

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 12th of January 2012, the following order was made and entered:

Lawyer Disciplinary Board, Petitioner

vs.) No. 11-1279

Norman L. Folwell, a member of the West Virginia State Bar, Respondent

On a former day, to-wit, December 2, 2011, came the Hearing Panel Subcommittee of the Lawyer Disciplinary Board, by Debra Kilgore, its chairperson, pursuant to Rule 3.20 of the Rules of Lawyer Disciplinary Procedure, and presented to the Court its written recommended disposition in this reciprocal disciplinary action, recommending that the same sanction as the State of Ohio issued be imposed; thus, that respondent's license to practice law in the State of West Virginia be suspended for a period of two years with the second year stayed provided respondent complies with certain conditions.

Upon consideration whereof, the Court does not concur with the recommended disposition.

It is therefore ordered that the petitioner, Lawyer Disciplinary Board, file an original and ten copies of a brief within thirty days of receipt of this order; the respondent, Norman L. Folwell, to file a like number of briefs within thirty days of receipt of the petitioner's brief; with any reply brief deemed necessary to be filed within fifteen days of respondent's brief.

It is finally ordered that this matter be, and hereby is, scheduled for oral argument and consideration by the Court under Rule 19 of the Revised Rules of Appellate Procedure, to be held on May 22, 2012, at the courtroom in the State Capitol in the City of Charleston.

The Clerk will, at a later date, furnish counsel of record and respondent with a Notice of Argument pursuant to Rule 19(b), which will contain additional information regarding the time for argument.

Service of an attested copy of this order shall constitute sufficient notice of the contents herein.

A True Copy

Attest: /s/ Rory L. Perry II. Clerk of Court

