

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Complainant,

v.

KENNETH CARL WRIGHT,

Respondent.

Supreme Court Case
No. SC-

The Florida Bar File
No. 2021-30,046 (9D)

COMPLAINT

The Florida Bar, complainant, files this Complaint against Kenneth Carl Wright, respondent, pursuant to the Rules Regulating The Florida Bar and alleges:

1. Respondent is and was at all times mentioned herein a member of The Florida Bar admitted on July 21, 1988 and is subject to the jurisdiction of the Supreme Court of Florida.
2. Respondent practiced law in Orange County, Florida, at all times material.
3. The Ninth Judicial Circuit Grievance Committee "D" found probable cause to file this complaint pursuant to Rule 3-7.4, of the Rules Regulating The Florida Bar, and this complaint has been approved by the presiding member of that committee.

RECEIVED, 08/20/2021 09:06:21 AM, Clerk, Supreme Court

4. On March 10, 2020, law enforcement officers responded to Brooks Brothers, a retail store located within The Mall at Millenia, in Orlando, Florida regarding a potential shoplifter.

5. The store manager requested that respondent be trespassed from the store and requested prosecution on behalf of Brooks Brothers if respondent refused to leave.

6. Respondent was advised by law enforcement that he was being trespassed from the store, and if he refused to leave, he would be arrested.

7. Respondent refused to leave the store and continued to shop in the store, picking up several store items.

8. Respondent resisted the law enforcement officers' attempts to place him in handcuffs.

9. Ultimately, law enforcement was successful in taking respondent into custody.

10. Respondent was arrested on charges of Trespass on Property After Warning and Resisting Officer Without Violence.

11. On April 15, 2020, the State of Florida filed an Information in Case No. 2020-MM-001947-A-O in the County Court of the Ninth Judicial Circuit in and for Orange County, Florida and charged respondent with Trespass In Occupied Structure (Refusal to Leave) and Resisting Officer Without Violence, both misdemeanors of the first degree.

12. On August 7, 2020, respondent entered a plea of No Contest to the charge of Trespass In Occupied Structure (Refusal to Leave). The court withheld adjudication and sentenced respondent to twenty-four days in the Orange County Jail with credit for twenty-four days time served and imposed fines/court costs. The State orally announced a *Nolle Prosequi* in open court as to the charge of Resisting Officer Without Violence.

13. The court entered its Order of Disposition in the case on August 7, 2020.

14. On September 4, 2020, the State filed a *Nolle Prosequi* as to the charge of Resisting Officer Without Violence.

15. Respondent failed to provide a copy of the document(s) entering a determination or judgment for the criminal offense to the Executive Director of The Florida Bar within 10 days of its entry as required by R. Regulating Fla. Bar 3-7.2(e).

16. By reason of the foregoing, respondent has violated the following Rules Regulating The Florida Bar:

(a) 3-4.3 The standards of professional conduct required of members of the bar are not limited to the observance of rules and avoidance of prohibited acts, and the enumeration of certain categories of misconduct as constituting grounds for discipline are not all-inclusive nor is the failure to specify any particular act of misconduct be construed as

tolerance of the act of misconduct. The commission by a lawyer of any act that is unlawful or contrary to honesty and justice may constitute a cause for discipline whether the act is committed in the course of the lawyer's relations as a lawyer or otherwise, whether committed within Florida or outside the state of Florida, and whether the act is a felony or a misdemeanor.

(b) 3-4.4 A determination or judgment by a court of competent jurisdiction that a member of The Florida Bar is guilty of any crime or offense that is a felony under the laws of that court's jurisdiction is cause for automatic suspension from the practice of law in Florida, unless the judgment or order is modified or stayed by the Supreme Court of Florida, as provided in these rules. The Florida Bar may initiate disciplinary action regardless of whether the respondent has been tried, acquitted, or convicted in a court for an alleged criminal misdemeanor or felony offense. The board may, in its discretion, withhold prosecution of disciplinary proceedings pending the outcome of criminal proceedings against the respondent. If a respondent is acquitted in a criminal proceeding that acquittal is not a bar to disciplinary proceedings. Likewise, the findings, judgment, or decree of any court in civil proceedings is not necessarily binding in disciplinary proceedings.

(c) 3-7.2(e) A member of The Florida Bar must provide a copy of the document(s) entering a determination or judgment for any criminal offense against that member entered on or after August 1, 2006 to the executive director within 10 days of its entry.

(d) 4-8.4(b) A lawyer shall not commit a criminal act that reflects adversely on the lawyer's honesty, trustworthiness, or fitness as a lawyer in other respects.

WHEREFORE, The Florida Bar prays respondent will be appropriately disciplined in accordance with the provisions of the Rules Regulating The Florida Bar as amended.

Ashley Morrison

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CERTIFICATE OF SERVICE

I certify that this Complaint has been efiled with The Honorable John A. Tomasino, Clerk of the Supreme Court of Florida, with a copy provided via email to Kenneth Carl Wright, Respondent, at kwright4001@gmail.com, and kwright@scholars-funds.com, and that a copy has been furnished by United States Mail via certified mail No. 7020 0090 0000 6804, return receipt requested to Kenneth Carl Wright, whose record bar address is 121 S. Orange Ave., Ste. 1500, Orlando, FL 32801-3241, by United States Mail via certified mail No. 7020 0090 0000 6804 8378, return receipt requested to Kenneth Carl Wright, at 644 N. Knowles Avenue #10, Winter Park, FL 32789, and via email to Ashley Taylor Morrison, Bar Counsel, amorrison@floridabar.org, orlandooffice@floridabar.org, on this 20th day of August, 2021.



Patricia Ann Toro Savitz
Staff Counsel

NOTICE OF TRIAL COUNSEL AND DESIGNATION OF PRIMARY EMAIL ADDRESS

PLEASE TAKE NOTICE that the trial counsel in this matter is Ashley Taylor Morrison, Bar Counsel, whose address, telephone number and primary email address are The Florida Bar, Orlando Branch Office, The Gateway Center, 1000 Legion Place, Suite 1625, Orlando, Florida 32801-1050, (407) 425-5424 and amorrison@floridabar.org, orlandooffice@floridabar.org. Respondent need not address pleadings, correspondence, etc. in this matter to anyone other than trial counsel and to Staff Counsel, The Florida Bar, 651 E Jefferson Street, Tallahassee, Florida 32399-2300, psavitz@floridabar.org.

MANDATORY ANSWER NOTICE

RULE 3-7.6(h)(2), RULES REGULATING THE FLORIDA BAR,
PROVIDES THAT A RESPONDENT SHALL ANSWER A COMPLAINT.