	---	1.00
01/01/14	SSD	271449	Ethics Rules: The Essentials	---	4.25	---	---	---	---	---	---	---	---	---	4.25
03/10/14	SSD	277479	Interviewing Prospective Clie	---	1.00	---	---	---	---	---	---	---	---	---	1.00
06/30/14	SSD	275496	Legal Ethics for Everyday Pra	---	3.00	---	---	---	---	---	---	---	---	---	3.00
SELF-STUDY CREDIT SUBTOTAL															9.25
07/30/13	NEW	262030	How to Start a Successful Law	---	---	---	---	---	---	---	6.00	---	---	---	6.00
06/19/14	NEW	278119	Professionalism, Law Office M	---	---	---	---	---	---	---	---	1.00	1.00	1.00	3.00
NEW ATTORNEY CREDIT SUBTOTAL															9.00

FOR COMPLIANCE PERIOD: 01/01/13 THROUGH 12/31/14

	I	II	III	IV	V
	BEGINNING	ADJUSTED	TOTAL HOURS	REQUIRED	CARRY FORWARD
	AMOUNTS	CREDITS TAKEN	TAKEN (SUM OF	NUMBER OF	OR DEFICIENCY
		THIS PERIOD	I AND II)	HOURS	AS OF
					07/16/2014
NEW ATTORNEY OFFICE:	0.00	1.00	1.00	0.00	0.00
NEW ATTORNEY FUND:	0.00	1.00	1.00	0.00	0.00
NEW ATTORNEY GENERAL:	0.00	6.00	6.00	0.00	0.00
TOTAL HOURS:	0.00	105.00	105.00	0.00	0.00

REQUIREMENTS MAY HAVE BEEN PRORATED FOR THIS PERIOD. PLEASE REVIEW YOUR REQUIREMENTS IN COLUMN IV ABOVE.

ACTIVE EXEMPTIONS\EXCEPTIONS DURING THIS PERIOD:

START	END	TYPE
11/27/2012		Discipline
09/01/2011		Inactive
10/13/2009		Discipline

ACTIVITY DATE	CODE	ACTIVITY TITLE	SUBST HOURS	ETHICS HOURS	PROF HOURS	GENERAL HOURS	JFAIR HOURS	NGEN HOURS	NLOM HOURS	NCFM HOURS	NPROF HOURS	TOTAL HOURS
03/03/11	222954	The Mortgage Crisis & The Flaw	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
03/16/11	225951	Olmstead at Work	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
03/31/11	222955	What Makes A Great Legal Negoti	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
04/01/11	227121	International Arbitration: Prac	0.00	0.00	0.00	2.50	0.00	0.00	0.00	0.00	0.00	2.50
04/11/11	222956	The Theology Of Our Establishme	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
04/25/11	228266	Overcoming Obstacles in Housing	0.00	0.00	0.00	3.00	0.00	0.00	0.00	0.00	0.00	3.00
09/14/11	231323	19th Annual Salvation Army Esta	0.00	1.00	0.00	5.00	0.00	0.00	0.00	0.00	0.00	6.00
09/23/11	233974	The University & National Secur	0.00	0.00	0.00	1.25	0.00	0.00	0.00	0.00	0.00	1.25
10/06/11	233975	The Road to Justice	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
10/14/11	232534	Antiques, Museums, & Cultural P	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
10/15/11	232535	Moving Forward: Positioning Cuy	0.00	0.00	0.00	1.50	0.00	0.00	0.00	0.00	0.00	1.50
10/17/11	232285	Saving Elections From Politics	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
11/03/11	232287	The Goals of FDA Regulation and	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
11/15/11	235622	Intellectual Property as a Busi	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
12/14/11	232537	Preventing the Financing of Ter	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
01/11/12	234258	Practice Guidelines and Medical	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
02/08/12	234256	How the Cleveland Bar Became Se	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
02/08/12	238941	Tour Through the Supreme Court	0.00	0.00	0.00	1.50	0.00	0.00	0.00	0.00	0.00	1.50
02/29/12	235592	How to Reduce Crime by Releasin	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
03/14/12	234254	Exploring the Quirks of Appella	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
03/26/12	240101	Working Hard, Hardly Working: H	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
03/28/12	232538	The Assault on Collective Barga	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
03/30/12	239803	Navigating Anti Bribery Legisla	0.00	0.00	0.00	2.50	0.00	0.00	0.00	0.00	0.00	2.50
04/11/12	235623	Closing the Gap: Differences Be	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
04/13/12	242383	Cleveland & the 3 Major Leagues	0.00	0.00	0.00	4.00	0.00	0.00	0.00	0.00	0.00	4.00
04/16/12	242332	Comments by the SEC Commissione	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
04/19/12	240991	John Dean & the Ultimate Lawyer	0.00	1.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00
04/20/12	241127	Urban Agriculture: It's Not an	0.00	0.00	0.00	3.00	0.00	0.00	0.00	0.00	0.00	3.00
05/04/12	234253	Best Practices for Clear Contra	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
05/14/12	242152	When the President Wants You De	0.00	0.00	0.00	2.00	0.00	0.00	0.00	0.00	0.00	2.00
05/16/12	243585	Subversion of the Rule of Law	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
05/24/12	243924	Syrian Puppet Government 5 6	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
05/24/12	243925	Prisons for Profit: The Next St	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
06/13/12	234257	Doing Away with Poe v. Seaborn;	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
09/12/12	246531	Fourth Amendment: Is There a Fu	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
09/19/12	244948	20th Annual Estate and Charitab	0.00	1.00	0.00	4.00	0.00	0.00	0.00	0.00	0.00	5.00
09/27/12	246199	From Anti Slavery Lawyer to Chi	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
09/28/12	246532	Are We Better Off then We Were	0.00	0.00	0.00	1.50	0.00	0.00	0.00	0.00	0.00	1.50
10/10/12	246221	State of Reproductive Rights in	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
11/14/12	246223	Judicial Use of Fear in Terrori	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
CLE CREDIT SUBTOTAL												61.75

FOR COMPLIANCE PERIOD: 01/01/11 THROUGH 12/31/12

	I	II	III	IV	V
	BEGINNING AMOUNTS	ADJUSTED CREDITS TAKEN THIS PERIOD	TOTAL HOURS TAKEN (SUM OF I AND II)	REQUIRED NUMBER OF HOURS	CARRY FORWARD OR DEFICIENCY AS OF 12/31/2012
SUBSTANCE:	0.00	0.00	0.00	0.00	0.00
ETHICS:	0.00	3.00	3.00	0.00	0.00
PROFESSIONALISM:	0.00	0.00	0.00	0.00	0.00
TOTAL HOURS:	0.00	61.75	61.75	0.00	0.00

REQUIREMENTS MAY HAVE BEEN PRORATED FOR THIS PERIOD. PLEASE REVIEW YOUR REQUIREMENTS IN COLUMN IV ABOVE.

ACTIVE EXEMPTIONS\EXCEPTIONS DURING THIS PERIOD:

START	END	TYPE
11/27/2012		Discipline
09/01/2011		Inactive
10/13/2009		Discipline

Appendix I

OCT 13 2009

CLERK OF COURT
SUPREME COURT OF OHIO

The Supreme Court of Ohio

Case No. 2009-1142

Ohio State Bar Association,
Relator,
v.
Oscar Trivers,
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 June 22, 2009, recommending that pursuant to Rule V(6)(B)(3) of the Supreme Court Rules for the Government of the Bar of Ohio the respondent, Oscar Trivers, be suspended from the practice of law for a period of one year with six months stayed. Respondent filed no objections to said final report, 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, Oscar Trivers, Attorney Registration Number 0019588, last known business address in Cleveland, Ohio, be suspended from the practice of law for a period of one year with six months stayed on the condition that respondent commit no further misconduct.

It is further ordered that the 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 the 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, the 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 \$2,031.80, which costs shall be payable to this court by certified 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 the 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 the respondent pursuant to Gov.Bar R. VIII(7)(F), the 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 that 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.

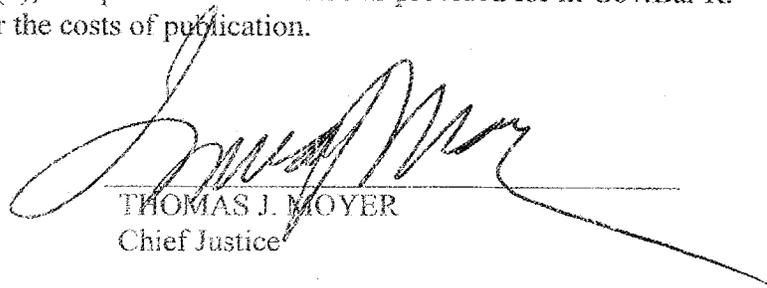
It is further ordered that respondent shall keep the Clerk, the Ohio State Bar Association, and the Disciplinary Counsel advised of any change of address where respondent may receive communications.

It is further ordered that on or before 30 days of the date of this order respondent shall surrender the attorney registration card for the 2009/2011 biennium.

It is further ordered, sua sponte, that all documents filed with this court in this case shall meet the filing requirements set forth in the Rules of Practice of the Supreme Court of Ohio, including requirements as to form, number, and timeliness of filings. All case documents are subject to Rules 44 through 47 of the Rules of Superintendence of Ohio which govern access to court records.

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.



THOMAS J. MOYER
Chief Justice

Appendix II

The Supreme Court of Ohio

FILED

NOV 27 2012

Case No. 2012-0655

CLERK OF COURT
SUPREME COURT OF OHIO

Ohio State Bar Association,
Relator,
v.
Oscar Trivers,
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 April 18, 2012, recommending that pursuant to Rule V(6)(B)(3) of the Supreme Court Rules for the Government of the Bar of Ohio respondent, Oscar Trivers, be suspended from the practice of law for a period of two years with one year stayed on conditions. Respondent and relator waived objections to said final report, 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, Oscar Trivers, Attorney Registration Number 0019588, last known business address in Cleveland, Ohio, is suspended from the practice of law for a period of two years with one year stayed on the conditions that respondent (1) complete six hours of continuing legal education on law-office management, in addition to the general requirements of Gov.Bar R.X(3)(G), (2) upon reinstatement, complete one year of monitored probation in accordance with Gov.Bar R.V(9)(B), during which the monitor should ensure that respondent practices only in those areas in which respondent is competent, and (3) engage in no further misconduct. It is further ordered that if respondent fails to comply with these conditions, the stay will be revoked and respondent shall serve the entire 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 \$2,799.88, 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 that 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, the Ohio State Bar Association, and the Disciplinary Counsel advised of any change of address where respondent may receive communications.

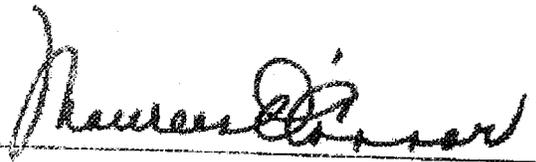
It is further ordered, sua sponte, that service shall be deemed made on respondent by sending this order, and all other orders in this case, to respondent's last known address.

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.

I HEREBY CERTIFY that this document is a true and accurate copy of the entry of the Supreme Court of Ohio filed Maureen O'Connor et al., 2012 in Supreme Court case number 2012-01655

In witness whereof I have hereunto subscribed my name and affixed the seal of the Supreme Court of Ohio on this 21st day of November, 2012.

by Chris R. Kade CLERK OF COURT Deputy



Maureen O'Connor
Chief Justice