



## THE FLORIDA BAR

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JOHN F. HARKNESS, JR.  
EXECUTIVE DIRECTOR

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April 26, 2011

Mr Rick A Swope  
8211 Sw 28Th St  
Davie, FL 33328

Re: Mr. Matthew David Levy; RFA No.: 11-19365

Dear Mr Swope:

Your inquiry concerning the above-referenced attorney has been referred to me for my review.

After careful consideration, I conclude that the matters referenced in your inquiry do not constitute violations of the Rules of Professional Conduct, and accordingly, your inquiry does not fall within the purview of the grievance system framework. Consequently, I have closed our record in this matter.

All documentation submitted in this matter has been carefully reviewed. It appears from your complaint that you may have a misunderstanding as to what The Florida Bar can and cannot do. The Florida Bar is the licensing agency for all attorneys admitted to practice law in the State of Florida. In cases where discipline is indicated, the disciplinary action is taken against the attorney's licensure, and will not affect or overturn the outcome of any civil proceeding.

Rule 3-7.3, Rules of Discipline, provides in pertinent part, "If bar counsel determines that the facts, if proven, would not constitute a violation of the Rules Regulating The Florida Bar warranting the imposition of discipline, bar counsel may decline to pursue the inquiry."

A review of the transcript submitted did not indicate any threat of physical violence. Furthermore, it seems that Complainant was far more adversarial than the attorney. Please be advised that my action does not preclude you from consulting with private counsel, nor does it preclude you from exercising any legal remedy which may be available to you.

Pursuant to the Bar's records retention schedule, the computer record and file will be disposed of one year from the date of closing.

Sincerely,