

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Supreme Court Case  
No. SC

IN RE:  
THE PETITION FOR  
DISCIPLINARY REVOCATION OF  
STEPHEN HERSCHEL BUTTER,

The Florida Bar File No.  
2022-70,104(11L)(MDR)

Petitioner.

PETITION FOR DISCIPLINARY REVOCATION WITH LEAVE TO APPLY  
FOR READMISSION

COMES NOW Petitioner, Stephen Herschel Butter, and submits this  
Petition for Disciplinary Revocation pursuant to Rule Regulating Fla. Bar 3-  
7.12 and states:

1. Petitioner knowingly and voluntarily submits this petition with  
leave to reapply for readmission after five (5) years with full knowledge of  
its effect.

2. Petitioner is 81 years old and has been a member of The  
Florida Bar since October 15, 1965, and is subject to the jurisdiction of the  
Supreme Court of Florida and the Rules Regulating The Florida Bar.

3. Petitioner has the following discipline history: In *Supreme  
Court Case No. SC83,366, The Florida Bar File No. 1991-70,462(11F)*,  
petitioner received a public reprimand pursuant to a consent judgment

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dated February 1, 1995, and court order dated March 2, 1995 approving said consent judgment, as a result of petitioner's communicating with a person who was represented by counsel, as well as his failure to report another lawyer's misconduct as required by the Rules of Professional Conduct.

4. The following disciplinary charges are currently pending against the Petitioner:

A. *Supreme Court Case No. SC21-1151, The Florida Bar File No. 2020-70,499 (11L)*, is pending before a referee and involves allegations of misappropriation and mishandling of client funds. These events occurred during a time when respondent was suffering from significant medical issues, requiring hospitalization on numerous occasions. The Honorable Joseph Perkins has been appointed as referee to conduct further disciplinary proceedings.

B. *The Florida Bar File No. 2022-70,088(11L)* is pending at staff level and involves allegations of neglect and/or abandonment of a client matter, and failure to communicate and keep the client reasonably informed of the matter, for which a fee was paid and received, but for which the legal objective was not timely pursued and achieved.

5. Petitioner contends that granting this Petition will not adversely affect the public interest, the integrity of the courts, or the confidence of the public in the legal profession. Further, Petitioner contends that granting this Petition will not hinder the administration of justice.

6. Petitioner agrees to reimburse the Client Security Fund (CSF) for any and all funds CSF has paid or may pay out for claims resulting from Petitioner's misconduct.

7. Petitioner agrees to reimburse The Florida Bar for the costs incurred in his disciplinary cases, to wit: \$1,250.00 for administrative costs; \$1,991.25 in Branch auditor's costs; for a total of \$3,241.25.

8. Petitioner agrees to submit to a complete audit of any trust account(s) and any other account(s) in which Petitioner has placed client funds, if requested to do so by The Florida Bar.

9. Petitioner further agrees to submit a sworn financial affidavit to The Florida Bar attesting to Petitioner's current personal and professional financial circumstances on a form to be provided by The Florida Bar within thirty (30) days, if requested.

10. Petitioner further agrees to maintain a current mailing address with The Florida Bar for a period of five (5) years after the disciplinary revocation becomes final. Further, Petitioner shall keep the bar advised as

to the physical address of Petitioner's home and/or business in the event Petitioner should utilize a post office box or other type of mail drop service during the five (5) year period after the disciplinary revocation becomes final.

11. Petitioner agrees to eliminate all indicia of petitioner's status as an attorney on social media, telephone listings, stationery, checks, business cards office signs or any other indicia of his status as an attorney, whatsoever. Petitioner will no longer hold himself out as a licensed attorney.

12. Petitioner understands that the granting of this petition by the Supreme Court of Florida shall serve to dismiss all pending disciplinary cases.

WHEREFORE, Petitioner respectfully requests that this Court grant this Petition and order that Petitioner's membership in The Florida Bar be revoked with leave to seek readmission.



Respectfully submitted,



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Stephen Herschel Butter, Petitioner  
2875 NE 191<sup>st</sup> Street, Suite 702  
Aventura, FL 33180-2834  
Florida Bar No. 91404  
[shbutter@bellsouth.net](mailto:shbutter@bellsouth.net)

Dated this 20th day of September, 2021.

**CERTIFICATE OF SERVICE**

I certify that I have served the original of the foregoing Petition for Disciplinary Revocation With Leave to Apply for Readmission on Jennifer R. Falcone, Bar Counsel, via hand-delivery at The Florida Bar, 444 Brickell Avenue, Suite M-100, Miami, FL 33131, on this 20th day of September 2021, for E-filing with The Honorable John A. Tomasino, Clerk of the Florida Supreme Court using the E-Filing Portal.



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Stephen Herschel Butter, Petitioner