

*There were many phone calls made into The Florida Bar inquiring about the status of the complaint. Finally, the letter below is what was sent to Ms. Chambers



THE FLORIDA BAR

JOHN F. HARKNESS, JR.
EXECUTIVE DIRECTOR

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December 6, 2012

Ms. Carissa Chambers
421 Alafaya Woods Blvd Apt F
Oviedo, FL 32765

Re: Complaint by Carissa Chambers against Gregory James Cummings
The Florida Bar File No. 2013-00,124 (2B)

Dear Ms. Chambers:

All correspondence and documents submitted in this matter have been carefully reviewed. You alleged that Mr. Cummings failed to effectively represent your son in a criminal case. You alleged, among other things, that he did not communicate with you or your son and he did not give an accounting for the fee paid to him. Mr. Cummings has responded to the issues you raised. He asserts that he while the communication was not as frequent as you may have wanted he maintained adequate communication with you and your son. He also noted that the agreement is this case stated that the retainer was non-refundable. Since this was a flat fee case he did not keep hours and there is no accounting to give to you. While I understand you are unhappy with the representation you received the information provided does not establish by clear and convincing evidence that Mr. Cummings violated any of the Rules Regulating The Florida Bar. You further alleged that Mr. Cummings charged you an excessive fee. Fee disputes must ordinarily be resolved by the civil courts rather than in grievance proceedings. The Florida Bar is prohibited from considering fee disputes as a basis for disciplinary action unless the amount of the disputed fee is clearly excessive, extortionate, or the demand is fraudulent. Your inquiry does not meet these criteria.

There is insufficient evidence from the materials provided that Mr. Cummings has violated any of the rules adopted by the Supreme Court of Florida which govern attorney discipline. Accordingly, continued disciplinary proceedings in this matter are inappropriate and our file has been closed. Pursuant to the Bar's records retention schedule, the computer record and file will be disposed of one year from the date of closing.

Sincerely,

Annemarie Craft, Bar Counsel
Attorney Consumer Assistance Program
ACAP Hotline 866-352-0707

cc: Mr. Gregory James Cummings