

## *Misappropriation*

### **THOMAS BRIAN PRENTICE**

Burnaby, B.C.

Called to the Bar: June 29, 1956

The member was executor and solicitor for the estate of Ms. B, who died in January, 1989.

Shortly before her death, Ms. B left \$2,389 in cash, as well as some jewelry, with neighbours for safekeeping. The neighbours later turned these assets over to the member as executor for Ms. B's estate. The member misappropriated the \$2,389 and a watch.

When selling the deceased's house, the member misappropriated \$3,500 as a commission out of the proceeds of sale. The member also misappropriated a piano from the estate, which he sold for \$700, and a ride-on lawn mower, valued at \$500.

The member's admission of misappropriation and his resignation were accepted by the Standing Discipline Committee on November 1, 1990, after the member promised to reimburse the estate, which he did in fact do. The member undertook:

1. not to apply for reinstatement as a member of the Law Society for at least two years;
2. not to work for any lawyer or have his name on any lawyer's letterhead without the written consent of the Law Society;
3. to notify the Law Society in writing before applying for admission to practise law in any other jurisdiction;
4. to pay audit costs of \$3,599.25 and Law Society counsel fees of \$1,500.