

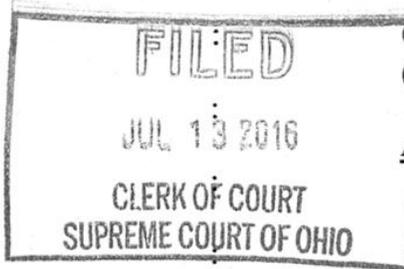
ORIGINAL

THE SUPREME COURT OF OHIO

Dayton Bar Association
Relator,

v.

John Joseph Scaccia
Respondent



CASE NO. 2015-1628
(Practice of Law Case)

AFFIDAVIT OF COMPLIANCE

This matter comes before the Court upon an Order issued June 8, 2016 to show compliance of certain matters identified in said Order. Respondent hereby submits this Affidavit and prays that he be found in compliance.

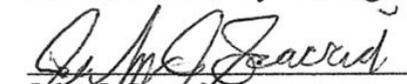
STATE OF OHIO)
) ss
MONTGOMERY COUNTY)

John J. Scaccia, and being duly sworn, states that he is over 18 years of age, was admitted to the practice of law in Ohio in 1983 (Registration Number 022217), is competent to testify to matters herein, and has personal knowledge of the facts contained in this Affidavit of Compliance. A faint further states:

1. On October 2, 2014, the Ohio Supreme Court suspended my license to practice law in Ohio for a period of one year, with six months stayed on conditions.
2. I hereby reaffirm and incorporate by reference the representations and assertions of fact previously submitted by affidavit in Case Number 2013-1982 (copy attached).
3. I have not practiced law since October 2, 2014.

4. With respect to Condition 1 in the Court's June 8, 2016 Order, there have been no clients notify and no pending matters or any co-counsel that Respondent is aware that would be subject to the Court's June 8, 2016 order or any matter that would be encompassed within this Condition.
5. With respect to Condition 2 in the Court's June 8, 2016 Order, there are no fees or expenses relative to any clients or any pending matters that Respondent is aware or any matter that would be encompassed within this Condition.
6. With respect to Condition 3 in the Court's June 8, 2016 Order, there are no fees partial or otherwise, earned or un-earned or expenses or any matter that Respondent is aware of that would be encompassed within this Condition.
7. With respect to Condition 4 in the Court's June 8, 2016 Order, there are no opposing counsel or adverse parties in pending litigation that Respondent is aware of or any matter that would be encompassed within this Condition.
8. With respect to Condition 5 in the Court's June 8, 2016 Order, there are no notices required that Respondent is aware of or any matter that would be encompassed within this Condition.
9. With respect to Condition 6 in the Court's June 8, 2016 Order, there are no proof of service or other matter that that Respondent is aware of or any matter that would be encompassed within this Condition.
10. With respect to Condition 7 in the Court's June 8, 2016 Order, there are no records to be associated with this Order that is beyond previous Order to maintain that Respondent is aware or any matter that would be encompassed within this Condition.
11. I have not yet paid the costs of this action as I have been unemployed since October 1, 2014 though I have been diligently searching for employment and intend to pay said cost upon my ability to do so.

Further Affiant sayeth naught.


John J. Scaccia

Sworn to in my presence and subscribed before me this 7 day of July, 2015.

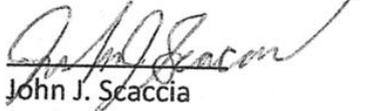


DAVID P. WILLIAMSON, Attorney at Law
Notary Public, State of Ohio
My Commission has no expiration date.
Section 147.03 O. B. B.

CERTIFICATE OF SERVICE

I do hereby certify that a true and accurate copy of the forgoing was served by regular U.S. mail, postage prepaid, this 7th day of July, 2016, upon:

Brian D. Weaver (0020326)
5822 Jennysim Place
Dayton, OH 45415
Attorney for Relator,
Dayton Bar Association

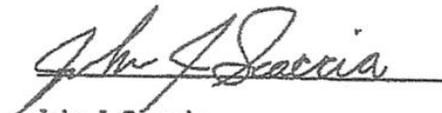

John J. Scaccia

matters herein, and has personal knowledge of the facts contained in this Affidavit of Compliance. Affiant further states:

1. On October 2, 2014, the Ohio Supreme Court suspended my license to practice law in Ohio for a period of one year, with six months stayed on conditions.
2. Prior to my suspension, I had employed an associate attorney, John C. Cunningham (Registration No. 0082475). Mr. Cunningham served as co-counsel on a number of cases pending at the time of my suspension, as did other outside counsel.
3. Immediately upon learning of my suspension, I began to take steps to notify clients involved in matters that were currently pending about my suspension.
4. Certified letters were sent out within 30 days, copies of which are attached hereto as Exhibit A. To the best of my knowledge, all clients in then pending matters were notified, although there may have been one or two dormant cases that were not then pending that I did not immediately make such notification.
5. Clients that decided to continue with outside co-counsel or to seek new counsel had their files, papers, or other property returned to them or forwarded to new counsel. For those clients who continued with Mr. Cunningham, the files continued to be maintained in the office under Mr. Cunningham's control. Mr. Cunningham has since left my employ and has taken the case files with him for those clients who stayed with him.
6. Within 30 days of my suspension, it was my understanding that all clients were either represented by counsel or had elected to proceed *pro se*.

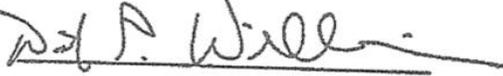
7. I refunded any fees or expenses to clients that were paid in advance and not earned at the time of my suspension.
8. To the best of my recollection, I contacted by telephone and spoke personally with all opposing counsel and likewise notified court staff in pending matters of the fact of my suspension. Due to personal health issues, including suffering from exhaustion, I failed to notify all counsel/courts in writing by certified mail. However, it is my understanding that all counsel and courts were aware of my suspension and my disqualification from practicing law in those then pending matters.
9. On December 2, 2014 I received a parallel suspension of my Federal license to practice, and filed an Affidavit of Compliance with the Federal Court, attached hereto as Exhibit B.
10. Prior to the Show Cause Order, my counsel had furnished counsel for Relator a list of the Mound clients and the status of payments made to each client and the balance of Restitution owed to each Mound client. Through inadvertence, a copy was not sent to this Court, but is now attached hereto as Exhibit C.
11. Prior to the Show Cause Order I surrendered my attorney registration card to my counsel. It is attached hereto.
12. I have paid the court costs of this action in the amount of \$6,381.56.

Further Affiant sayeth naught.


John J. Scaccia

Sworn to in my presence and subscribed before me this 21st day of August, 2015.

DAVID P. WILLIAMSON, Attorney at Law
Notary Public, State of Ohio
My Commission has no expiration date
Section 147.03 O. B. C.



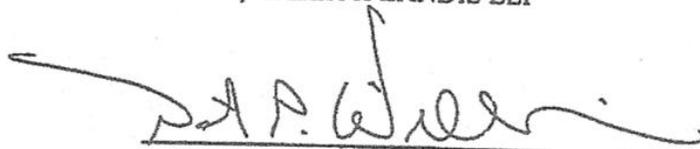
David P. Williamson

CERTIFICATE OF SERVICE

I do hereby certify that a true and accurate copy of the foregoing was served by regular U.S. Mail this 21st day of August, 2015, upon the following:

Brian D. Weaver (0020326)
5822 Jennysim Place
Dayton, OH 45415
Tel: (937) 278-9077
E-mail: Bweaver005@woh.rr.com
Attorney for Relator,
Dayton Bar Association

BIESER, GREER & LANDIS LLP



David P. Williamson (0032614)