STATE OF MAINE
BOARD OF OVERSEEERS OF THE BAR

Fee Arbitration Commission Panel 4

Leslie Y.R. Love

Petitioner

Kimberly C. Cavanagh, Esq.

Respondent

AWARD AND DETERMINATION

A hearing in this matter was held on December 4, 2018, in Bangor, Maine, before 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 parties as set forth in the Petitioner’s Petition. The members of this Panel were Acting Chair Michael R. Poulin, Esq., Kenda Schcece, Esq., and public member Timothy Smith, CPA. The Petitioner appeared and testified telephonically, and the Respondent appeared and testified in person. Each party was pro se. Based upon the prior submitted documentary evidence and the testimonial evidence introduced at the hearing, 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 the reasonable fees for the services provided by Respondent to Petitioner totaled $695.00, and the balance of the payments made by Petitioner, in the amount of $900.00, must be refunded by Respondent.

In order to preserve the confidentiality of the documentary and testimonial evidence, the findings of fact and conclusions are not set forth in the Award and Determination. This Award and Determination is accompanied, however, by a Confidential Addendum that sets forth the findings of facts and conclusions of the
Panel. By ruling of the Chair, the Confidential Addendum shall not be considered part of the award, which is a public document. In accordance with Maine Bar Rule 7(h), 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 7(h).

The Award and Determination is in full settlement of all claims submitted to the Arbitration Panel.

The undersigned has subscribed to this award on January 3, 2019.

Michael R. Poulin, Esq.
Acting Chair, Panel 4
Fee Arbitration Commission