

FILED  
D. J. WHITE

SEP 18 1986

IN THE SUPREME COURT OF FLORIDA

CLERK, SUPREME COURT

By \_\_\_\_\_

SUPREME COURT CASE NO. \_\_\_\_\_

69,345

THE FLORIDA BAR,

IN RE: Petition for  
Resignation by

(TFB File No. MRS87002 )

HAROLD COOPERMAN,

Petitioner.

PETITION FOR LEAVE TO PERMANENTLY RESIGN  
PENDING DISCIPLINARY PROCEEDINGS

COMES NOW, Harold Cooperman, petitioner pursuant to article XI, Rule 11.08 of The Florida Bar Integration Rule, and files this Petition for Leave to Permanently Resign Pending Disciplinary Proceedings and states as follows:

1. The petitioner is sixty-four (64) years of age and has been a member of The Florida Bar since 1953 although he has not practiced law for more than thirty (30) years.

2. The petitioner is subject to the jurisdiction and disciplinary rules of this Honorable Court.

3. That undersigned petitioner was named as a principal and co-conspirator in a federal indictment filed in the United States District Court, Southern District of Florida in Case No. 83-754-Cr-EBD. The Indictment alleged, inter alia, petitioner's complicity and involvement in committing offenses against the United States of America, to wit: use of the mails, and transmissions by interstate wire communications of certain matters in furtherance and in execution of a scheme and artifice to defraud and for obtaining money and property by means of false and fraudulent pretenses, representations and promises; all in violation of Title 18, United States Code, Sections, 2, 371, 1341 and 1343. A copy of the Indictment is attached hereto and incorporated herein as Exhibit 1.

4. That on or about April 9, 1985, petitioner was adjudicated guilty as to one (1) count of conspiracy to commit mail fraud in violation of Title 18, United States

Code, Section 371; and eight (8) counts of mail fraud in violation of Title 18, United States Code, Section 1341. Petitioner was sentenced to serve two (2) years as to seven (7) of the counts, said sentences to run concurrently with one another. As to one of the two (2) remaining counts, Petitioner was placed on probation for a period of one (1) year, to commence on the date of the Order. As to the final count, Petitioner was placed on probation for a period of four (4) years to commence upon his release from incarceration. A certified copy of the Judgment and Probation/Commitment Order is attached hereto and incorporated herein as Exhibit 2.

5. On August 12, 1985, the Supreme Court of Florida suspended the undersigned petitioner because of the foregoing felony convictions. Exhibit 3.

6. The petitioner was confined at Eglin Air Force Base, Florida, from May 24, 1984, and was transferred to a half-way house during June 1986. He hopes to be released on or about October 1986.

7. During World War II the petitioner was awarded the Silver Star for gallantry in action while a member of the United States Army.

8. The offenses of which the petitioner was convicted did not involve an attorney/client relationship.

9. That the offenses of which petitioner was convicted constitute violations of the following Disciplinary Rules of the Code of Professional Responsibility: DR1-102(A)(3) (illegal conduct involving moral turpitude); and DR1-102(A)(6) (conduct that adversely reflects on the fitness to practice law).

10. That petitioner hereby acknowledges that there is no legitimate basis to maintain confidentiality in this matter and hereby acknowledges his waiver of same.


11. The undersigned understands that this petition is submitted without leave to apply for readmission to The Florida Bar. Furthermore, if this petition should be

approved, the petitioner acknowledges his understanding that this petition shall not be the subject of future modification or revocation.

12. That the granting of the instant petition will cause no harm to either the public or to the administration of justice.

WHEREFORE, Petitioner hereby requests that this Honorable Court grant his Petition for Leave to Resign Permanently Pending Disciplinary Proceedings.

Respectfully submitted,

  
HAROLD COOPERMAN, Petitioner  
550 Ocean Drive, Apt. 3-F  
Key Biscayne, Florida 33149  
(305) 633-6666

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on September 15, 1986, I hand delivered a copy of the foregoing Petition for Leave to Permanently Resign Pending Disciplinary Proceedings to Paul A. Gross, Branch Staff Counsel, The Florida Bar, 444 Brickell Avenue, Suite 211, Miami, Florida, 33131.

  
HAROLD COOPERMAN  
Petitioner