IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Complainant,

v.

The Florida Bar File No. 2016-70,106 (11J)

Supreme Court Case

No. SC17-1391

JONATHAN STEPHEN SCHWARTZ,

Respondent.

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 this disciplinary matter, docketed on May 22, 2018.

2. The Referee found Respondent not guilty of violating R. Regulating Fla. Bar 3-4.3 and 4-8.4(c). The Referee entered a subsequent order directing each party to bear its own taxable costs.

3. The Executive Committee of the Board of Governors of The Florida Bar considered this case on June 7, 2018, 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. 4. Complainant's brief in support of this notice of intent to seek 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,

THOWS HER

Thomas Allen Kroeger Bar Counsel The Florida Bar Miami Branch Office 444 Brickell Avenue Rivergate Plaza, Suite M-100 Miami, Florida 33131-2404 (305) 377-4445 Attorney No. 19303 tkroeger@floridabar.org

CERTIFICATE OF SERVICE

I certify that this document has been Efiled with The Honorable John A. Tomasino, Clerk of the Supreme Court of Florida with a copy provided via email using the Efiling Portal to Benedict P. Kuehne, Respondent's Counsel, at <u>ben.kuehne@kuehnelaw.com</u> and <u>efiling@kuehnelaw.com</u> and to Adria E. Quintela, Staff Counsel, The Florida Bar, at <u>aquintel@floridabar.org</u> on this 23 day of July, 2018.

THOMAS KRIR

Thomas Allen Kroeger Bar Counsel