



DISCIPLINE CASE *DIGEST*

Case 15-08

Member:	Junling Wang
Jurisdiction:	Winnipeg, Manitoba
Called to the Bar:	June 16, 2005
Particulars of Charges:	Professional Misconduct (2 Counts): <ul style="list-style-type: none">▪ Breach of Rules 5-64(3) and (4) of the <i>Rules of the Law Society of Manitoba</i> [failing to respond to the Society] [x2]
Plea:	Guilty
Date of Hearing:	November 10, 2015
Panel:	<ul style="list-style-type: none">▪ Honourable Richard J. Scott (Chair)▪ James McLandress▪ Lorne Gibson (Public Representative)
Counsel:	<ul style="list-style-type: none">▪ Rocky Kravetsky for The Law Society of Manitoba▪ Sidney Green, Q.C. for the Member
Date of Decision:	November 10, 2015
Disposition:	<ul style="list-style-type: none">▪ Reprimand on Charge 1▪ Fine of \$750.00 on Charge 2▪ Costs of \$1,500.00

Failure to Respond to the Law Society

Facts

On two separate and distinct occasions Ms Wang failed to respond to letters from Complaints Resolution Counsel for the Society.

On July 13, 2015, Ms Wang received from the Director of Complaints Resolution a letter enclosing a copy of a complaint from a client. A response to the substance of the complaint was required within 14 days. Ms Wang did not respond within 14 days. On August 26, 2015 she received a reminder from the Director. She still did not respond and on September 4, 2015 the Chief Executive Officer directed that she be charged with professional misconduct for failing to respond to the Society as required by the Rules of The Law Society of Manitoba and directed, also, that Ms Wang appear before the Complaints Investigation Committee on September 16, 2015. Ms Wang provided her response to the Complaint on September 15 and 16, 2015.

In a second matter, on August 14, 2015 Ms Wang was sent a letter by the Director requiring a response to concerns expressed by the Society's Audit Department arising from Ms Wang's 2014 Annual Trust Accounting Report. A response was required within 14 days of receipt of the letter. Ms Wang did not respond as required and on September 4, 2015 the Chief Executive Officer directed that she be charged with professional misconduct for failing to respond to the Society as required by the Rules and that she appear before the Complaints Investigation Committee on September 16, 2015. Ms Wang has been in communication with the Audit Department since September 16, 2015 to respond to their concerns.

Plea

Guilty

Decision and Comments

The Panel was presented with a joint recommendation as to disposition. The Panel noted that Ms Wang had no previous involvement with the Discipline Committee. On review of the evidence and the submission of counsel, they considered that there were no "clear and cogent reasons" to depart from the joint recommendation.

Penalty

Ms Wang was ordered reprimanded for the first instance of failure to respond. For the second instance Ms Wang was fined \$750.00. Ms Wang was ordered to pay costs of \$1,500.00 to the Society.