STATE OF MAINE
BOARD OF OVERSEERS OF THE BAR
FEE ARBITRATION COMMISSION
FAC 13-358

MARC R. BERNIER,
PETITIONER

V.

ADAM P. SHERMAN, ESQ.
RESPONDENT

AWARD AND DETERMINATION

The undersigned constitutes a duly authorized panel of the Fee Arbitration Commission of the Board of Overseers of the Bar. Due to the unavailability of the chair of the panel, due to recusal, the remaining two members of the panel, with the prior consent of both parties, decided to proceed with the hearing. The hearing was held on April 14, 2014, at Lewiston, Maine. The Petitioner and Respondent were present and testified under oath. Based on the written submissions of both parties and the testimony at the hearing, the panel finds as follows:

It is ORDERED that the Respondent shall refund the sum of $1,975.00 to the Petitioner.

In order to preserve the confidentiality of the written materials and the testimony submitted at the hearing, the findings of fact and conclusions are not set forth in the Award and Determination. This Award and Determination is accompanied by a separate supplemental document which sets forth the findings of fact and conclusions of the panel. The attached Confidential Addendum shall not be considered part of the award, which is a public document. In accordance with Maine Bar Rule 9(j), the Confidential Addendum shall be confidential and shall not be open to the public or disclosed to any person except as otherwise set forth in Maine Bar Rule 9(j).
The Award and Determination fully and finally resolves all issues and claims submitted to the Panel.

IN WITNESS WHEREOF, the undersigned have subscribed to this award on this 21st day of April, 2014.

Michael R. Poulin, Esq.

Stephen W. Veazey