

**ATTORNEY REGISTRATION AND DISCIPLINARY COMMISSION
IN THE SUPREME COURT OF ILLINOIS**

In the Matter of:

Supreme Court No:

RECEIVED
JUN 13 2019
ATTY REG & DISC COMM
CHICAGO

Bret D. Franco
David Holmes
David McHon
Harold Moskowitz
Loren S. Cohen
Steven R. Bonanno
Et al.

NOTICE OF FILING ATTORNEY DISBARMENT COMPLAINT

RESPONDENTS:

Bret D. Franco
David Holmes
David McHon
Harold Moskowitz
Loren S. Cohen
Wilson Elser Moskowitz
55 W. Monroe St Suite 3800
Chicago Il 60603
312-704-0550
Fax 312-704-1522

Steven R. Bonanno
Hinshaw & Culbertson
222 N. LaSalle St Suite 300
Chicago, Illinois 60601
312-704-3000

PLEASE TAKE NOTICE that on the 13th **day of June, 2019**, I filed with the Clerk of the ARDC the attached Attorney Disbarment Complaint

/s/Christopher Stoller E.D. Complainant
P.O. Box 60645
Chicago, Illinois 60660

RULE 8.4. MISCONDUCT

It is professional misconduct for a lawyer to:

- (a) violate or attempt to violate the Rules of Professional Conduct, knowingly assist or induce another to do so, or do so through the acts of another.
- (b) commit a criminal act that reflects adversely on the lawyer's honesty, trustworthiness, or fitness as a lawyer in other respects.
- (c) engage in conduct involving dishonesty, fraud, deceit, or misrepresentation.
- (d) engage in conduct that is prejudicial to the administration of justice.

Bret D. Franco physically attacked Christopher Stoller on May 21, 2019 causing him a physical injury in violation of the Illinois Rules of Professional Conduct 8.4.. See attached affidavit of Chirstopher Stoller.

David Holmes, a senior partner of Wilson Elser Moskowitz is liable under the Illinois Rules of Professional Conduct 5.1 for the Professional Misconduct charged against his associate Bret D. Franco. See Exhibit 1 email to Mr. David Homes.



RULE 5.1: RESPONSIBILITIES OF PARTNERS, MANAGERS, AND SUPERVISORY LAWYERS

(a) A partner in a law firm, and a lawyer who individually or together with other lawyers possesses comparable managerial authority in a law firm, shall make reasonable efforts to ensure that the firm has in effect measures giving reasonable assurance that all lawyers in the firm conform to the Rules of Professional Conduct.

David McHon, a senior partner of Wilson Elser Moskowitz is liable under the Illinois Rules of Professional Conduct 5.1 for the Professional Misconduct charged against his associate Bret D. Franco. See **Exhibit 1** email to Mr. David McHon.



WILSON ELSE
WILSON ELSE MOSKOWITZ EDELMAN & DICKER LLP



ATTORNE



Daniel J. McMahon
Partner

Contact
Chicago
p. 312.821.6147
f. 312.704.1522
daniel.mcmahon@wilsonelser.com



Home | Attorneys | Daniel J. McMahon

Loren S. Cohen , a senior partner of Wilson Elser Moskowitz is liable under the Illinois Rules of Professional Conduct 5.1 for the Professional Misconduct charged against his associate Bret D. Franco. See Exhibit 1 email to Mr. Loren S. Cohen

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ATTORNEYS SERVICES OFFICES

Loren S. Cohen
Partner

Contact
Chicago
p. 312.821.6186
f. 312.704.1522
loren.cohen@wilsonelser.com

Home | Attorneys | Loren S. Cohen

Harold Moskowitz a senior managing partner of Wilson Elser Moskowitz is liable under the Illinois Rules of Professional Conduct 5.1 for the Professional Misconduct charged against his associate Bret D. Franco. See Exhibit 1 email to Mr. Loren S. Cohen



Steven R. Bonanno, a senior partner with Hinshaw & Culbertson is charged with violating ARDC Rule 3.3(a) making misstatements of material fact to Judge Erlich See attached affidavit.



The Attorney Registration and Disciplinary Commission was established by the Illinois Supreme Court to deal with issues of professional misconduct of attorneys. The serious allegations of professional misconduct that the Complainant has raised regarding the Respondents are issues that are not before any court. The issues of professional misconduct raised by the Complainant in this complaint are issues that the Commission is solely empowered to act upon under the Illinois Rules of Professional Misconduct and NOT any State Court Judge.

WHEREFORE, Complainant prays that the Inquiry Board immediately assign this matter to a hearing, panel, that a date for hearing be immediately set, that the hearing be conducted and that the panel make findings of fact, conclusions of law and a recommendation for such discipline as is warranted by its findings.

/s/Christopher Stoller E.D. Complainant
Director of the
The Americans for the Enforcement of Attorney Ethics
P.O. Box 60645
Chicago, Illinois 60660
Phone 773-746-3163
www.rentamark.net

Date: 06-13-19

Certificate of Mailing

I hereby certify that this motion is being deposited with the U.S. Postal Service as first Class mail in an envelope addressed to:

Illinois Attorney Registration
and Disciplinary Commission
130 N. Randolph Street, Suite 1500
Chicago, Illinois 60601

/s/Chris Stoller
Date: June 13, 2019

EXHIBIT 1

Att: Bret.Franco
David Holmes
Daniel McMahan
Patricia Noonan
Harold Moskowitz managing partner

Notice of Filing Disbarment Complaints

Notice that a Attorney Disbarment Complaint will be filed against Bret Frenco, David Holmes, Daniel McMahan, Patricia Noonan and Harold Moskowitz, managing partner.

Stoller v. Uber et al., Case No. 18L004578

On May 21, 2019 Bret Frenco attacked Plaintiff Christopher Stoller, 70, a disabled person, confined to a wheel chair, in Chicago Cook County Court Room 2210 causing him an injury. In addition the Stoller v. Uber Case complaint will be amended to include the additional following defendants:

Bret.Franco
David Holmes
Daniel McMahan
Patricia Noonan
Harold Moskowitz managing partner

Act Accordingly

Leo Stoller
Executive Director of Americans for the Enforcement of Attorney Ethics (AEAE)
www.rentamark.net