

ORIGINAL

THE SUPREME COURT OF OHIO

Disciplinary Counsel,

Case No: 2009-2283

Relator,

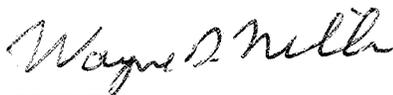
v.

Wayne Donald Miller  
13835 Robinson Rd.  
Plain City, OH 43064

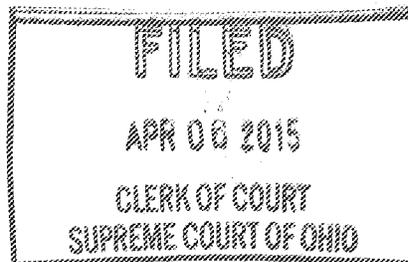
Respondent.

**RESPONDENT WAYNE DONALD MILLER'S**  
**VERIFIED PETITION FOR REINSTATEMENT**

Now comes the Respondent, Wayne Donald Miller and hereby petitions the Court to reinstate his Ohio license to practice law on the grounds that all conditions required by the Court in its July 20, 2010 Order of Suspension have been met and that Respondent is now a proper person to be reinstated to the practice of law in Ohio notwithstanding the previous disciplinary action pursuant to Section 10 (E)(1)(e) of the Ohio Rules For the Government of the Bar and as more fully described in the Memorandum In Support below.



Wayne D. Miller 0058543  
Responent  
13835 Robinson Rd.  
Plain City, OH 43064  
614-774-1049



VERIFICATION

I, Wayne D. Miller, having been duly sworn, hereby verifies that I have read the foregoing and the accompanying Memorandum In Support and the same are true and correct to the best of my knowledge.

*Wayne D. Miller*

Wayne D. Miller 0058543

STATE OF OHIO

*Delaware ) WDM*

COUNTY OF ~~FRANKLIN~~ )

Sworn to and subscribed to before me, a Notary Public in and for the State of Ohio on this

*3rd* day of April, 2015.

*[Signature]*  
Notary Public

*4-17-18*  
My Commission Expires



**MATTHEW J EGGERT**  
Notary Public, State of Ohio  
My Commission Expires  
April 17, 2018

**MEMORANDUM IN SUPPORT**

Respondent's Ohio law license was indefinitely suspended by this Court on July 23, 2010. (See Order, Exhibit 1) The Court ordered certain steps to be taken for reinstatement. Respondent has completed all of these steps and respectfully requests his Ohio license to practice law be reinstated. Respondent is now a proper person to be reinstated to the practice of law in Ohio notwithstanding the previous disciplinary action pursuant to Section 10 (E)(1)(e) of the Ohio Rules For the Government of the Bar.

**I. THE COURT'S SPECIFIC REQUIREMENTS FOR REINSTATEMENT.**

1. 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.

COMPLIED AS ORDERED.

2. Forbidden to counsel or advise or prepare legal instruments for others or in any manner perform such services.

NO LEGAL SERVICES WERE PERFORMED, COMPLIED AS ORDERED.

3. 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.

RESPONDENT DID NOT ENGAGE IN ANY LEGAL EMPLOYMENT.

4. That respondent be taxed the costs of these proceedings.

RESPONDENT HAS FULLY PAID TO THE OHIO ATTORNEY GENERAL ALL TAXED COSTS OF THESE PROCEEDINGS, IN THE AMOUNT OF \$724.73, COMPLIED AS ORDERED.

5. That 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.

RESPONDENT HAS COMPLETED ONE HOUR OF CONTINUING LEGAL EDUCATION FOR EACH MONTH SUSPENDED, INCLUDING 10.25 HOURS OF PROFESSIONAL CONDUCT. (SEE EXHIBIT 2)

6. It is further ordered that respondent shall reimburse any amounts that have been awarded against the respondent by the Client's Security Fund.

NO AMOUNTS HAVE BEEN AWARDED AGAINST THE RESPONDENT BY THE CLIENT'S SECURITY FUND, NOR HAVE ANY CLAIMS BEEN FILED AGAINST RESPONDENT. (SEE EXHIBIT 3)

7. Respondent shall notify all clients being represented in pending matters.

AT THE TIME OF THE SUSPENSION, RESPONDENT HAD ONLY TWO ACTIVE CASES, ONE WITH HIS BROTHER-IN-LAW AND ONE WITH HIS DAUGHTER-IN-LAW. RESPONDENT'S BROTHER-IN-LAW RESIDED WITH RESPONDENT AND RESPONDENT PERSONALLY MET WITH HIS DAUGHTER-IN-LAW. IN BOTH CASES, OPPOSING COUNSEL BROUGHT THE SUSPENSION TO THE ATTENTION OF THE RESPECTIVE COURTS IN FILED PLEADINGS RELATED TO THE CASES. BOTH CASES WERE SUBSEQUENTLY SATISFACTORILY CONCLUDED.

8. Deliver to all clients being represented in pending matters any papers or other property pertaining to the client.

THERE WAS NO PROPERTY RELATING TO THESE TWO CASES AND ALL PAPERWORK WAS ACTUALLY IN THE CLIENT'S POSSESSION PRIOR TO THE SUSPENSION.

9. 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.

THESE TWO CASES WERE FAMILY CASES AND WERE HANDLED PRO BONO. THERE WERE NO UNEARNED FEES, TRUST MONEY OR PROPERTY IN RESPONDENT'S POSSESSION OR CONTROL.

10. Notify opposing counsel in pending litigation, or in the absence of counsel, the adverse parties, of respondent's disqualification of respondent with the court or agency before which the litigation is pending for inclusion in the respective file or files.

OPPOSING COUNSEL IN THE ABOVE REFERENCED CASES TOOK IT UPON THEMSELVES TO NOTIFY THE COURT OF RESPONDENT'S SUSPENSION IN FILED PLEADINGS, THUS THERE WAS NO NEED TO NOTIFY THEM.

11. Send all notice required by this order by certified mail with a return address where communications may thereafter be directed to respondent .

SEE NO. 10 ABOVE.

12. 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.

RESPONDENT DID NOT REALIZE THIS PARAGRAPH WAS IN THE ORDER UNTIL PREPARING THIS PETITION. HIS ADDRESS ON FILE WITH THE CLERK OF COURTS AND ATTORNEY REGISTRATION WAS ACCURATE AT ALL TIMES.

13. Retain and maintain a record of the various steps taken by respondent pursuant to this order.

AS STATED IN THE FOREGOING RESPONSES, THE STEPS RESPONDENT TOOK PURSUANT TO THIS ORDER WERE: 1) NOTIFYING HIS BROTHER-IN-LAW AND DAUGHTER-IN-LAW OF THE SUSPENSION, 2) COMPLETING THE NECESSARY CONTINUING LEGAL EDUCATION 3) PAYING THE COSTS, 4) CONFIRMING NO CLIENT SECURITY FUND PAYMENTS WERE MADE, 5) CONFIRMING THAT THE CLERK OF COURTS AND ATTORNEY REGISTRATION HAD RESPONDENT'S CURRENT MAILING ADDRESS, ALL OF WHICH WERE DONE.

14. Respondent shall surrender the attorney registration card.

RESPONDENT WAS UNABLE TO LOCATE HIS ATTORNEY REGISTRATION CARD AND WAS THUS UNABLE TO RETURN IT.

**II. GOV.BAR. R.V. SECTION 10(C) CONTENTS OF PETITION FOR RESINSTATEMENT.**

1. Date of suspension – July 23, 2010. Case No: 2009-2283

1. No prior petitions have been filed.
2. Petitioner resides in and will work in Union County, Ohio. To the best of petitioner's knowledge, no other persons or organizations are entitled to receive certified copies of the disciplinary order of the Supreme Court.
3. Petitioner has fully complied with the continuing legal education requirements of Gov.Bar R. X, Section 3(G).

Exhibit 2, the official CLE record from the Supreme Court includes 57.75 hours of CLE credit and an additional 3.25 hours that were completed on April 2, 2015 that as the time of filing this petition, were not yet recorded in the official record.

4. Petitioner has no felony convictions.
  5. There are no pending Disciplinary actions pending against Responent.
2. The facts upon which petitioner relies to establish by clear and convincing evidence that he possesses all the mental, educational and moral qualifications that were required for admission to the practice of law in Ohio at the time of his original admission and that he is now a proper person to be readmitted to the practice of law in Ohio, notwithstanding the previous disciplinary action. (See Section IV below.)

**III. GOV. BAR. R.V. SECTION 10(E)(1) REQUISITES FOR REINSTATEMENT.**

a) That the petitioner has made appropriate restitution to the persons who were harmed by his or her misconduct.

NO RESTITUTION WAS REQUIRED.

b) That the petitioner possesses all of the mental, educational, and moral qualifications that were required of an applicant for admission to the practice of law in Ohio at the time of his or her original admission; (See Section IV(B) below.)

c) That the petitioner has complied with the continuing legal education requirements of Gov.Bar R.X, Section 3(G);

COMPLIED AS ORDERED.

Exhibit 2, the official Ccle record from the Supreme Court includes 57.75 hours of CLE credit and an additional 3.25 hours that were completed on April 2, 2015 that as the time of filing this petition were not yet recorded in the official record.

d) That the petitioner has completed a term of probation, community control, intervention in lieu of conviction, or any sanction imposed as part of a sentence for a felony conviction;

THERE WERE NO FELONY CONVICTIONS - THIS PARAGRAPH IS NOT APPLICABLE TO RESPONDENT'S CASE.

e) That the petitioner is now a proper person to be readmitted to the practice of law in Ohio notwithstanding the previous disciplinary action.

SEE SECTION IV BELOW.

(2)THIS PARAGRAPH NOT APPLICABLE.

#### **IV. FACTS SUPPORTING REINSTATEMENT AT THIS TIME.**

##### **A. Education**

B.S. University of Wisconsin 1973

M.B.A. University of Wisconsin 1976

J.D. Capital University Law School, 1992

Current in continuing Legal Education (60.25 hours since suspension - See Exhibit 2)

Over 18 years in private practice

##### **B. Mental/ Moral/Fitness**

The only mental/moral/fitness issue facing petitioner relates to alcohol dependency. It is clear from the following alcohol related driving record and to Respondent through treatment that petitioner suffers from an alcohol dependency issue.

These cases include the following:

OVI Franklin County Municipal Court Case No: TRC183900  
Conviction Date: 8/30/2007

OVI Franklin County Municipal Court Case No: TRC116022  
Conviction Date: 3/5/2011

Driving under suspension Marysville Municipal Court Case No: TRD1104400  
Conviction Date: 1/19/2012

OVI Marion County Municipal Court Case No: TRC1400640A  
Incident Date – 12/23/2013 Conviction Date 5/29/2014

Respondent fully admits his alcohol dependency and accepts responsibility for his actions leading to these cases and is fully committed to avoiding any future alcohol related issues through his recovery program. To that end he has taken the following steps.

A. Respondent has consumed no alcohol since the Marion County, Ohio incident on December 23, 2013.

B. He has completed a twelve week outpatient treatment program at Maryhaven, Inc., in Marysville, Ohio. This program included an alcohol assessment, twelve weeks of group counseling and individual counseling from the approximate period of July 20, 2014 through January 8, 2015. (The records from this program have been forwarded by Maryhaven to the Ohio Lawyer's Assistance Program in Columbus, Ohio.)

C. On February 11, 2015, defendant entered into a five year alcohol recovery monitoring and support contract with the Ohio Lawyer's Assistance Program. (OLAP)

Pursuant to the contract with OLAP, defendant is required to and has agreed do the following, all of which are closely monitored and documented by OLAP:

1. Zero use of alcohol or other substances of abuse.
2. Call in by telephone to OLAP's office 3 times per week, (Monday, Wednesday and Friday) for the duration of the five year contract.
3. Attendance and participation in three AA meetings per week with each meeting signed off on an OLAP furnished form by the secretary of each meeting. The form is submitted to OLAP at the end of each month also for the duration of the contract.
4. Obtain an AA sponsor and actively work the AA 12 step program and to authorize OLAP to discuss defendant's participation with his sponsor.
5. Submit to random alcohol screens as requested by OLAP.

Respondent has complied with all of these requirements and intends to continuing doing so for the entire five year contract period.

**VI. ADDITIONAL STEPS RESPONDENT HAS TAKEN FOR SUCCESSFUL PRACTICE OF LAW IN ORDER TO AVOID ANY FUTURE DISCIPLINARY ISSUES.**

1. Respondent has maintained his IOTLA account during the period of suspension with a minimal balance that was necessary to keep the account open during the period of suspension. There has been no activity on the account during the period of suspension. It will be Respondent's practice to deposit all funds received from clients in the IOLTA account before

transferring any funds to his operating account as allowed.

2. Respondent has prepared written fee agreements for use with all clients.
3. Respondent has developed a written procedure for communicating promptly with clients regarding mail, telephone and electronic communications.
4. Respondent has developed an accounting system that will generate, at a minimum, monthly detailed billing statements to clients.
5. Respondent has selected appropriate Continuing Legal Education courses relating to his areas of practice to insure currency in those areas.

## V. CONCLUSION

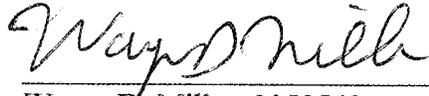
Based on the foregoing Verified Petition, Memorandum In Support and the accompanying Affidavit and Exhibits, Respondent has established by clear and convincing evidence that he has 1) complied with the Court's Order of July 23, 2010, 2) possesses the educational, mental and moral fitness requirements to practice law, 3) that he has identified, admitted to and accepted responsibility for his alcohol dependency and 4) that he has completed treatment for his alcohol dependency and is engaged in an ongoing recovery program through the Ohio Lawyer's Assistance Program.

In addition, Respondent has demonstrated that he has developed personal law practice procedures and policies that will insure he will have no future disciplinary issues.

For these reasons, Respondent respectfully requests this Court to find that he has met the Court's requirements for reinstatement; that Respondent is now a proper person to be reinstated to the practice of law in Ohio notwithstanding the previous disciplinary action pursuant to Section 10 (E)(1)(e) of the Ohio Rules For the Government of the Bar and grant his petition for

reinstatement to the practice of law.

Respectfully submitted,



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Wayne D. Miller 0058543

Respondent

13835 Robinson Rd.

Plain City, OH 43064

614-774-1049

**CERTIFICATE OF SERVICE**

This is to certify that a true copy of the foregoing Petition For Reinstatement was duly served on the Ohio Disciplinary Counsel at 250 Civic Center Dr., Suite 325, Columbus, OH 43215-7411 by regular U.S. Mail, first class postage prepaid on this 6<sup>th</sup> day of April, 2015.



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Wayne D. Miller 0058543

Respondent

## **EXHIBIT LIST**

**EXHIBIT 1 OHIO SUPREME COURT DECISION JULY 23, 2010**

**EXHIBIT 2 CLE RECORD**

**EXHIBIT 3 LETTER FROM CLIENT'S FUND**

**EXHIBIT 4 AFFIDAVIT OF WAYNE DONALD MILLER**



FILED

# The Supreme Court of Ohio

JUL 23 2010  
CLERK OF COURT  
SUPREME COURT OF OHIO

Case No. 2009-2283

Disciplinary Counsel,  
Relator,  
v.  
Wayne Donald Miller,  
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 December 18, 2009, recommending that pursuant to Rule V(6)(B)(2) of the Supreme Court Rules for the Government of the Bar of Ohio the respondent, Wayne Donald Miller, be indefinitely suspended from the practice of law. 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)(2), respondent, Wayne Donald Miller, Attorney Registration Number 0058543, last known business address in Columbus, Ohio, be indefinitely suspended from the practice of law consistent with the opinion rendered herein.

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 \$67.15, 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 petition for reinstatement until such time as respondent pays costs in full, including any accrued interest.

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, 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 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 on or before 30 days from the date of this order, respondent surrender the attorney registration card for the 2009/2011 attorney registration biennium.

It is further ordered that until such time as respondent fully complies with this order, respondent shall keep the Clerk and the Disciplinary Counsel advised of any change of address where respondent may receive communications.

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 documents are subject to Rules 44 through 47 of the Rules of Superintendence of Ohio which govern access to court records.

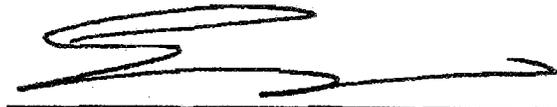
It is further ordered, sua sponte, that service shall be deemed made on respondent by sending this order, and all other orders in this case, to respondent's last known address.

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.

I HEREBY CERTIFY that this document  
is a true and accurate copy of the  
entry of the Supreme Court of Ohio  
filed July 27, 2010 in Supreme  
Court case number 2009-2283

In witness whereof I have hereunto  
subscribed my name and affixed the  
seal of the Supreme Court of Ohio  
on this 20th day of July, 2010

Norris L. Kueck  
CLERK OF COURT  
Deputy

  
ERIC BROWN  
Chief Justice



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
02/07/13	CLE	255367	OVI Update 2012 Video Replay	---	---	---	6.00	---	---	---	---	---	---	---	6.00
CLE CREDIT SUBTOTAL															6.00
01/01/13	SSD	252328	Immigration Law: A Useful Exp	---	---	---	3.25	---	---	---	---	---	---	---	3.25
01/01/13	SSD	252337	Substance Abuse & Addiction:	1.00	---	---	---	---	---	---	---	---	---	---	1.00
01/01/13	SSD	252343	Business Entities: Using the	---	---	---	2.25	---	---	---	---	---	---	---	2.25
01/01/13	SSD	252349	Deposition Practice: Law, Tec	---	---	---	3.25	---	---	---	---	---	---	---	3.25
01/01/13	SSD	252367	Employment/Labor Law: Recent	---	---	---	3.25	---	---	---	---	---	---	---	3.25
01/01/13	SSD	252373	Ethics: Developments Importan	---	4.25	---	---	---	---	---	---	---	---	---	4.25
01/01/13	SSD	252379	FLPs & LLCs: Important Drafti	---	---	---	3.50	---	---	---	---	---	---	---	3.50
01/01/13	SSD	252385	New Bankruptcy Updates & Comm	---	---	---	1.25	---	---	---	---	---	---	---	1.25
01/01/13	SSD	252394	Trademarks & Unfair Competiti	---	---	---	3.25	---	---	---	---	---	---	---	3.25
01/01/13	SSD	253024	Asset Protection Planning: An	---	---	---	3.25	---	---	---	---	---	---	---	3.25
01/01/13	SSD	253027	Business Valuation Principles	---	---	---	3.25	---	---	---	---	---	---	---	3.25
01/01/13	SSD	253030	White Collar Crimes: Defendin	---	---	---	3.25	---	---	---	---	---	---	---	3.25
06/28/13	SSD	263811	Keeping It Ethical: The Cloud	---	2.00	---	---	---	---	---	---	---	---	---	2.00
01/01/14	SSD	270318	Reducing the Risk of Workplac	---	---	---	2.00	---	---	---	---	---	---	---	2.00
01/01/14	SSD	271453	Criminal Law for the Nonexper	---	---	---	3.25	---	---	---	---	---	---	---	3.25
03/01/14	SSD	275331	Social Security, Medicare & M	---	---	---	3.25	---	---	---	---	---	---	---	3.25
03/10/14	SSD	277483	Lawyer/Law Firm Websites, Blo	---	2.00	---	---	---	---	---	---	---	---	---	2.00
06/30/14	SSD	283166	Hearsay Rule & Its Exceptions	---	---	---	3.25	---	---	---	---	---	---	---	3.25
08/04/14	SSD	284781	Substance Addiction & Attorne	---	---	---	---	---	1.00	---	---	---	---	---	1.00
SELF-STUDY CREDIT SUBTOTAL															51.75
(MAXIMUM ALLOWABLE IN THIS PERIOD IS 12.00) (RULE X, SEC. 5 (E), REG 409.2)															
ADJUSTED SUBTOTAL															12.00

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
		=	=	=	12/31/2014
ATTORNEY CONDUCT:	0.00	10.25	10.25	0.00	0.00
TOTAL HOURS:	0.00	18.00	18.00	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
	09/01/2011		Inactive
	07/20/2010		Discipline

OHIO CLE CREDIT PARTICIPANT CRITIQUE  
SELF-STUDY CLE COURSES FOR OHIO ATTORNEYS

OH

NATIONAL LAW FOUNDATION  
P.O. BOX 218, MONTCHANIN, DE 19710  
(Street Address for overnight services ONLY: 525 Philadelphia Pike, Wilmington, DE 19809)  
TEL: 302/656-4757 www.nlfcle.com

PLEASE NOTE: Mail this completed, signed and dated Critique to the National Law Foundation at the above address within 30 DAYS of completion. Use the street address for overnight services ONLY.  
No faxes will be accepted.

PARTICIPANT CRITIQUE

**Business Torts: Refresher And Update (450)**

By Michael J. Hutter, Esq. October 31, 2014

3.25 OHIO CLE GENERAL CREDITS

1. Do you feel the CD / DVD recording quality was:

Excellent ✓ Good \_\_\_\_\_ Poor \_\_\_\_\_ ?

2. Was the quality of the course material content (A/V product and course book):

Excellent X Good \_\_\_\_\_ Poor \_\_\_\_\_ ?

3. What is your overall impression of the speaker, Mr. Hutter?

Excellent teacher - I have listened to a number of his courses. They are always excellent

4. What subtopics/ideas were most/least helpful to you?

Most - False/misleading marketing / Tortious Interference

Least -

misappropriation

5. Were the topics covered in as much detail as you wanted? yes

6. General comments about the program?

Very helpful review

7. What is the Ohio Program Code\* read by the Speaker?

450MJH1031433

\*The OH Program Code, read by the speaker or a narrator at a random time during the presentation, is used for verification of course completion for OH CLE Credit and MUST be filled in entirely!

IN ORDER TO GET CREDIT FOR THIS CLE PROGRAM, ALL OF THE ABOVE QUESTIONS, AS WELL AS THE PROGRAM CODE, MUST BE ANSWERED COMPLETELY. INCOMPLETE FORMS WILL BE RETURNED.

OVER

NATIONAL LAW FOUNDATION  
P.O. BOX 218, MONTCHANIN, DE 19710  
(Street Address for overnight services ONLY: 525 Philadelphia Pike, Wilmington, DE 19809)  
TEL: 302/656-4757 www.nlfcle.com

PLEASE NOTE: Mail this completed, signed and dated Critique to the National Law Foundation at the above address within 30 DAYS of completion. Use the street address for overnight services ONLY. (No faxes will be accepted.)

By signing below, I certify:

- 1.) I am the original purchaser of this self-study course with the Activity Title: *Business Torts: Refresher And Update (450)*
- 2.) I completed it in full on the date shown;
- 3.) I am eligible to claim 3.25 Ohio CLE General Credits for this work.

*Wayne D. Miller*  
Purchaser's Signature

*4/2/2015*  
Date of Completion

→ PLEASE PRINT THE FOLLOWING INFORMATION: ←

Purchaser's Ohio Supreme Court Number 0058543

Purchaser's Name Wayne D. Miller

Mailing Address (inc. Firm name if applicable) 13835 Robinson Rd

City Plain City State Oh Zip 43064

→ All information below to be completed by National Law Foundation ←

Verified by National Law Foundation on \_\_\_\_\_

Reported electronically to Ohio Supreme Court CLE on \_\_\_\_\_

Ohio Activity Code \_\_\_\_\_

Following submission of NLF's electronic report of these credits to the Ohio Supreme Court, this document will be returned to you for your permanent records. YOU MUST KEEP A COPY OF THIS CRITIQUE TO VERIFY THE ACCURACY OF YOUR OHIO SUPREME COURT CLE TRANSCRIPT. A copy of this document may be submitted with your transcript correction request to the Ohio Supreme Court in the event of an error in the transcript.



# The Supreme Court of Ohio

LAWYERS' FUND FOR CLIENT PROTECTION  
65 SOUTH FRONT STREET, 5TH FLOOR, COLUMBUS, OHIO 43215-3431

CHIEF JUSTICE  
MAUREEN O'CONNOR

JUSTICES  
PAUL E. PFEIFER  
TERRENCE O'DONNELL  
JUDITH ANN LANZINGER  
SHARON L. KENNEDY  
JUDITH L. FRENCH  
WILLIAM M. O'NEILL

ADMINISTRATOR  
JANET GREEN MARBLEY

TELEPHONE 614.387.9390  
1.800.231.1680  
FACSIMILE 614.387.9399  
[www.supremecourt.ohio.gov](http://www.supremecourt.ohio.gov)

February 4, 2015

Wayne D. Miller  
13835 Robinson Road  
Plain City, OH 43064

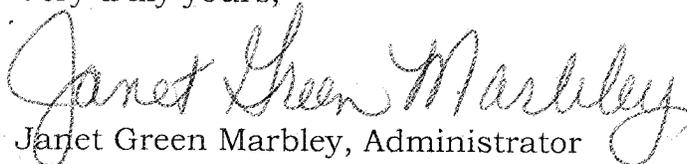
**RE: Lawyers' Fund for Client Protection Claim Information**

Dear Mr. Miller:

This is in response to your request for updated information regarding pending claims and amounts owed to the Lawyers' Fund for Client Protection (Fund). This will confirm that you do not owe any restitution, nor does the Fund have any outstanding claims involving your former clients.

Please feel free to contact this office should you require any additional information.

Very truly yours,



Janet Green Marbley, Administrator  
Lawyers' Fund for Client Protection



THE SUPREME COURT OF OHIO

Disciplinary Counsel,

Case No: 2009-2283

Relator,

v.

Wayne Donald Miller  
13835 Robinson Rd.  
Plain City, OH 43064

Respondent.

**AFFIDAVIT OF RESPONDENT WAYNE DONALD MILLER**  
**IN SUPPORT OF HIS VERIFIED PETITION FOR REINSTATEMENT**

STATE OF OHIO                    )  
COUNTY OF DELAWARE        )

After being duly cautioned and sworn according to law, Wayne Donald Miller hereby deposes and says the following:

1. That he is the Respondent in the above captioned case.
2. That all statements and facts made in his Petition For Reinstatement and Memorandum In Support are true and accurate to the best of his knowledge.

3. That he has completed all requirements for reinstatement to the practice of law in Ohio as required by the Ohio Supreme Court in its Order of July 20, 2010.
4. That he meets all educational requirements for his original admission to practice law in the State of Ohio.
5. That he meets all moral, mental and character requirements for his original admission to practice law in the State of Ohio.
6. That he has completed all required Continuing Legal Education hours pursuant to the Court's July 23, 2010 Order.
7. That he has paid in full to the Ohio Attorney General the costs taxed in this action.
8. That he has entered into a alcohol dependency recovery contract with the Ohio Lawyer's Assistance Program as stated in his Memorandum In Support.
9. That there have been no payments made on his behalf by the Ohio Client's Fund and that the attached letter therefrom is a true and accurate copy of the letter furnished by the Client's fund.
10. That the CLE report and additional course not yet reported accurately list all of the courses taken subsequent to the suspension of July 23, 2010.
11. That the Order attached to this Petition is a true and accurate copy of the original Order of July 23, 2010.
12. That other than the traffic convictions listed in this petition, he has no other criminal convictions or charges pending.
13. That he has no disciplinary actions pending.
14. That he meets all of the requirements for reinstatement to the practice of law and that he is not aware of any additional issues that would negatively affect his ability or fitness to practice law or the reinstatement of his license to practice law.

FURTHER SAYETH AFFIANT NAUGHT.

*Wayne D. Miller*

Wayne D. Miller 0058543

Sworn to and subscribed to before me, a Notary Public in and for the State of Ohio on this  
3rd day of April, 2015.

*[Signature]*

Notary Public

4-17-18  
My commission expires on:



**MATTHEW J EGGERT**  
Notary Public, State of Ohio  
My Commission Expires  
April 17, 2018