

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Complainant,

v.

ALEXIS TRISCHA-DAY BENJAMIN,

Respondent.

Supreme Court Case
No. SC-

The Florida Bar File
No. 2022-50,447(11D)

CONDITIONAL GUILTY PLEA FOR CONSENT JUDGMENT

The undersigned respondent, Alexis Trischa-Day Benjamin, files this Conditional Guilty Plea for Consent Judgment under R. Regulating Fla. Bar 3-7.9.

1. Respondent is, and at all times relevant to this matter was, a member of The Florida Bar, albeit suspended pursuant to Supreme Court of Florida order dated October 29, 2020, and subject to the jurisdiction of the Supreme Court of Florida.

2. Respondent is acting freely and voluntarily in this matter and tenders this plea without fear or threat of coercion. Respondent is not represented in this matter.

EXHIBIT

A

3. As to *The Florida Bar File No. 2022-50,447(11D)*, respondent waives the right to a probable cause hearing before a grievance committee and stipulates to a finding of probable cause in reference to this matter.

4. The disciplinary measures to be imposed on respondent are: Suspension from the practice of law for six (6) months, *nunc pro tunc* to December 1, 2024. Respondent has been suspended since November 30, 2020 pursuant to the Court's order dated October 29, 2020 in Case Number SC2019-2003 imposing a six month suspension.

A. On entry of the Court's order, respondent must immediately:

- 1) cease all practice of law in Florida;
- 2) cease holding respondent out as a Florida Bar member or lawyer and eliminate all indicia of respondent's status as a Florida Bar member or lawyer on websites, social media, telephone listings, stationery, checks, business cards, office signs, email address, and any other indicia of respondent's status as a Florida Bar member or lawyer;
- 3) withdraw from representation of all clients;
- 4) cease withdrawing or disbursing any money from any trust account or other financial institution account holding funds of clients or third parties in respondent's possession in connection with legal representation;
- 5) not transfer any ownership of any real or personal property purchased in whole or in part with funds of

clients or third parties in connection with legal representation;

- 6) provide a copy of this suspension order to all courts, tribunals, or adjudicative agencies before which respondent is counsel of record; all state, federal, or administrative bars of which respondent is a member; all clients; all co-counsel; and all opposing counsel, as required by Rule 3-5.1(h); and
- 7) provide a copy of this suspension order to all banks and financial institutions where the respondent maintains any account holding funds of clients or third parties in respondent's possession in connection with representation.

B. Within 30 days from the date of the Court's order,

respondent must:

- 1) provide the bar's headquarters office in Tallahassee with an affidavit listing all of the following that respondent notified of this suspension order: all courts, tribunals, or adjudicative agencies of which respondent is a member; all state, federal, or administrative bars of which respondent is a member; all clients; all co-counsel; all opposing counsel; and all banks and financial institutions where the respondent maintains any account holding funds of clients or third parties in respondent's possession in connection with representation; and
- 2) provide the bar's headquarters office in Tallahassee with an affidavit listing the receipt and location of any fees or other sums received in connection with the practice of law received by respondent after issuance of this suspension order.

C. Respondent must fully comply with Rule Regulating The Florida Bar 3-5.1(h).

D. Respondent also must fully comply with Rule Regulating The Florida Bar 3-6.1, if applicable.

E. Payment of the bar's disciplinary costs in this proceeding.

5. The following allegations and rules provide the basis for respondent's guilty plea and for the discipline to be imposed in this matter:

A. Respondent was suspended from the practice of law by order of this Court dated October 29, 2020. *See The Florida Bar v. Benjamin*, No. SC19-2003, 2020 WL 6373172 (Fla. Oct. 29, 2020).

B. Prior to her suspension, respondent represented her father in a landlord-tenant civil suit. Following the filing of the initial lawsuit and the counter claim on August 28, 2020, the matter stagnated, and no hearings were scheduled.

C. Accordingly, respondent, who believed the tenant was no longer pursuing the action, neglected to formally withdraw her appearance or notify the court of her suspension in her father's civil matter.

D. Respondent was issued a Notice of Hearing in December 2021 and failed to file a written notice of suspension.

E. On January 20, 2022, respondent went to the hearing with her father and the court's note indicates the father was appearing pro-se. Opposing counsel was present during this hearing.

F. However, five days later opposing counsel emailed respondent, addressing her as counsel. The email sought to discuss a settlement and to request her collaboration on a pre-trial order.

G. Respondent replied to the correspondence indicating "my father.. not my client." She provided her father's position on settlement. In that communication she did not specifically indicate her suspended status or inability to act as counsel.

H. In another email that same day, she indicated proposed changes to the pre-trial order presented by opposing counsel.

I. At the hearing the next day, respondent informed the court that she was suspended from the practice of law and not representing her father as counsel, but there as his daughter. The court's note states, "Alexis Suspended." She took no further action in the matter.

J. Notably, opposing counsel emailed her after the hearing, acknowledging that she was not her father's counsel but requesting her assistance in additional legal matters in the case. Respondent replied by providing her father's direct contact information and notifying opposing

counsel of her father's intention to retain new counsel. She did not respond to the request for legal action or assistance. Opposing counsel reported these events, which occurred within a span of 24 hours, to the bar the same day.

K. Based on the foregoing, respondent has violated Rules 3.5-1(h)(2)-(3) Notice to Clients (“(2) all opposing counsel or co-counsel ... (3) all courts, tribunals, or adjudicative agencies before which the respondent is counsel of record”); 4-3.4(c)(Fairness to Opposing Parties and Counsel), and 4-8.4(d) (A lawyer shall not engage in conduct in connection with the practice of law that is prejudicial to the administration of justice) of the Rules Regulating The Florida Bar.

6. In mitigation, respondent has no dishonest or selfish motive [3.3(b)(2)]. During the disciplinary proceedings, respondent was cooperative, provided full and free disclosure to the bar [3.3(b)(5)], and expressed sincere remorse for his misconduct [3.3(b)(12)]. Respondent's actions were specifically related to her father's personal case. There has been no indication of any other violation of her suspension order. Respondent entered into meaningful discussion with the bar regarding case resolution on or around December 1, 2024.

7. In aggravation, respondent has substantial experience in the practice of law [3.2(b)(9)]. Respondent had a prior disciplinary offense immediately prior to this event [3.2(b)(1)].

8. The Florida Bar has approved this proposed plea as required by R. Regulating Fla. Bar 3-7.9.

9. If this plea is not finally approved by the Board of Governors of The Florida Bar and the Supreme Court of Florida, then it has no effect and may not be used by the parties in any way.

10. If this plea is approved, then respondent agrees to pay all reasonable costs associated with this case pursuant to Rule 3-7.6(q) in the amount of \$1,250.00. These costs are due within 30 days of the court order. Respondent agrees that if the costs are not paid within 30 days of this court's order becoming final, respondent will pay interest on any unpaid costs at the statutory rate. Respondent further agrees these disciplinary costs are not dischargeable in any future proceedings, including, but not limited to, a petition for bankruptcy. Respondent will be delinquent and ineligible to practice law if respondent does not satisfy the cost judgment within 30 days of this order, unless The Florida Bar Board of Governors defers payment under R. Regulating Fla. Bar 1-3.6.

11. Respondent acknowledges the obligation to pay the costs of this proceeding, and that payment is evidence of strict compliance with the conditions of any disciplinary order or agreement and is evidence of good faith and fiscal responsibility.

12. This Conditional Guilty Plea for Consent Judgment fully complies with all requirements of the Rules Regulating The Florida Bar.

Dated this ____ day of _____, 2025.

Alexis Benjamin
Alexis Benjamin (Mar 11, 2025 16:00 EDT)

Alexis Trischa-Day Benjamin
Respondent
5907 Sheridan Street # B1
Hollywood, FL 33021-3245
Florida Bar No. 38267
alexisbenjamin@gmail.com

Dated this 11th day of March, 2025.



Amanda Harris, Bar Counsel
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IN THE SUPREME COURT OF FLORIDA
(Before a Referee)

THE FLORIDA BAR,

Complainant,

v.

ALEXIS TRISCHA-DAY
BENJAMIN,

Respondent.

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No. SC-

The Florida Bar File
No. 2022-50,447(11D)

_____/

STIPULATION TO ENTRY OF AGREED ORDER

The Florida Bar and Alexis Trischa-Day Benjamin, stipulate to the entry of the attached order in this case, subject to the approval of the Supreme Court of Florida and states:

Respondent is and, at all times relevant to this matter was, a member of The Florida Bar, subject to the jurisdiction of the Supreme Court of Florida.

Respondent is simultaneously tendering a conditional guilty plea under an agreement with The Florida Bar for a consent judgment.

If the conditional guilty plea is approved, Respondent agrees to the terms and conditions in the agreed consent judgment and attached order.

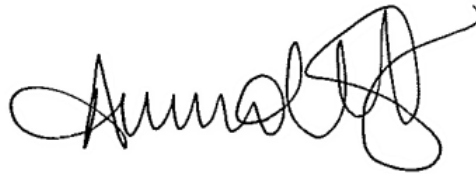
It is therefore stipulated by The Florida Bar and Respondent that the attached order should be entered on approval of the Supreme Court of Florida.

Dated this _____ day of 4/14/2025, 2025.

Alexis Benjamin

Alexis Trischa-Day Benjamin, Respondent
5907 Sheridan Street # B1
Hollywood, FL 33021-3245
(954) 383-4947
Florida Bar No. 38267
alexisbenjamin@gmail.com

Approved by:

A handwritten signature in black ink, appearing to read 'Amanda Harris', with a stylized, cursive script.

Amanda Harris, Bar Counsel
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