

AUG 3 2020

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO**

U.S. DISTRICT COURT
SOUTHERN DIST. OHIO
EAST. DIV. COLUMBUS

**IN THE MATTER OF:
JOHN PATRICK LUTSECK
Ohio Atty. Reg. No. 0003696
RESPONDENT**

**Case No. 2:19-mc-65
Chief Judge Algenon L. Marbley**

ORDER

IT APPEARING TO THE COURT that on July 13, 2020, the Supreme Court of Ohio has entered an indefinite suspension from the practice of law, pursuant to Gov.Bar R. V(14)(E)(1) of the Supreme Court Rules for the Government of the Bar of Ohio, and in accordance with Rule II of the Model Federal Rules of Disciplinary Enforcement, adopted by this court on February 1, 1979,

IT IS ORDERED that Respondent shall show cause, if any he has, within thirty (30) days after service of this order, of any claim under the grounds set forth in Section (D) of said Rule II, why this court should not impose the identical discipline on him heretofore imposed by the Supreme Court of Ohio. Said Respondent is admonished that his failure to show cause within 30 days by a pleading filed with the Clerk of this court shall be deemed a waiver of his rights in the premises and constitute grounds for this court to enter the order prescribed herein.

IT FURTHER APPEARING to the court that Respondent has been forbidden by the Supreme Court of Ohio to appear on behalf of another before any court, judge, commission, board, administrative agency, or other public authority, the said Respondent, until final resolution of the matter in this court, shall not represent or continue to represent any person in this court.

IT IS FURTHER ORDERED that the Clerk of this Court shall cause a copy of this order to be served on said Respondent, by certified mail, return receipt requested to John P. Lutseck, 762 Youngstown-Kingsville Road, Vienna, OH 44473-0049 and to be published to this courts official website.

IT IS SO ORDERED.

A handwritten signature in purple ink, appearing to read "Algenon L. Marbley". The signature is written in a cursive style with a large, looping initial "A".

Algenon L. Marbley, Chief Judge
United States District Court
Southern District of Ohio

The Supreme Court of Ohio

FILED

JUL 13 2020

Trumbull County Bar Association,
Relator,
v.
John Patrick Lutseck,
Respondent.



Case No. 2019-1454

CLERK OF COURT
SUPREME COURT OF OHIO

ORDER

The Board of Professional Conduct filed a certification of default in the office of the clerk of this court on October 25, 2019. On November 22, 2019, this court imposed an interim default suspension upon respondent, John Patrick Lutseck, pursuant to Gov.Bar R. V(14)(B)(1). The parties were ordered to show cause why the interim default suspension should not be converted into an indefinite suspension. No objections were filed, 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(14)(E)(1), respondent, John Patrick Lutseck, Attorney Registration No. 0003696, last known business address in Vienna, Ohio, is indefinitely suspended from the practice of law.

It is further ordered that respondent immediately cease and desist from the practice of law in any form and that respondent 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, advise, or prepare legal instruments for others or in any manner perform legal services for others.

It is further ordered that 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, respondent shall verify that the attorney or law firm has complied with the registration requirements of Gov.Bar R. V(23)(C). If employed pursuant to Gov.Bar R. V(23), respondent shall refrain from direct client contact except as provided in Gov.Bar R. V(23)(A)(1) and from receiving, disbursing, or otherwise handling any client trust funds or property.

It is further ordered that pursuant to Gov.Bar R. X(13), 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(13), respondent shall complete one credit hour of instruction related to professional conduct required by Gov.Bar R. X(3)(B) for each six months, or portion of six months, of the suspension.

It is further ordered by the court that within 90 days of the date of this order, respondent shall reimburse any amounts that have been awarded against respondent by the Lawyers' Fund for Client Protection pursuant to Gov.Bar R. VIII(7)(F). It is further ordered by the court that if after the date of this order, the Lawyers' Fund for Client Protection awards any amount against

respondent pursuant to Gov.Bar R. VIII(7)(F), respondent shall reimburse that amount to the Lawyers' Fund for Client Protection within 90 days of the notice of that 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 do the following:

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 services 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, 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 or, in the absence of counsel, the adverse parties in pending litigation 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 disciplinary counsel of the Supreme Court an affidavit showing compliance with this order, showing proof of service of the 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 respondent shall keep the clerk, the Trumbull County Bar Association, and disciplinary counsel advised of any change of address where respondent may receive communications.

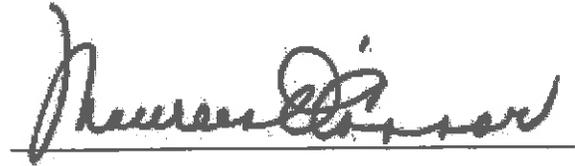
It is further ordered that service shall be deemed made on respondent by sending this order, and all other orders in this case, to respondent's last known address.

It is further ordered that the clerk of this court issue certified copies of this order as provided for in Gov.Bar R. V(17)(D)(1) and that publication be made as provided for in Gov.Bar R. V(17)(D)(2).

I HEREBY CERTIFY that this document is a true and accurate copy of the entry of the Supreme Court of Ohio filed 7-13-2020 in Supreme Court case number 2019-1454

In witness whereof I have hereunto subscribed my name and affixed the seal of the Supreme Court of Ohio on this 13th day of JULY, 2020

 CLERK OF COURT
by [Signature], Deputy



Maureen O'Connor
Chief Justice