STATE OF MAINE
BOARD OF OVERSEERS OF THE BAR

Fee Arbitration Commission, Panel 3

JOHN K. ALEXANDER,

and

DARLENE G. ALEXANDER,

Petitioners,

v.

NEIL S. SHANKMAN, Esq.,

Respondent.

Cathy A. DeMerchant, public member, Michel J. Levey, Esq., and Christopher L. Mann, Chair, constitute a duly authorized Fee Arbitration Panel of the Fee Arbitration Commission of the Board of Overseers of the Bar. This Panel was designated to hear the controversy existing between the above named parties as set forth in the Petitioner's Petition. A hearing was held September 17, 2015, at Augusta, Maine. Both pro-se Petitioners and Respondent filed written submissions and testified. Based upon the evidence and testimony introduced, the Panel finds as follows:

Measuring the findings with the factors set forth in Rules 1.5 of the Rules of Professional Conduct, the Panel finds that Petitioners have carried their burden to establish that a portion of the fees and costs are unreasonable. Any balance which Respondent asserts is due from the Petitioner is hereby voided. In addition, Judgment in the amount of $1,288.09 is hereby awarded to the Petitioners.

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, however, by a separate supplemental document which sets forth the findings of facts and conclusions of the Panel. By ruling of the Chair, the attached supplemental document shall not be considered part of the award, which is a public document. In accordance with Maine Bar Rule 7(h), the supplemental document 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 7(h).
The Award and Determination is in full settlement of all claims submitted to the Arbitration Panel.

Dated: 10/6/15

Christopher L. Mann, Esq., Chair