

**IN THE SUPREME COURT OF OHIO**

In re: :  
Complaint against: :  
 :  
Erika Howland Klie Kolenich, :  
Attorney Registration (0078420) : Case No. 2012-1106  
 :  
Respondent, :  
 :  
 :  
Disciplinary Counsel :  
 :  
Relator. :

**CORRECTED SUPPLEMENTAL APPLICATION FOR TERMINATION OF PROBATION<sup>1</sup>**

Respondent, Erika Howland Klie Kolenich, by her duly authorized attorney, hereby supplements the Application For Termination Of Probation filed with this Court on September 9, 2014. In support of this Supplemental Application, Respondent states:

1. On March 29, 2012, the Supreme Court of Appeals of West Virginia publicly reprimanded respondent, imposed a two-year supervised practice, and ordered her to complete nine hours of continuing education in law office management.
2. On August 22, 2012, this Court issued an Order pursuant to Gov. Bar R. V(11)(F)(4) imposing reciprocal discipline. Respondent was publicly reprimanded, ordered to complete nine (9) hours of continuing legal education in law office management, and ordered to complete a two-year monitored probation in accordance with Gov. Bar R. V(9) that would be satisfied by respondent's compliance with the West Virginia Agreement with Supervising Attorney.

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<sup>1</sup> The Supplemental Application for Termination of Probation filed on January 30, 2015 did not contain the Exhibit A attachment to Ms. Kolenich's Affidavit. This corrected version now includes Exhibit A to Ms. Kolenich's Affidavit.

3. Respondent in her September 9, 2014 Application gave notice that she completed her two-year term of supervised practice in West Virginia (*see* Exhibit A to Respondent's September 9, 2014 Application, an August 27, 2014 letter from the State of West Virginia Office of Disciplinary Counsel releasing her from supervised practice), certified that no formal disciplinary proceedings were pending against her, and that she had paid all of the costs of these proceedings (*see* Exhibit B to Respondent's September 9, 2014 Application).
4. However, Respondent was notified in an October 21, 2014 letter from Case Management Counsel Melissa Ferguson that Respondent had not yet complied with the portion of the Court's August 22, 2012 Order requiring Respondent to complete nine (9) hours of continuing legal education in law office management, having only completed 3.6 hours. Ms. Ferguson's letter advised Respondent that she was permitted to file additional documentation to support compliance with this portion of the Court's Order, which is the purpose for this Supplemental Application.
5. Through this Supplemental Application, Respondent states that since the date of Ms. Ferguson's October 21, 2014 letter, Respondent has completed an additional six (6) hours of continuing legal education relating to law office management (*see* Respondent's Affidavit attached hereto at Exhibit 1). Respondent further states that when she submitted her September, 9, 2014 Application for Termination of Probation she erroneously believed that the continuing legal education courses she took in West Virginia to meet the requirements of the March 29, 2012 West Virginia Order would apply toward meeting the conditions set forth in this

Court's August 22, 2012 Order. However, having learned otherwise, Respondent recently successfully completed the required continuing legal education in law office management necessary to bring her into compliance with this Court's August 22, 2012 Order.

Respondent therefore respectfully requests that this Court terminate her probation pursuant to Gov. Bar R. V, §9(D) and the Clerk of the Supreme Court provide notice of the termination of probation to all persons and organizations who received copies of the Supreme Court disciplinary order of probation.

Respectfully submitted

/s/ Christopher J. Weber  
Christopher J. Weber (0059270)  
Kegler, Brown, Hill & Ritter  
Capitol Square, Suite 1800  
65 East State Street  
Columbus OH 43215-4294  
Telephone: 614/462-5400  
Facsimile: 614/464-2634  
*Attorney for Respondent*

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing Corrected Supplemental Application for Termination of Probation was served via regular U.S. Mail service on the 2nd day of February, 2015 upon the following:

Stacy Beckman  
Office of Disciplinary Counsel of  
The Supreme Court of Ohio  
250 Civic Center Drive; Suite 325  
Columbus, OH 43215-7411  
*Attorney for Relator*

*/s/ Christopher J. Weber*  
Christopher J. Weber (0059270)

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In re: :  
Complaint against: :  
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Erika Howland Klie Kolenich, Esq. :  
Attorney Registration (0078420) : Case No. 2012-1106  
 :  
Respondent, : **AFFIDAVIT OF COMPLIANCE**  
 :  
 :  
 :  
Disciplinary Counsel :  
 :  
Relator. :

STATE OF WEST VIRGINIA )  
 ) SS  
COUNTY OF UPSHUR )

Now comes the affiant, Erika Howland Klie Kolenich, and having first been sworn according to law, deposes and states the following is true:

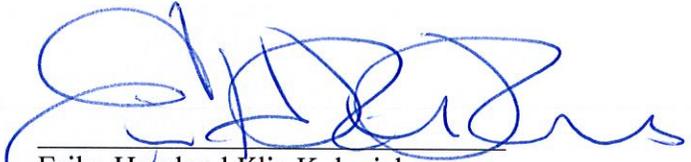
1. That I, Erika Howland Klie Kolenich, the respondent in this case, was ordered by this Court to complete a two-year monitored probation in accordance with Ohio Gov. Bar R. V(9) that would be satisfied by my compliance with the West Virginia Agreement with Supervising Attorney;
2. All conditions of probation have been satisfied and the probation imposed by West Virginia has been terminated;
3. No formal disciplinary matters are pending against me;
4. All costs of the proceedings as ordered by the Ohio Supreme Court have been paid; and
5. Since the date of Ms. Ferguson’s October 21, 2014 letter to me, I have completed an additional six (6) hours of continuing legal education relating to law office management (*see* true and accurate copies of certificates of completion that I received from the Ohio State Bar Association attached hereto at Exhibit A). When I submitted my September 9, 2014 Application for Termination of Probation I erroneously believed that the continuing legal education courses that I took in West



Virginia to meet the requirements of the March 29, 2012 West Virginia Order would apply toward meeting the conditions set forth in this Court's August 22, 2012 Order.

6. I respectfully request termination of probation.

Further, affiant sayeth naught.

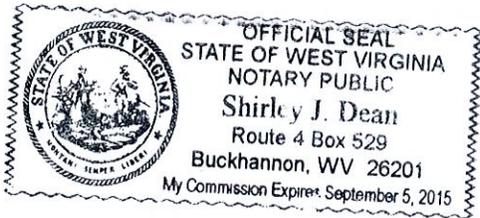


Erika Howland Klie Kolenich

Sworn to before me and subscribed in my presence, this 30 day of <sup>January</sup> February, 2015.



Notary Public



# Ohio State Bar Association

Original Provider: Ohio State Bar Association  
Name: Erika Klie  
Bar Number: 0078420  
Date Purchased: Wednesday, January 14, 2015  
Date Completed: 1/26/2015 12:00 AM Eastern Time  
Transaction ID: cd47c726-d14f-407c-be59-1dff218314d0  
Title: Moving Your Practice onto the Cloud  
Course Number: 288987  
Duration: 1 hour 1 minute  
Course Type: Online Seminars  
Description: More and more of the world is going online or, in the cloud. This program will discuss the practicalities and ethical responsibilities to consider when looking at using modern cloud related technologies in your legal practice.  
Credits: 1.00 CLE Credits;  
Speakers: Barron Henley



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Date Purchased: Wednesday, January 14, 2015  
Date Completed: 1/26/2015 12:00 AM Eastern Time  
Transaction ID: cd47c726-d14f-407c-be59-1dff218314d0  
Title: Data Security for Law Firms  
Course Number: 288923  
Duration: 1 hour 1 minute  
Course Type: Online Seminars  
Description: In light of recent cyber-attacks against law firms and the recent ABA proposal regarding the need for adequate data security, this program will detail the steps law firms can take to protect their computer systems and data from being compromised.  
Credits: 1.00 CLE Credits;  
Speakers: Donald Wochna

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Transaction ID: cd47c726-d14f-407c-be59-1dff218314d0  
Title: Social Media in Employment  
Course Number: 291029  
Duration: 1 hour  
Course Type: Online Seminars  
Description: This program explores various ways to use social media, including: Pre-screening applicants; use within employment, and employment litigation.  
Credits: 1.00 CLE Credits; all of which may be applied towards Labor and Employment Law Specialist;  
Speakers: Sara Hutchins Jodka

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Transaction ID: cd47c726-d14f-407c-be59-1dff218314d0  
Title: Law Office Management  
Course Number: 289392  
Duration: 1 hour 3 minutes  
Course Type: Online Seminars  
Description: Topics covered in the program include: missing the technology you need; being unaware of technology which can help you; common technology issues for existing firms; staying out of trouble; practice management software; Malpractice Items: missing deadlines; stress, depression and substance abuse; poor client relations; ineffective client screening; inadequate research and investigation; conflicts of interest; inappropriate involvement in client interest; lack of adequate documentation of work; zealous efforts to collect a fee; unwillingness to believe you may be sued for malpractice.  
Credits: 1.00 CLE Credits;  
Speakers: Barron Henley

# Ohio State Bar Association

Original Provider: Ohio State Bar Association

Name: Erika Klie

Bar Number: 0078420

Date Purchased: Wednesday, January 14, 2015

Date Completed: 1/26/2015 12:00 AM Eastern Time

Transaction ID: cd47c726-d14f-407c-be59-1dff218314d0

Title: Online Delivery of Legal Services

Course Number: 289106

Duration: 1 hour 1 minute

Course Type: Online Seminars

Description: One of the emerging trends in the practice of law is the delivery of legal services via the internet. How does this work? Is this something that can add real value to a law practice, or is it a passing fad? What are the ethical pitfalls of online legal services? Find out the answers to these questions and more.

Credits: 1.00 CLE Credits;

Speakers: Barron Henley

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Bar Number: 0078420  
Date Purchased: Wednesday, January 14, 2015  
Date Completed: 1/26/2015 12:00 AM Eastern Time  
Transaction ID: cd47c726-d14f-407c-be59-1dff218314d0  
Title: The Mobile Lawyer  
Course Number: 289610  
Duration: 1 hour 1 minute  
Course Type: Online Seminars  
Description: Keeping up with technology: the evolution of a virtual office. A program to help you take your office anywhere.  
Credits: 1.00 CLE Credits;  
Speakers: Chad Burton