

IN THE SUPREME COURT OF FLORIDA
(Before a Referee)

THE FLORIDA BAR,

Complainant,

v.

LEONARDO ADRIAN ROTH,

Respondent.

Supreme Court Case

No. SC20-1260

The Florida Bar File

No. 2021-70,055(11C)(OSC)

**REPORT OF REFEREE ACCEPTING PERMANENT DISBARMENT ON
CONSENT**

I. SUMMARY OF PROCEEDINGS

Pursuant to the undersigned being duly appointed as referee to conduct disciplinary proceedings herein according to Rule 3-7.6, Rules of Discipline, review of a Permanent Disbarment on Consent was undertaken. All of the pleadings are forwarded with this report and the foregoing constitutes the record in this case.

The following attorneys acted as counsel for the parties.

On behalf of The Florida Bar: John Derek Womack, Bar Counsel
444 Brickell Avenue, Suite M-100
Miami, Florida 33131

On behalf of Respondent: Kevin P. Tynan, Esq.
Richardson & Tynan, PLC
8142 N. University Drive
Tamarac, Florida 33321

Respondent submitted a Permanent Disbarment on Consent which has been approved and signed by the respondent's counsel and Bar counsel and provides that the respondent be permanently disbarred and pay the Bar's disciplinary costs in this proceeding.

II. FINDINGS OF FACT

In his permanent disbarment on consent, the respondent admits that the following allegations underlie his plea and form the basis for his permanent disbarment on consent, which I hereby accept and adopt as the findings of fact in this cause, to wit:

A. Narrative Summary Of Case. In three separate underlying grievances filed with The Florida Bar (The Florida Bar File Nos. 2018-70,560, 2019-70,664, and 2020-70,228) respondent is alleged to have held himself out as an attorney in good standing, licensed to practice law in the State of Florida. The complainants in these cases assert that they received legal advice and other services from respondent and that respondent did not inform them of his disbarment. While respondent denies the foregoing allegations, he agrees that if proven they would constitute contempt of the Florida Supreme Court and a violation of the Court's order dated March 28, 2013.

III. RECOMMENDATIONS AS TO GUILT

I recommend that Respondent be found guilty of contempt of the Florida Supreme Court order dated March 28, 2013.

IV. RECOMMENDATION AS TO DISCIPLINARY MEASURES TO BE APPLIED

I recommend that Respondent be found guilty of misconduct justifying disciplinary measures, and that he be disciplined by:

- a. Permanent disbarment; and
- b. Payment of the Bar's costs in the disciplinary proceeding.

Respondent will eliminate any and all indicia of respondent's former status as an attorney on social media, telephone listings, stationary, checks, business cards, office signs and any other indicia of respondent's status as an attorney. Respondent will not hold himself out as an attorney.

V. PERSONAL HISTORY AND PAST DISCIPLINARY RECORD

Prior to recommending discipline pursuant to Rule 3-7.6(m)(1)(D), I considered the following personal history of Respondent, to wit:

Age: 60

Date admitted to the Bar: April 25, 1988

Prior Discipline: Disbarred pursuant to Florida Supreme Court Order dated March 28, 2013, in Supreme Court Case No. SC11-16.

Emergency Suspended pursuant to Florida Supreme Court Order dated November 8, 2010 in Supreme Court Case No. SC10-2114.

VI. STATEMENT OF COSTS AND MANNER IN WHICH COSTS SHOULD BE TAXED

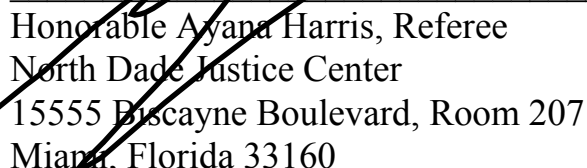
I have reviewed The Florida Bar's Motion to Assess Costs and find the following costs were reasonably incurred by The Florida Bar:

Administrative Costs	\$1,250.00
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TOTAL	\$1,250.00
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It is recommended that such costs be charged to Respondent and that interest at the statutory rate shall accrue and that should such cost judgment not be satisfied within thirty days of said judgment becoming final, Respondent shall be deemed delinquent and ineligible to practice law, pursuant to R. Regulating Fla. Bar 1-3.6, unless otherwise deferred by the Board of Governors of The Florida Bar.

Dated this 16th day of October, 2020.



Honorable Ayana Harris, Referee
North Dade Justice Center
15555 Biscayne Boulevard, Room 207
Miami, Florida 33160

Original To:

Clerk of the Supreme Court of Florida; Supreme Court Building; 500 South Duval Street, Tallahassee, Florida, 32399-1927

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