



The Florida Bar
651 E Jefferson Street
Tallahassee, FL 32399-2300

Joshua E. Doyle
Executive Director

850/561-5600
www.floridabar.org

September 15, 2022

VIA E-Mail only to tom@sommervillelaw.com

Mr. Thomas Devlin Sommerville
820 North Thornton Avenue
Orlando, FL 32803-4003

Re: The Florida Bar v. Joanne Marie Prescott; Supreme Court Case No.: SC22-811
The Florida Bar File No.: 2022-30,263(09A)

Dear Mr. Sommerville:

Pursuant to the order of the Supreme Court of Florida dated September 15, 2022, your client shall receive a public reprimand by publication and was placed on probation for three (3) years. The court also assessed costs against your client in the amount of \$1,339.90. Your client's costs are due in this office no later than October 31, 2022.

Please review the attached Failure to Pay Notice as it may substantially affect your client's continuing ability to practice law. If your client is interested in being on a payment plan, and your client qualifies under the Delinquent Costs paragraph in the attached Failure to Pay Notice, please contact our office immediately.

The terms of your client's probation require your client to contact Florida Lawyers Assistance, Inc. (FLA, Inc.) within 30 days of the order of the Supreme Court of Florida for an evaluation unless an evaluation has already been completed. FLA, Inc. has notified us that your client signed a 3-year contract on February 23, 2022. Your client agreed to comply with the FLA, Inc. rehabilitation contract for the entire probation period. Therefore, your client's contract will run through September 15, 2025. Please have your client provide a signed copy of her contract with FLA, Inc. to The Florida Bar Headquarters office by September 30, 2022.

Your client will pay a FLA, Inc., registration fee of \$250.00 (if she has not already done so) and a probation monitoring fee of \$100.00 per month directly to FLA, Inc. The Florida Bar will monitor your client's compliance with her FLA, Inc. rehabilitation contract, including nonpayment of the monthly monitoring fees. Should your client fail to pay FLA, Inc., your client's failure to pay will be reported to The Florida Bar and the bar will follow up, with regards to her noncompliance, up to and including holding her in contempt for failure to pay the monthly monitoring fees.

"Exhibit A"

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I will be the contact person at The Florida Bar for issues relating to compliance with the probation and may be contacted at swalker@floridabar.org should there be any questions regarding this matter.

Sincerely,

A handwritten signature in black ink that reads "Sheryl Remien Walker". The script is cursive and fluid.

Sheryl Remien Walker, CP FCP, FRP
Certified Paralegal
Lawyer Regulation Headquarters

Enclosure—Failure to Pay Notice

cc: Florida Lawyers Assistance, Inc., c/o Dan McDermott to dan@fla-lap.org

FAILURE TO PAY NOTICE

The Supreme Court of Florida has entered an order assessing costs, fees, imposing fee arbitration and/or restitution obligations. The requirements of this order create certain obligations of which you should be aware.

Making Payment

Please send checks or money orders made payable to "The Florida Bar" to the attention of Lisa F. Chason, The Florida Bar, 651 East Jefferson Street, Tallahassee, Florida 32399-2300. Please place The Florida Bar file number on the check so we may extend proper credit for the payment.

Credit card payments are accepted via phone call to Lisa F. Chason at (800) 342-8060, ext. 3186.

Delinquent Costs

Costs are deemed delinquent unless they are paid within 30 days after the recommendation becomes final. The time for payment may be extended by The Board of Governors (hereafter the Board) for good cause shown. In order for the Board to approve an extension of time a payment plan must be requested and certain financial information disclosed. Ordinarily payment plans are not approved unless extreme financial hardship is proven through financial affidavits that include a statement of assets and liabilities.

Delinquent Fee Arbitration Award(s)

Fee arbitration awards are deemed delinquent unless paid within 30 days after the award becomes final.

Delinquent Restitution

Restitution is deemed delinquent unless it is made within the time frame and in the manner provided by the recommendation or the agreement imposing the obligation.

Effect of Delinquency

If costs, restitution or fee arbitration awards become delinquent, your client will be deemed a delinquent member of The Florida Bar and as such will not be entitled to practice law in Florida until such time as the delinquency is cured. Cure of the delinquency will include making payment of all required obligations, providing proof of payment, filing a petition for removal of delinquency status and payment of a \$150.00 reinstatement fee. Thereafter the petition will be reviewed and, if appropriate, the delinquency will be removed.

Lapse of Membership Status

Any member who remains delinquent for a period of five years or longer will lose bar membership. A member whose membership has lapsed may return to the practice of law in Florida only through application to the Florida Board of Bar Examiners, which will include taking and passing the bar examination and successful completion of the character and fitness evaluation.

Maintaining Contact

There may be important information that we need to communicate after the recommendation becomes final. For this reason, it is important to maintain an accurate mailing address, telephone number and other contact information. In fact, The Rules Regulating The Florida Bar mandate that all members of The Florida Bar keep current contact information on file.

If you have any questions about these issues please feel free to contact Lisa F. Chason by telephone at (800) 342-8060, ext. 3186.