

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Supreme Court Case
No. SC-

IN RE:
THE PETITION FOR
DISCIPLINARY REVOCATION OF
RANDALL ALBERT WERRE

The Florida Bar File
No. 2021-00,412(1A)NDR

Petitioner.

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PETITION FOR DISCIPLINARY REVOCATION
WITH LEAVE TO APPLY FOR READMISSION

Petitioner, Randall Albert Werre, hereby 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 5 years with full knowledge of its effect.

2. Petitioner is 70 years old, has been a member of The Florida Bar since May 24, 1984, 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:

A. SC15-129 –The Court imposed a public reprimand in a three-count complaint based on a consent judgment including the following:

(1) TFB File # 2014-00,059(1A)--Petitioner failed to diligently represent his client and failed to communicate with him in a paternity suit resulting in the violation of Rules 4-1.3 (Diligence), 4-1.4(Communication), 4-1.5(Fees for Legal Services), 4-1.16(d)(Protect Client's Interests) and 4-3.2(Expedite Litigation); (2) TFB File # 2014-00,218(1A)--Petitioner was hired to file a motion for enforcement of alimony in a separation agreement but failed to take any action for over 2 years resulting in the violation of Rules 4-1.3 (Diligence), 4-1.4(Communication), 4-1.16(d)(Protect Client's Interests), 4-8.4(g)(Fail to respond to The Florida Bar; (3) TFB File # 2014-00, 246 (1A)--Petitioner failed to respond to the Florida Bar resulting in violation of Rule 4-8.4(g) (Failure to Respond to The Florida Bar).

B. SC18-1445 - The Court imposed a one-year suspension in a two-count complaint to follow the one-year suspension in the consolidated cases of SC18-2082 and SC19-425, effectively imposing a two-year suspension, when Petitioner failed to respond to an Order to Show Cause, including (1)TFB File # 2017-00,157(1A)-- Petitioner failed to diligently represent the client in a bankruptcy matter resulting in violation of Rules 4-1.3(Diligence), 4-1.4(Communication); (2) TFB File # 2017-00,217(1A)-- Petitioner failed to timely pursue his client's bankruptcy case for over a year resulting in violation of Rules 4-1.3 (Diligence), 4-1.4

(Communication), 4-3.2(Expedite Litigation), and 4-8.4(g)(Failure to respond to The Florida Bar).

C. SC18-2082, SC19-425 (Consolidated)—The Court imposed a one-year suspension in a two-count complaint including (1) TFB File # 2018-00,544(1A)--Petitioner failed to diligently pursue the client's bankruptcy case resulting in the violation of Rules 4-1.3 (Diligence), 4-1.4 (Communication), 4-3.2(Expedite Litigation), 4-1.16(d)(Protect Client's Interests), and 4-8.4(g)(Failure to respond to The Florida Bar); (2) TFB File # 2019-00,127(1A)--Petitioner failed to pursue a name change for the minor child of a client resulting in violation of Rules 4-1.3 (Diligence), 4-1.4 (Communication), 4-3.2(Expedite Litigation), 4-8.4(d)(Conduct Prejudicial to the Administration of Justice), and 4-8.4(g)(Failure to respond to The Florida Bar).

D. SC20-829-TFB File # 2020-90,035(OSC)—Based upon a Petition for Contempt and an Order to Show Cause for failure to comply with Rule 3-5.1(h), the Court suspended Petitioner for three years.

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

A. SC 20-1751-TFB File # 2020-00,054(1A)-The Florida Bar filed a complaint alleging that Petitioner failed to diligently represent

his client and to communicate with him. Petitioner was hired to represent the client in a paternity suit and to obtain time sharing with his minor child. After the temporary hearing, Petitioner failed to pursue any further action on the client's case resulting in violation of Rules 1-3.3(Official Bar Name and Contact Information), 4-1.2(Scope of Representation), 4-1.3 (Diligence), 4-1.4 (Communication), 4-1.5 (Fees for Legal Services), 4-1.16(d)(Protect Client's Interests), 4-3.2 (Expedite Litigation), 4-8.4(d)(Conduct Prejudicial to the Administration of Justice), and 4-8.4(g)(Failure to respond to The Florida Bar).

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.

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 to do so by the Florida Bar.

10. Petitioner agrees to refund \$462.50 to Sean Henderson in SC20-1751 within 120 days of the issuance of the Final Order in this case.

11. 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 Florida 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.

12. 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.

13. Petitioner is currently suspended, therefore, this Petition will take effect immediately.

14. 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 immediately revoked with leave to seek readmission.

Respectfully submitted,



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Dated this 20th day of April, 2021.

CERTIFICATE OF SERVICE

I certify that the foregoing document has been furnished via the E-filing Portal with The Honorable John A. Tomasino, Clerk of the Supreme Court of Florida, Joshua E. Doyle, Executive Director, The Florida Bar, at jdoyle@floridabar.org, and to Patricia Ann Toro Savitz, Staff Counsel, The Florida Bar, at psavitz@floridabar.org, on this 21st day of April, 2021.



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