

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2018-39
CASE # 18-MC-20720

IN RE: **FREDERICK JOSEPH KEITEL, III**
FLORIDA BAR# 884936



ORDER OF SUSPENSION

The United States Bankruptcy Court for the Southern District of Florida entered an Order Holding Frederick J. Keitel, III in Contempt of Court and Addressing Related Matters on December 12, 2017, suspending Frederick J. Keitel, III from the practice of law before the United States Bankruptcy Court for the Southern District of Florida for a period of five (5) years. *See In re: Frederick J. Keitel, III*, No. 15-21654-EPK, Dkt. No. 907 (Bankr. S.D. Fla. Dec. 12, 2017). As set forth in the Order, the “Court recommends to the District Court that the District Court suspend Mr. Keitel from the practice of law before the District Court for a period of five years . . . [and] that the District Court order a punitive monetary sanction to be paid by Mr. Keitel in an amount not less than \$10,000.00.”

The Clerk of Court served attorney Keitel by certified mail with an Order to Show Cause why this Court should not impose the recommended discipline, accompanied by the Bankruptcy Court Order. On April 23, 2018, Keitel filed a Request for Extension of Time to Respond, accompanied by a related Motion.¹ In the Request, Keitel asked for an extension of time to respond to this Court’s Order to Show Cause for a period of thirty (30) additional days, until May 13, 2018, and/or until seven (7) days after his Motion is ruled upon. On May 18, 2018, this Court issued an Order on Request for Extension of Time to Respond, granting in part Keitel’s Request and directing him to respond to the Court’s Order to Show Cause on or before May 31, 2018. No response has been filed as of the date of this Order.

¹ Appellant’s Motion for an Order Directing the Bankruptcy Court to Release Restricted Access-Sealed Copies of a January 13, 2016 Audio Tape and Two Copies of Transcripts of a Conversation Involving Robert Furr to be Used in All Cases Involving Frederick J. Keitel, III, ECF 832 in Case No. 15-21654, and an Extension to File Brief Until After the Court Rules (“Motion”).

Rule 8(a) of the Rules Governing the Admission, Practice, Peer Review, and Discipline of Attorneys, Local Rules of the United States District Court for the Southern District of Florida, requires that “[a]n attorney admitted to practice before this Court shall, upon being subjected to reprimand, suspension, or disbarment . . . shall promptly inform the Clerk of the Court of such action.” Rule 8(d) provides in pertinent part that after expiration of the time for submitting a response to an Order to Show Cause, “the Court may impose the identical discipline or may impose any other sanction the Court may deem appropriate.” Given this background, pursuant to Rule 8(a) and (d) and the Court’s inherent power to regulate membership in its bar for the protection of the public interest, *see Chambers v. NASCO, Inc.*, 501 U.S. 32, 43 (1991) (“[A] federal court has the power to control admission to its bar and to discipline attorneys who appear before it.”),

IT IS ORDERED that said attorney be suspended from practice in this Court for a period of five (5) years, effective immediately and that sanctions be imposed against him in the amount of \$10,000, with that amount made due and payable to the Clerk of Court within thirty (30) days from the filing date of this Order. If Mr. Keitel responds that he is not able to pay all of the monetary sanction, he shall indicate in said response what he is able to pay, the amount of surplus he obtained upon conclusion of his chapter 7 case in the bankruptcy court (15-21654-EPK), and thereafter periodically inform the Court on a monthly basis what he is able to pay until payment is complete. The attorney may not resume the practice of law before this Court until reinstated by order of this Court. *See* Rule 12(a). The Clerk of Court shall strike this attorney from the roll of attorneys eligible to practice in the United States District Court for the Southern District of Florida and shall also immediately revoke the attorney’s CM/ECF password.

IT IS FURTHER ORDERED by this Court that said attorney advise the Clerk of Court of all pending cases before this Court in which he is counsel or co-counsel of record.

IT IS FURTHER ORDERED by this Court that the Clerk of Court attempt to serve by certified

mail a copy of this Order of Suspension upon the attorney at his court record and Florida Bar addresses.

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, this 18th day of June, 2018.

K. Michael Moore

Digitally signed by K. Michael Moore
DN: cn=K. Michael Moore, o=Southern District of Florida,
ou=United States District Court,
email=k_michael_moore@flsd.uscourts.gov, c=US
Date: 2018.06.18 11:29:11 -04'00'

K. MICHAEL MOORE
CHIEF UNITED STATES DISTRICT JUDGE

c: All South Florida Eleventh Circuit Court of Appeals Judges
All Southern District Judges
All Southern District Bankruptcy Judges
All Southern District Magistrate Judges
United States Attorney
Circuit Executive
Federal Public Defender
Clerks of Court – District, Bankruptcy and 11th Circuit
Florida Bar and National Lawyer Regulatory Data Bank
Library
Frederick Joseph Keitel, III