

ORIGINAL

THE SUPREME COURT OF OHIO

14-0200

IN RE Petition for Reinstatement)	141 OS 3 rd 156
Attorney William C. Helbley Jr.)	2014-OH-5064
Petitioner)	
)	Petition For Reinstatement
William Charles Helbley Jr.)	(41660)
3480 Olde Winter Trail)	
Poland Ohio 44514)	

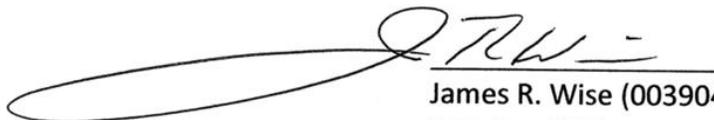
FILED
 MAR 17 2016
 CLERK OF COURT
 SUPREME COURT OF OHIO

Now come Respondent, William C. Helbley Jr. by and through Counsel James R. Wise, and respectively petitions the Court for an Order of reinstatement to the Practice of Law for Respondent. Counsel respectfully represents:

- (1) Petitioner was ordered suspended from the practice of law indefinitely with credit for time served under the February 14 2012, interim felony suspension. Case No. 2012-0226. Petitioner was ordered to immediately cease and desist from the practice of law pursuant with the The Board of Commissioners on Grievances and Discipline recommendation to this court on November 14, 2014. (12-045)
- (2) The Board of Commissioners on Grievances and Discipline filed its final report on February 3, 2014 representing to the court Petitioner has not registered for the 2013/2015 attorney registration biennium on or before September 1, 2013, and has not filed evidence of compliance with Gov. Bar R. VI or come into compliance with this rule within sixty days of the deadline. In Case captioned Mahoning County Bar Association v. William C. Helbley Jr. Case No. 2014-0200 the court ordered that Case No. 2012-0226 is dismissed and that consistent with the opinion rendered therein Petitioner is indefinitely suspended from the practice of law with credit for time served under the February 14, 2012, interim felony suspension.
- (3) Mahoning County Bar Association is entitled to notice of this petition.
- (4) An affidavit executed by the Petitioner is attached and incorporated herewith.
- (5) Petitioner relies on the following set of facts to establish that he has the mental, educational, and moral qualifications required to be admitted to the practice of law:
 - (a) Petitioner has made restitution in the amount of approximately \$3644 over the past 30 months. Restitution was ordered in the amount of \$378,182.74 joint and several to Argent Mortgage Aegis, First Franklin (Bank of America) and Concord Acceptance. Argent Mortgage is no longer a viable entity and the U.S. District ordered the

RECEIVED
 FEB 11 2016
 CLERK OF COURT
 SUPREME COURT OF OHIO

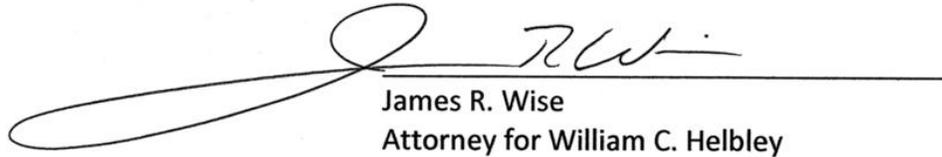
- outstanding restitution amount of \$263,029.00 owed to Argent Mortgage be rescinded. (see violation report).
- (b) Petitioner is in the process of attempting to enter into an affordable payment plan with the Financial Litigation Unit for the balance of the restitution.
 - (c) Petitioner is of sound mind and possesses the requisite mental qualifications to be admitted to the practice of law.
 - (d) Petitioner graduated from Youngstown State University in 1975 with a Bachelor of Engineering degree in Industrial Engineering, further Petitioner graduated from Youngstown State University in 1983 with an M.B.A. and from Akron Law School with a J.D. in 1987 and passed the Bar Examination in 1988. Petitioner possesses the requisite educational qualifications to be admitted to the practice of law.
 - (e) Petitioner possesses the moral qualifications to be admitted to the practice of law. Petitioner has no prior record and no record of any acts of moral turpitude.
 - (f) Petitioner has complied with the order of suspension, having ceased the practice of law, refrained from providing legal services for others, has not practiced law in Ohio, has complied with Gov. Bar R X (continuing legal education), and paid the 2013/2005 biennia fee.
 - (g) Petitioner has completed the term of probation and Community Control. (see Violation report)
 - (h) Petitioner is a proper person to be admitted to the practice of law. Since the suspension the petitioner has complied with all judicial requirements and orders of suspension. Petitioner has engaged in community service and complied with all CLE requirements. Petitioner has realized the need to be much more vigilant in the practice of law and to become more familiar with the Rules of Professional Conduct.
 - (i) Petitioner is an active member of St. Paul the Apostle Church, located in New Middletown Ohio and regularly attends services.



James R. Wise (0039046)
P.O. Box 3388
Boardman, Ohio 44413
330.233.7767
330.953.3189

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Petition was hand delivered this 8th day of February 2016 to David C. Comstock Jr. Attorney for Mahoning County Bar Association, 114 E. Front St #100, Youngstown, OH 44503.



James R. Wise
Attorney for William C. Helbley

THE SUPREME COURT OF OHIO

IN RE Petition for Reinstatement)	
Attorney William C. Helbley Jr.)	
Petitioner)	
)	Affidavit
William Charles Helbley Jr.)	(41660)
3480 Olde Winter Trail)	
Poland Ohio 44514)	

Now come Attorney William C. Helbley Jr. Affiant herein and states the following:

- (1) Affiant states that he has no formal disciplinary proceedings pending.
- (2) Affiant states that he has complied with the continuing legal educational requirements of Gov. Bar R. X.
- (3) Affiant States he has completed his term of probation, community control, intervention in lieu of conviction.
- (4) Affiant states he has made restitution payments to the best of his ability, given the inconsistency of work and is presently attempting to enter into an affordable payment plan for the balance of the restitution.
- (5) Further, Affiant sayeth naught.

Feb. 8, 2016
DATE

William C. Helbley
William C. Helbley

SWORN to and **SUBSCRIBED** before me, a Notary Public in and for the County of Mahoning and State of Ohio on this 8th day of February, 2016.

[Signature]
NOTARY PUBLIC
ATTY-AT-LAW
No EXPIRATION

THE SUPREME COURT OF OHIO

IN RE Petition for Reinstatement)	
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Feb 8, 2016
DATE

William C Helbley
William C. Helbley

SWORN to and **SUBSCRIBED** before me, a Notary Public in and for the County of Mahoning and State of Ohio on this 8 day of FEBRUARY, 2016.

JRW
NOTARY PUBLIC
ATTY-AT-LAW
No EXPIRATION

James R. Wise 0039046
P.O. Box 3388
Boardman, Ohio 44413
330.233.7767
330.953.3189



Burton E. Maroney
Chief

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO**

U.S. Pretrial Services and Probation Office

125 Market Street, Suite 210
Youngstown, Ohio 44503
FAX 330.884.7485



Tim Highbaugh
Assistant Deputy Chief

Robin K. Grimes
Assistant Deputy Chief

January 12, 2014

William Helbley
3480 Olde Winter Trail
Poland, OH 44514

Dear Mr. Helbley:

Please be advised your supervision has been successfully completed.

If you have any questions, please feel free to contact me.

Sincerely,

Douglas C. Stubbs
Supervising U.S. Pretrial Services & Probation
Officer
330.884.7480

DCS/rar



william helbley <helbleyw982@gmail.com>

CLE Compliance

2 messages

william helbley <helbleyw982@gmail.com>

To: "White, Tammy" <Tammy.White@sc.ohio.gov>

Sat, Nov 7, 2015 at 10:42 AM

Dear Ms. White,

Thank you for your response dated June 25, 2015. Since your correspondence as aforementioned, I have completed additional hours of continued legal education, including 6 hours (1 hr. of attorney professional conduct) on November 6 2015 that likely has not yet been received by the Supreme Court. I am of the opinion that I am Compliant with the order of suspension. I would very much appreciate if you be so kind as to review my file and advise of status.

Thank you for your cooperation and assistance.
Sincerely,

Bill Helbley
Attorney Registration Number 0041660

White, Tammy <Tammy.White@sc.ohio.gov>

To: william helbley <helbleyw982@gmail.com>

Mon, Nov 9, 2015 at 10:26 AM

Mr. Helbley,

The records indicate that a total of 48 hours, including 8 hours of attorney professional conduct will have accrued since your suspension on February 14, 2012, through February 14, 2016.

The records further indicate that you have completed a total of 48.25, including 11 hours of attorney professional conduct. This total does not include the activity that you completed on November 6, 2015.

I have attached a copy of your CLE transcript reflecting the hours that you have completed since your suspension on February 14, 2012.

If you have any further questions, please let me know.

Tammy White | Attorney Services Manager | Supreme Court of Ohio

65 South Front Street ■ Columbus, Ohio 43215-3431

The Supreme Court of Ohio

COMMISSION ON CONTINUING LEGAL EDUCATION
 65 SOUTH FRONT STREET, 5th FLOOR, COLUMBUS, OHIO 43215-3431 (614) 387-9325

Activities from February 14, 2012 through November 09, 2015

William Charles Helbley

Attorney Registration Number: 0041660
 Date of Admission: 05/08/1989
 Current Registration Status: Not Registered
 Most Recent Status: Active

Activity Date	Activity Code	Activity Title	Location Credit		Gen	Eth	S.A.	Prof	JFair	APC	JPC	NGen	NProf	NOF	NFund	Total
			Type	Hours												
12/16/2014	284826	Probate Process from Start to Finish	Youngst	Attendance	5.75	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	6.75
01/01/2015	287556	Conflicts of Interest: The Basics	Self-Stu	Self Study	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
01/14/2015	287032	Indemnification Provisions in Business Agreement	Telecon	Self Study	1.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.50
01/19/2015	287737	IRA Trusts, Rollovers & Distributions	Telecon	Self Study	1.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.50
01/20/2015	288494	Lien Stripping in Bankruptcy	Telecon	Self Study	1.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.50
01/21/2015	287739	Protecting Assets While Qualifying for Medicaid	Telecon	Self Study	1.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.50
01/27/2015	287741	Legal Ethics 101	Telecon	Self Study	1.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.50
01/28/2015	287956	Single Member LLCs	Telecon	Self Study	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
01/29/2015	289478	Zombie Foreclosures	Telecon	Self Study	1.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.50
02/05/2015	290318	Bankruptcy & the New Mortgage Servicing Rules	Telecon	Self Study	1.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.50
02/11/2015	289488	Top Elder Care Planning Strategies	Telecon	Self Study	1.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.50
02/17/2015	290324	Attorney-Client Privilege in Electronic Communication	Telecon	Self Study	1.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.50
04/22/2015	290947	Rules of Evidence: A Practical Toolkit	Youngst	Attendance	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
06/29/2015	297913	Legal Ethics: Who Is Your Client?	Telecon	Self Study	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
07/15/2015	297761	Legal Ethics of Legalized Marijuana	Telecon	Self Study	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
07/30/2015	297789	Ethics for Every Attorney	Telecon	Self Study	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
09/24/2015	297824	Resolving Estate, Will & Trust Contents	Telecon	Self Study	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
09/29/2015	311019	Ironclad Indemnification Provisions in Business Co Akron, C	Akron, C	Attendance	4.50	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	5.50
10/02/2015	301182	As Judges See It: Top Mistakes Attorneys Make in Akron, C	Akron, C	Attendance	5.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	6.00
					37.25	0.00	0.00	0.00	0.00	11.00	0.00	0.00	0.00	0.00	0.00	48.25

This Listing does not reflect your official CLE status. It merely lists the seminars and activities added to your record as taken during the above identified period.

DATE August 20, 2014		U. S. Pretrial Services and Probation Office Northern District of Ohio		VIOLATION REPORT Supervision Modification Request <small>(Probation Form 49, Waiver of Hearing is Attached)</small>		PROB 12B <small>(Rev. 10/99)</small>			
NAME HELBLEY, William			FACTS 51569		JUDGE Gaughan		DOCKET # 4:10CR00370-003		
SENTENCE DATE 01/12/2012		SUPERVISION TYPE Probation	CRIMINAL HIST I	OFFENSE LEVEL 15	PHOTO 				
ASST. U.S. ATTORNEY Mark S. Bennett		DEFENSE COUNSEL John F. McCaffrey							
REPORT PURPOSE JUDICIAL RESPONSE REQUESTED									
ORIGINAL OFFENSE 18 U.S.C. § 371 - Conspiracy to Commit Wire Fraud, a Class D felony.									
SENTENCE DISPOSITION 3 years probation; Restitution \$381,827.00.									
SPECIAL CONDITIONS 1. Restitution \$381,827.00; balance \$378,182.74. 2. DNA Registration; collected 04/19/2012. 3. Location Monitoring Program (8 months plus costs); completed 09/25/2012. 4. Financial Disclosure. 5. Financial Windfall 6. Community Service (50 hours); completed 10/28/2013.									
COMPLIANCE SUMMARY									
The offender has/has not complied with the following condition(s) of supervision:									
NUMBER/DATE		NATURE OF COMPLIANCE/ NONCOMPLIANCE							
1.		Failure to Pay Restitution in Full by Expiration - The present outstanding balance is \$378,182.74.							
2.		Rescind the Outstanding Restitution Amount of \$263,029.00 Owed to Argent Mortgage.							
ADJUSTMENT TO SUPERVISION / JUSTIFICATION OF MODIFICATION(S) This report serves to advise the Court that the offender's term of probation is due to expire on January 11, 2015, and he has failed to pay his Court-ordered restitution in full. Mr. Helbley has made 7 payments amounting \$3,644.26, during the last 30 months of probation and it is not anticipated that he will pay the remaining restitution in full by this date of expiration. This is the first report to the Court regarding the offender's adjustment to supervision. Residence: Mr. Helbley resides with his wife and their son at 3480 Olde Winter Trail, Poland, Ohio. Employment: He is currently employed as an abstractor for Striker Land Services L.L.C., located at 6801 Broadway Extensions Services Road, Oklahoma City, Oklahoma. It should be noted, the offender paid his \$100.00 special assessment in full on January 12, 2012.									

DATE August 20, 2014	U. S. Pretrial Services and Probation Office Northern District of Ohio	VIOLATION REPORT Supervision Modification Request <small>(Probation Form 49, Waiver of Hearing is Attached)</small>		PROB 12B (Rev. 10/99)
NAME HELBLEY, William		FACTS 51569	JUDGE Gaughan	DOCKET # 4:10CR00370-003

Location Monitoring Program: The offender was placed into the Location Monitoring Program on January 26, 2012 and successfully completed such on September 25, 2012. He paid all costs associated with program in full.

Community Service: Mr. Helbley completed 19 hours of community service through St. Paul the Apostle Parish, located at 10143 Main Street, New Middletown, Ohio. He completed the remaining 31 hours of community service through Second Harvest Food Bank of the Mahoning Valley, at 2805 Salt Springs Road, Youngstown, Ohio.

Restitution: At the time of sentencing, the offender was ordered to pay restitution totaling \$381,827.00, (Joint and several) to Argent Mortgage, AEGIS, First Franklin (Bank of America) and Concorde Acceptance at a rate of 10% of his gross monthly income. To date, he has made 7 payments amounting to \$3,644.26, during the last 30 months of probation and it is not anticipated that the offender will pay the remaining restitution balance of \$378,182.74 (Joint and several) in full by his date of expiration.

AUSA Notification: On August 7, 2014, this officer spoke with Assistant United States Attorney (AUSA), Mark S. Bennett. During said discussion, AUSA Bennett was advised of Mr. Helbely's progress while on supervision and that the Probation Office was considering a modification from the Court permitting the offender's probation to terminate on the date of expiration and that the United States Attorney's Office Financial Litigation Unit pursue future payment of restitution. Additionally, he explained that one of the victims, more specifically Argent Mortgage, is no longer a viable entity; therefore, the outstanding restitution balance of \$263,029.00, needs to be rescinded. AUSA Bennett stated that he has no objection to the aforementioned proposed modifications.

Plan of Intervention: He has been under supervision for 30 months and has done well. The offender has reported to the Probation Office as directed and successfully completed the location monitoring program as well as 50 community service hours. Mr. Helbley has also submitted Monthly Supervision Reports and financial documents accordingly. However, he still owes the outstanding restitution balance of \$378,182.74 (Joint and several), and it is unlikely that the offender will have that amount paid in full prior to the expiration date. Due to the aforementioned, the United States Attorney's - Office Financial Litigation Unit was contacted and the necessary paperwork is in the process of being filed so that said unit can pursue future payment of restitution. Therefore, it is respectfully recommended that Mr. Helbley's term of probation be permitted to terminate on the date of expiration and that the United States Attorney's Office Financial Litigation pursue future payment of the outstanding restitution balance. It is also respectfully requested that the restitution amount of \$263,029.00 owed to Argent Mortgage be rescinded.

This completes the text of the report. Proceed to the signature page.

DATE August 20, 2014	U. S. Pretrial Services and Probation Office Northern District of Ohio	VIOLATION REPORT Supervision Modification Request <small>(Probation Form 49, Waiver of Hearing is Attached)</small>		PROB 12B <small>(Rev. 10/99)</small>
NAME HELBLEY, William		FACTS 51569	JUDGE Gaughan	DOCKET # 4:10CR00370-003
U.S. PRETRIAL SERVICES & PROBATION OFFICER Jeffrey S. Sciarrino, 330.884.7477		<i>[Signature]</i> Jeffrey S. Sciarrino 2014.08.20 14:47:46 -04'00'	DISTRIBUTION Court CPO	
SUPERVISING U.S. PRETRIAL SERVICES & PROBATION OFFICER Douglas C. Stubbs, 330.884.7480		<i>[Signature]</i> Douglas C. Stubbs 2014.08.20 14:45:47 -04'00'	PROBATION ROUTING Data Entry Data Collections	
THE COURT ORDERS:				
<input checked="" type="checkbox"/> The Modification of Conditions as follows:				
Rescind the outstanding restitution amount of \$263,029.00 owed to Argent Mortgage.				
The offender's term of probation be permitted to terminate on the date of expiration (January 11, 2015) and that the United States Attorney's Office Financial Litigation Unit pursue future payment of restitution.				
<input type="checkbox"/> The Extension of Supervision as follows:				
<input type="checkbox"/> The Request is denied.				
<input type="checkbox"/> Alternative Judicial Order (Please specify)				
			<i>[Signature]</i> Signature of Judicial Officer	
			8-22-14 Date	

14 AUG 22 09:33:32
 51569

E

On Jun 25, 2015 3:14 PM, "White, Tammy" <Tammy.White@sc.ohio.gov> wrote:

Mr. Helbley,

The Attorney Services records indicate on February 14, 2012, the Supreme Court imposed a felony suspension, case number 2012-0226. The records further indicate on November 1, 2013, you were suspended from the practice of law for failure to register for the 2013/2014 attorney registration biennium effective September 1, 2013. On November 19, 2014, the Supreme Court imposed an indefinite suspension, case number 2014-0200.

In accordance with your orders of suspension, you are required to complete one hour of continuing legal education for every month or your suspension, or portion of a month, and one hour of attorney professional conduct every six months, or portion of six months.

The records indicate since February 14, 2012, a total of 42 hours, including 8 hours of attorney professional conduct has accrued through August 14, 2014. The records further indicate that you have reported a total of 26.75 hours, including 4.0 hours of attorney professional conduct. An additional 15.25 hours, including 4 hours of attorney professional conduct will need to be completed. Please note after August 14, 2015, an additional one hour will accrue each month, or portion of a month, until you have been reinstated to the practice of law.

If you have any further questions, please let me know.

Thank you.



Tammy White | Attorney Services Manager | Supreme Court of Ohio

65 South Front Street ■ Columbus, Ohio 43215-3431

[614.387.9330](tel:614.387.9330) (telephone) ■ [614.387.9329](tel:614.387.9329) (fax)

tammy.white@sc.ohio.gov

www.supremecourt.ohio.gov

From: william helbley [<mailto:helbleyw982@gmail.com>]
Sent: Thursday, June 25, 2015 11:27 AM



St. Paul the Apostle

Dec. 28, 2012

To whom it may concern,

This is to verify that Bill Helbley, a member of our parish, worked 19 service hours, helping clean up the church environment, and refinishing a number of wooden pillars.

Oct. 27 – clean up – 3 hours
Nov. 17 – refinish - 4 hours
Nov. 24 - refinish - 4 hours
Dec. 4 - refinish - 2 hours
Dec. 5 - refinish - 2 hours
Dec. 9 - refinish - 2 hours
Dec. 15 – refinish - 2 hours

Bill did a great job, especially working on the wood.

Thank you very much,

Fr. Steve Popovich

Pastor



**Second Harvest
Food Bank**
of the Mahoning Valley

Serving Columbiana, Mahoning and Trumbull Counties

*E-mailed
10-9-12*

October 4, 2012

William Helbley
725 Boardman Canfield Rd.
Suite K 1
Youngstown, OH 44512

Dear Mr. Helbley:

Thank you for the 32 hours of time that you volunteered at Second Harvest Food Bank of the Mahoning Valley during the month of September. We appreciate the time and work that you did here at the Food Bank. Your willingness to help in whatever capacity we needed on the days you were here is much appreciated.

Please feel free to give me a call at 330-792-5522 ext. 11 or contact me by e-mail at rbrady@feedingamerica.org if you have questions or desire additional information.

Sincerely,

Rita Brady
Volunteer Coordinator
Office Manager

