

IN THE SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL, : No. 1829 Disciplinary Docket No. 3  
Petitioner :  
v. : No. 33 DB 2012  
MIKEL D. JONES, : Attorney Registration No. 72979  
Respondent : (Philadelphia)

ORDER

**PER CURIAM:**

AND NOW, this 6<sup>th</sup> day of August, 2014, there having been filed with this Court by Mikel D. Jones his verified Statement of Resignation dated May 8, 2014, stating that he desires to resign from the Bar of the Commonwealth of Pennsylvania in accordance with the provisions of Rule 215, Pa.R.D.E., it is

ORDERED that the resignation of Mikel D. Jones is accepted; he is disbarred on consent from the Bar of the Commonwealth of Pennsylvania retroactive to July 18, 2012; and he shall comply with the provisions of Rule 217, Pa.R.D.E. Respondent shall pay costs, if any, to the Disciplinary Board pursuant to Rule 208(g), Pa.R.D.E.

A True Copy Patricia Nicola  
As Of 8/6/2014

Attest:   
Chief Clerk  
Supreme Court of Pennsylvania

**BEFORE THE DISCIPLINARY BOARD OF THE  
SUPREME COURT OF PENNSYLVANIA**

OFFICE OF DISCIPLINARY COUNSEL	:	No. 1829 Disciplinary Docket No. 3
Petitioner	:	
	:	No. 33 DB 2012
v.	:	
	:	Attorney Registration No. 72979
MIKEL D. JONES	:	
Respondent	:	(Philadelphia)

**RESIGNATION BY RESPONDENT**

Pursuant to Rule 215  
of the Pennsylvania Rules of Disciplinary Enforcement

BEFORE THE DISCIPLINARY BOARD OF  
THE SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL, : No. 1829 Disciplinary Docket  
Petitioner : No. 3 - Supreme Court  
:  
: No. 33 DB 2012  
v. :  
: Atty. Reg. No. 72979  
MIKEL D. JONES, :  
Respondent : (Philadelphia)

RESIGNATION  
UNDER Pa.R.D.E. 215

Mikel D. Jones hereby tenders his unconditional resignation from the practice of law in the Commonwealth of Pennsylvania in conformity with Pa.R.D.E. 215 ("Enforcement Rules") and further states as follows:

1. He is an attorney admitted in the Commonwealth of Pennsylvania, having been admitted to the bar on November 22, 1994. His attorney registration number is 72979. He is currently on suspended status, having been temporarily suspended from the practice of law by an Order of the Supreme Court of Pennsylvania dated July 18, 2012.

2. He desires to submit his resignation as a member of said bar.

3. His resignation is freely and voluntarily rendered; he is not being subjected to coercion or duress; and he is fully aware of the implications of submitting this resignation.

4. He is aware that there are presently pending

investigations into allegations that he has been guilty of misconduct, the nature of which allegations have been made known to him by service of a Petition for Discipline at the above number, a true and correct copy of which is attached hereto, made part hereof and marked "Exhibit A."

5. He acknowledges that the material facts upon which the allegations contained in Exhibit A are based are true.

6. He submits the within resignation because he knows that he could not successfully defend himself against the charges of professional misconduct set forth in paragraphs 9(a) and (b) in the attached exhibit.

7. He is fully aware that the submission of this Resignation Statement is irrevocable and that he can only apply for reinstatement to the practice of law pursuant to the provisions of Enforcement Rule 218(b).

8. He acknowledges that he is fully aware of his right to consult and employ counsel to represent him in the instant proceeding. He has retained, consulted with and acted upon the advice of counsel in connection with his decision to execute the within resignation.


9. He requests that his disbarment be made retroactive to July 18, 2012, the date that the temporary suspension Order was entered. He has been advised that the Office of Disciplinary Counsel does not oppose his request. He

understands that the decision to grant his request lies solely within the discretion of the Supreme Court of Pennsylvania.

10. He is aware that under Enforcement Rule 215(c) (5), this Resignation Statement will be public.

It is understood that the statements made herein are subject to the penalties of 18 Pa.C.S., Section 4904 (relating to unsworn falsification to authorities).

Signed this 8<sup>th</sup> day of May, 2014.

  
Mikel D. Jones

WITNESS: \_\_\_\_\_

RECEIVED

BEFORE THE DISCIPLINARY BOARD OF THE  
SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL, : No. 1829 Disciplinary Docket  
Petitioner : No. 3 - Supreme Court  
:  
: No. 33 DB 2012  
v. :  
: Atty. Reg. No. 72979  
MIKEL D. JONES, :  
Respondent : (Philadelphia)

PETITION FOR DISCIPLINE

Petitioner, Office of Disciplinary Counsel, by Paul J. Killion, Esquire, Chief Disciplinary Counsel, and by Gloria Randall Ammons, Esquire, Disciplinary Counsel, files the within Petition for Discipline and charges Respondent, Mikel D. Jones, with professional misconduct in violation of the Rules of Professional Conduct ("RPC") and Pennsylvania Rules of Disciplinary Enforcement (hereinafter "Pa.R.D.E.") as follows:

1. Petitioner, whose principal office is located at Pennsylvania Judicial Center, Suite 2700, 601 Commonwealth Avenue, P.O. Box 62485, Harrisburg, Pennsylvania, is invested, pursuant to Pa.R.D.E. 207, with the power and duty to investigate all matters involving alleged misconduct of an attorney admitted to practice law in the Commonwealth of Pennsylvania and to prosecute all disciplinary proceedings

**FILED**

MAR 20 2014

Exhibit A

Office of the Secretary  
The Disciplinary Board of the  
Supreme Court of Pennsylvania

We hereby certify the within  
to be a true and correct copy.

*Gloria Randall Ammons*

brought in accordance with the various provisions of said Rules of Disciplinary Enforcement.

2. Respondent, Mikel D. Jones, was born on February 11, 1956, and was admitted to practice law in the Commonwealth of Pennsylvania on November 22, 1994. His last registered mailing address is 9407 Sun Pointe Drive, Boynton Beach, FL 33437-3343, and last registered office address is 1831 Chestnut Street, Floor 4, Philadelphia, PA 19103.

3. Respondent is subject to the disciplinary jurisdiction of the Disciplinary Board of the Supreme Court.

4. By Order dated July 18, 2012, the Supreme Court of Pennsylvania placed Respondent on temporary suspension and referred Respondent's criminal conviction, as described *infra*, to the Disciplinary Board pursuant to Pa.R.D.E. 214(f)(1). (A true and correct copy of the Order is attached and marked "Exhibit A.")

#### CHARGE

5. On November 7, 2011, Respondent was convicted in the United States District Court for the Eastern District of Pennsylvania in a case captioned *United States of America v. Mikel D. Jones*, No. 2:11-cr-00261-BMS, of one count of conspiracy in violation of 18 U.S.C. § 371; thirteen counts of wire fraud and aiding and abetting, in violation of 18 U.S.C. § 1343.F and 18 U.S.C. § 2; thirteen counts of mail fraud and aiding and abetting, in violation of 18 U.S.C. § 1341 and 18

U.S.C. § 2; and one count of money laundering and aiding and abetting, in violation of 18 U.S.C. § 1956(a)(1)(B)(i) and 18 U.S.C. § 2.

6. On July 9, 2012, the Honorable Berle M. Schiller:
  - a. sentenced Respondent to 42 months of incarceration on each count, which was to be served concurrently;
  - b. ordered that upon Respondent's release from incarceration that Respondent be placed on three years of supervised release; and
  - c. ordered that Respondent pay a special assessment in the amount of \$3,000 and restitution in the amount of \$457,743.75.

(A true and correct copy of the Judgment in a Criminal Case is attached and marked "Exhibit B.")

7. The crimes of which Respondent was convicted are punishable as follows:

- a. conspiracy: fine of not more than \$250,000 or imprisonment of not more than 5 years, or both, 18 U.S.C. § 3571; 18 U.S.C. § 371;
- b. wire fraud: fine of not more than \$250,000 or imprisonment of not more than 20 years, or both, 18 U.S.C. § 3571; 18 U.S.C. § 1343;



- c. mail fraud: fine of not more than \$250,000 or imprisonment of not more than 20 years, or both, 18 U.S.C. § 3571; 18 U.S.C. § 1341; and
- d. money laundering: fine of not more than \$500,000 or twice the value of the property involved in the transaction, whichever is greater, or imprisonment of not more than years, or both, 18 U.S.C. § 1956(a)(1)(B)(i).

8. Respondent's conviction constitutes a *per se* ground for discipline under Pa.R.D.E. 203(b)(1).

9. Petitioner believes and, therefore, avers that as a result of his conviction, Respondent has violated the following Rule of Professional Conduct and Rule of Disciplinary Enforcement:

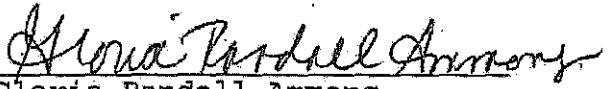
- a. RPC 8.4(b), which states that it is professional misconduct for a lawyer to commit a criminal act that reflects adversely on the lawyer's honesty, trustworthiness or fitness as a lawyer in other respects; and
- b. Pa.R.D.E. 203(b)(1), which provides that conviction of a crime shall be grounds for discipline.

WHEREFORE, Petitioner prays that your Honorable Board appoint, pursuant to Rule 205, Pa.R.D.E., a Hearing Committee to hear testimony and receive evidence in accordance with Rule 214(f)(1) on the sole issue of the extent of the final discipline to be imposed, and at the conclusion of said hearing, to make such findings of fact, conclusions of law, and recommendations for discipline as it may deem appropriate.

Respectfully submitted,

OFFICE OF DISCIPLINARY COUNSEL

Paul J. Killion  
Chief Disciplinary Counsel

BY   
Gloria Randall Ammons  
Disciplinary Counsel

Seven Penn Center, 16<sup>th</sup> Floor  
1635 Market Street  
Philadelphia, PA 19103  
(215) 560-6296

BEFORE THE DISCIPLINARY BOARD OF THE  
SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL, : No. 1829 Disciplinary Docket  
Petitioner : No. 3 - Supreme Court  
:  
: No. 33 DB 2012  
v. :  
: Atty. Reg. No. 72979  
MIKEL D. JONES, :  
Respondent : (Philadelphia)

VERIFICATION

I verify that the statements made in the foregoing  
Petition for Discipline are true and correct to the best of my  
knowledge, information and belief. This statement is made  
subject to the penalties of 18 Pa.C.S. § 4904 relating to  
unsworn falsification to authorities.

3/18/2014  
Date

Gloria Randall Ammons  
Gloria Randall Ammons  
Disciplinary Counsel

IN THE SUPREME COURT OF PENNSYLVANIA

In the Matter of : No. 1829 Disciplinary Docket No. 3  
MIKEL D. JONES : Board File No. C1-11-1072  
: (United States District Court for the  
: Eastern District of Pennsylvania,  
: Criminal Action No. 2:11-cr-00261-BMS)  
: Attorney Registration No. 72979  
: (Philadelphia)


ORDER

PER CURIAM:

AND NOW, this 18<sup>th</sup> day of July, 2012, Mikel D. Jones having been convicted in the United States District Court for the Eastern District of Pennsylvania of the crimes of conspiracy, wire fraud, mail fraud and money laundering; and the said Mikel D. Jones having stated, per the motion filed, that he does not oppose being placed on temporary suspension, it is

ORDERED that Mikel D. Jones is placed on temporary suspension and he shall comply with all the provisions of Rule 217, Pa.R.D.E. The matter is hereby referred to the Disciplinary Board pursuant to Rule 214(f)(1), Pa.R.D.E.

A True Copy Patricia Nicola  
As Of 7/18/2012

Attest:   
Chief Clerk  
Supreme Court of Pennsylvania

UNITED STATES DISTRICT COURT

Eastern District of Pennsylvania

UNITED STATES OF AMERICA

v.

MIKEL D. JONES

JUDGMENT IN A CRIMINAL CASE

Case Number: DPAB2:11CR0000261-001

USM Number: 67189-066

Samuel C. Stretton, Esquire  
Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) \_\_\_\_\_
- pleaded nolo contendere to count(s) \_\_\_\_\_  
which was accepted by the court.
- was found guilty on count(s) 5, 6-19, 20 through 33 and 34  
after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18: U.S.C. §371	Conspiracy	4/30/09	5
18: U.S.C. §1343 and §2	Wire Fraud; Aiding and Abetting	10/1/08	6-19
18: U.S.C. §1341 and §2	Mail Fraud; Aiding and Abetting	2/19/09	20-33
18: U.S.C. §1956 (a)(1) (B)(I) and 18: U.S.C. §2	Money Laundering; Aiding and Abetting	12/29/09	34

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant has been found not guilty on count(s) 1, 3, and 4

Count(s) \_\_\_\_\_  is  are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

Copy to: Defendant  
Samuel C. Stretton, Esq., Defense Counsel

Paul L. Gray, Esq., AUSA  
Probation Office

Pretrial Services  
F.L.U.  
Fiscal Department - Clerk's Office  
U.S. Marshal

July 9, 2012  
Date of Imposition of Judgment



Signature of Judge

Berle M. Schiller, U.S. District Judge  
Name and Title of Judge

7-10-12  
Date

DEFENDANT: MIKEL D. JONES  
CASE NUMBER: 11-261-1

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of:

42 months on each Count, to be served concurrently.

X The court makes the following recommendations to the Bureau of Prisons:

The defendant be placed at an appropriate facility as close to his home in Florida as possible.

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district:

at \_\_\_\_\_  a.m.  p.m. on \_\_\_\_\_

as notified by the United States Marshal.

X The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

X before 2 p.m. on August 10, 2012

as notified by the United States Marshal.

as notified by the Probation or Pretrial Services Office.

**RETURN**

I have executed this judgment as follows:

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_

8 \_\_\_\_\_, with a certified copy of this judgment.

UNITED STATES MARSHAL

By \_\_\_\_\_  
DEPUTY UNITED STATES MARSHAL

DEFENDANT: MIKEL D. JONES  
CASE NUMBER: 11-261-1

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of: 3 years.

This term consists of terms of three years on each of Counts Five through 19, and 20 through 34, all such terms to run concurrently.

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. *(Check, if applicable.)*

- The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. *(Check, if applicable.)*
- The defendant shall cooperate in the collection of DNA as directed by the probation officer. *(Check, if applicable.)*
- The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. *(Check, if applicable.)*
- The defendant shall participate in an approved program for domestic violence. *(Check, if applicable.)*

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

### STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer in a manner and frequency directed by the court or probation officer;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: MIKEL D. JONES  
CASE NUMBER: 11-261-1

### SPECIAL CONDITIONS OF SUPERVISION

The defendant shall provide the U.S. Probation Office with full disclosure of his financial records to include yearly income tax returns upon the request of the U.S. Probation Office. The defendant shall cooperate with the probation officer in the investigation of his financial dealings and shall provide truthful monthly statements of his income.

The defendant is to fully cooperate with the Internal Revenue Service by filing all delinquent or amended returns any by timely filing all future returns that come due during the period of supervision. The defendant is to properly report all correct taxable income and claim only allowable expenses on those returns. The defendant is to provide all appropriate documentation in support of said returns. Upon request, the defendant is to furnish the Internal Revenue Service with information pertaining to all assets and liabilities, and the defendant is to fully cooperate by paying all taxes, interest and penalties due, and otherwise comply with the tax laws of the United States.

The defendant is prohibited from incurring any new credit charges or opening additional line of credit without the approval of the probation officer, unless the defendant is in compliance with a payment schedule for any fine or restitution obligation. The defendant shall not encumber or liquidate interest in any assets unless it is in direct service of the fine or restitution obligation or otherwise has the express approval of the Court.

The defendant shall cooperate in the collection of DNA as directed by the probation officer.



DEFENDANT: MIKEL JONES  
 CASE NUMBER: 11-261-1

**CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
TOTALS	\$ 3,000.00	\$	\$ 457,743.75

The determination of restitution is deferred until \_\_\_\_\_. An Amended Judgment in a Criminal Case (AO 245C) will be entered after such determination.

The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Total Loss*</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
Clerk, U.S. District Court for distribution to: LFR Collections, LLC ATTN: Michael Halford, Managing Director Partner Re Principal Finance, Inc. One Greenwich Plaza Greenwich, CT 06830-6352	\$457,743.75	\$457,743.75	

TOTALS	\$ <u>457,743.75</u>	\$ <u>457,743.75</u>
--------	----------------------	----------------------

- Restitution amount ordered pursuant to plea agreement \$ \_\_\_\_\_
- The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).
- The court determined that the defendant does not have the ability to pay interest and it is ordered that:
  - the interest requirement is waived for the  fine  restitution.
  - the interest requirement for the  fine  restitution is modified as follows:

\* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: MIKEL D. JONES  
CASE NUMBER: 11-261-1

### SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A.  Lump sum payment of \$ \_\_\_\_\_ due immediately, balance due
  - not later than \_\_\_\_\_, or
  - in accordance  C,  D,  E, or  F below; or
- B.  Payment to begin immediately (may be combined with  C,  D, or  F below); or
- C.  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after the date of this judgment; or
- D.  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E.  Payment during the term of supervised release will commence within \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F.  Special instructions regarding the payment of criminal monetary penalties:

The restitution is due immediately. It is recommended that the defendant participate in the Bureau of Prisons Inmate Financial Responsibility Program and provide a minimum payment of \$25.00 per quarter towards the restitution. In the event the restitution is not paid prior to the commencement of supervision, the defendant shall satisfy the amount due in monthly installments of not less than \$300.00, to commence 30 days after release from confinement.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Joint and Several

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding psycs, if appropriate.

Co-Defendant - Dona Nichols Jones - 11-261-2

- The defendant shall pay the cost of prosecution.
- The defendant shall pay the following court cost(s):
- The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.