

In Re Susan Joan Phillips

Case No. 2015-1510

**RESPONSE TO ORDER TO SHOW CAUSE &
AFFIDAVIT IN SUPPORT**

FILED
NOV 09 2015
CLERK OF COURT
SUPREME COURT OF OHIO

COUNTY OF SENECA)

STATE OF OHIO) ss:

Susan Joan Phillips, being first duly sworn, states as follows:

1. I received the September 15, 2015 Order from the Supreme Court. After receipt of this Order, I began to comply with the Court's Order to immediately cease from the practice of law and to comply with the provisions contained therein.
2. On October 7, 2015 I was sentenced by the Seneca County Common Pleas Court. Among other provisions, I was ordered house arrest for 45 days. I have complied with the Seneca County Court's Orders.
3. In order to comply with the Order of the Supreme Court I needed to return to my office to review my files to show my compliance. I had to obtain permission to leave my home to go to my office. I was granted two hours to go to my office. On the day that I was given permission, I reviewed all my files to be certain that I had complied with the Court's Orders. I retrieved some of my files that day, and brought them to my home so that I could begin the process of closing the files and recording the closing of the files and storing them. In my haste, I left the Order from the Supreme Court at my office. I did not realize that I had left the Order at my office. I believed that I had complied with the Orders that all cases were closed or referred to new counsel, I had not retained any papers or money of my clients, etc.
4. I had decided in July, 2015 that I would not renew my license on September 1, 2015, my date of renewal. I began in July, 2015 not accepting new clients, completing all work on cases that could be completed, and consulting with clients whose cases would not be finished. I found suitable replacement counsel on all cases that were active. On or about August 15, 2015 there were no pending matters that I had no relieved myself of being counsel. On or about August 15,

RECEIVED
NOV 09 2015
CLERK OF COURT
SUPREME COURT OF OHIO

2015 I had completed the closing of all cases or the substitution of new counsel for all open cases.

5. As of August 15, 2015 I had returned to my clients all papers or other property that I had obtained during the course of representing them. There were no papers that I had in my possession as of this date that belonged to my clients.
6. As of August 15, 2015 there were no fees or expenses that were unearned that had to be returned to clients.
7. I did not send notices by certified mail as ordered by the Court on September 15, 2015 as I had completed all the notifications on or before August 15, 2015.
8. On or about August 31, 2015 I officially notified the Ohio Supreme Court that I was not renewing my license and would be registered as "inactive".
9. I did not file with the Clerk of the Supreme Court and disciplinary counsel of the Supreme Court an affidavit of compliance as I did not have the September 15, 2015 Order from the Court in my possession, and I believed that I had complied with the Order by knowing that I had withdrawn from all cases or completed all cases prior to August 15, 2015 and had no money that needed to be returned, etc. I did not provide the Supreme Court with an address where I may receive communications for the same reason above. At no time did I intend to not comply with the Court's Orders. My leaving the Order at my office and being on house arrest did not allow me to retrieve the Order and review the provisions to ensure that I was in complete compliance.
10. I have no records to maintain to show that I have complied with the Order because all work was completed prior to August 15, 2015.
11. I am notifying the Supreme Court that my address where I can receive correspondence is 162 Rosa St., Tiffin, OH 44883. I have no intention of moving, and will notify the Ohio Supreme Court and the Disciplinary Counsel of a change of address if I do so move.
12. I testified at the trials that I did not take any money, that I did not assist anyone in taking any money and that I had no knowledge that any money was being taken from SCAT. Michael Woodman waived a trial on the charge of theft from SCAT and testified at his hearing and also testified in my trials that he alone was responsible for the theft of the money from SCAT. I accept that a jury found me

guilty, but I will say again, under oath, I did not take any money, did not assist anyone in taking money from SCAT and did not know that any money had been taken.

13. My non-compliance with this Court's order was not to disobey the Court's order but was because I was sentenced to 45 days of house arrest, in which I am not allowed to even go outside. I have to get permission to leave the home to go to my office or go to work. I was granted two hours to go to my office, and I left the order at my office, and did not know that I had not complied with all the provisions of the order, specifically that I had to file the affidavit in compliance. I am now providing the affidavit in compliance as ordered by this Court. I can only tell you that this has been a nightmare of which I was convicted for something that I did not do. I ask the Court to find that this compliance has relieved me of the contempt.
14. Just arranging for the notarization of this affidavit is something that requires organization to complete due to the house arrest. I cannot go to an office to have my signature notarized. I needed to arrange for the notary to come to my house.
15. I have fully complied with the Court's Order of September 15, 2015 by the filing of this Response and Affidavit in Compliance. I ask the Court to accept this as compliance and not find me in contempt, as it was never my intention to not comply with the Court's Order.

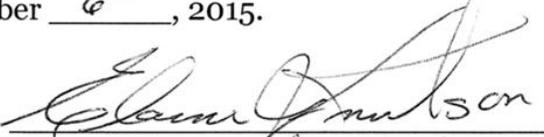
Further affiant sayeth naught.


Susan J. Phillips

County of Seneca :

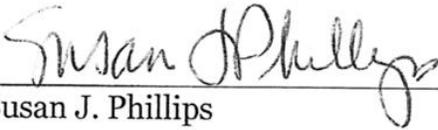
State of Ohio :

The foregoing affidavit was signed in my presence by Susan J. Phillips, a person known to me, this November 6th, 2015.


Notary Public (0020771)
My commission expires: has no
expiration date. ATTORNEY
A L A W O R C 147.03

Certificate of Service

I certify a copy of this was mailed to the Ohio Supreme Court, Clerk of Courts, 8th Floor, 65 S. Front St., Columbus, OH 43215 and the Office of the Disciplinary Counsel, 250 Civic Center Dr., Suite 325, Columbus, OH 43215 this November 7th, 2015. Please return a file stamped copy to Susan J. Phillips, 162 Rosa St., Tiffin, OH 44883.



Susan J. Phillips