The undersigned constitutes a duly authorized Fee Arbitration Panel of the Fee Arbitration Commission of the Board of Overseers of the Bar. This Panel was designed to hear the controversy existing between the above named parties as set forth in the Petitioner’s Petition. A hearing was held on July 17, 2014, at Alfred, Maine. The Petitioner was present and testified. The Respondent did appear and filed written submissions. Based upon the evidence introduced, the Panel finds as follows:

The Petitioner, Suzanne R. Cyr and her husband appeared as did the Respondent, James R. McDaniel II, Esq.

Upon preliminary discussion of the issues prior to hearing it was determined that the Petitioner was not questioning the Respondent’s bill in any fashion. The Petitioner’s issue was with the adverse outcome of the case and the quality of services provided in obtaining an end result.

The Petitioner accepted the Respondent’s offer to waive the outstanding balance owed for legal services and the hearing was closed. Evidence was not presented. The matter is settled for amounts previously paid by Petitioner.

Neither party shall pay the other any monetary sums.

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.

The Award and Determination is in full settlement of all claims submitted to the Arbitration Panel.
IN WITNESS WHEREOF, the undersigned has subscribed to this award on July 29, 2014.

Michael H. Ayotte, Esq.

Susan E. Driscoll, Esq.

Rick Dacri