## IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Complainant,

V.

The Florida Bar File Nos.
2014-70,728(11C)
2014-70,729(11C)

and

PHILIP MAURICE GERSON,

Respondents.

## NOTICE OF INTENT TO SEEK REVIEW OF REPORT OF REFEREE

COMES NOW, The Florida Bar, pursuant to R. Regulating Fla. Bar 3-7.7(c)(1) and files this Notice of Intent to Seek Review of Report of Referee and says:

- 1. The Florida Bar requests this Court review the Report of Referee for these consolidated disciplinary matters, docketed on January 30, 2017.
- 2. The Referee found Respondents guilty of violating R. Regulating Fla. Bar 4-1.7, not guilty of violating R. Regulating Fla. Bar 4-1.9, and recommended an admonishment for minor misconduct. The Referee entered a subsequent order granting the Bar's costs.

- 3. At its meeting which ended on January 20, 2017, the Board of Governors of The Florida Bar considered these matters, and voted to file a Notice of Intent to Seek Review of Report of Referee and seek review of the Referee's not guilty finding as to Rule 4-1.9, and seek review as to the recommended discipline.
- 4. Complainant's brief in support of this petition for review will be timely filed pursuant to Rule 3-7.7(c)(3).

WHEREFORE, The Florida Bar prays this Honorable Court review the Referee's Report and record together with the briefs submitted in support of this Notice of Intent to Seek Review of Report of Referee.

Respectfully submitted,

Thomas Allen Kroeger, Bar Counsel

THOWS KRIR

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## **CERTIFICATE OF SERVICE**

I certify that this Notice of Intent to Seek Review of Report of Referee has been E-filed with The Honorable John A. Tomasino, Clerk of the Supreme Court of Florida with copies provided via email using the E-filing Portal to John A. Weiss, Respondent Steven Hunter's Counsel at <a href="mailto:jweiss@rumberger.com">jweiss@rumberger.com</a>; Steven K. Hunter, Co-Counsel, at <a href="mailto:shunter@hunterlynchlaw.com">shunter@hunterlynchlaw.com</a>; David Pollack and Farah R. Bridges, Counsel for Respondent Philip M. Gerson, at <a href="mailto:dpollack@stearnsweaver.com">dpollack@stearnsweaver.com</a> and <a href="mailto:frajani@stearnsweaver.com">frajani@stearnsweaver.com</a>; and to Adria E. Quintela, Staff Counsel, The Florida Bar at <a href="mailto:aquintel@floridabar.org">aquintel@floridabar.org</a>, on this 30th day of March, 2017.

Thomas Allen Kroeger, Bar Counsel

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