

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Complainant,

v.

EVAN ROBERT WOLFE,

Respondent.

Supreme Court Case
No. SC-

The Florida Bar File
No. 2020-50,578(17E)

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CONDITIONAL GUILTY PLEA FOR CONSENT JUDGMENT

COMES NOW, the undersigned respondent, Evan Robert Wolfe, and files this Conditional Guilty Plea pursuant to Rule 3-7.9 of the Rules Regulating The Florida Bar.

1. Respondent is, and at all times mentioned herein was, a member of The Florida Bar, subject to the jurisdiction of the Supreme Court of Florida.

2. Respondent is currently the subject of a Florida Bar disciplinary matter which has been assigned The Florida Bar File No. 2020-50,578(17E). 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.



3. 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.

4. The disciplinary measures to be imposed upon respondent are as follows:

A. Public Reprimand to be administered by publication.

B. Payment of The Florida Bar's costs.

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. This matter was referred to The Florida Bar by the Utah Bar which received a grievance alleging that respondent had represented a Utah resident in a property insurance claim despite not being a member of The Utah Bar. The referenced representation occurred from 2016 through approximately 2017.

B. Respondent's retainer agreement with the client disclosed that he was not a member of The Utah Bar.

C. Respondent submits that he mistakenly believed that his conduct was permissible under American Bar Association rules as long as he associated with local Utah counsel if the matter proceeded

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to litigation, which it did not. He also mistakenly believed the conduct was permissible under Utah Bar rules.

D. Respondent's foregoing conduct constitutes a violation of R. Regulating Fla. Bar 4-5.5(a) (A lawyer may not practice law in a jurisdiction other than the lawyer's home state, in violation of the regulation of the legal profession in that jurisdiction, or in violation of the regulation of the legal profession in the lawyer's home state or assist another in doing so.)

6. In mitigation, respondent submits the following:

A. Respondent is remorseful, accepts responsibility for his actions, and has been cooperative during the pendency of this matter.

B. The misconduct at issue is remote in time, having occurred in 2016 through approximately 2017.

C. Although previously sanctioned in 1997, 2000, and 2001, said prior discipline is remote in time. Respondent was successfully reinstated in 2002 in Case Number SC01-1891.

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

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8. 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 shall pay interest on any unpaid costs at the statutory rate. Respondent further agrees not to attempt to discharge the obligation for payment of the Bar's costs in any future proceedings, including but not limited to, a petition for bankruptcy. Respondent shall be deemed delinquent and ineligible to practice law pursuant to Rule 1-3.6 if the cost judgment is not satisfied within 30 days of the final court order, unless deferred by the Board of Governors of The Florida Bar.

9. 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 also evidence of good faith and fiscal responsibility. Respondent understands that failure to pay the costs of this proceeding will reflect adversely on any other bar disciplinary matter in which respondent is involved.

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

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Dated this 28th day of December, 2023.



Evan Robert Wolfe
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305/989-6440
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Dated this 28th day of December, 2023.



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