



# DISCIPLINE CASE *DIGEST*

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## **Case 97-01**

**GRANT RANDOLPH CLAY**  
Winnipeg, Manitoba

**Called to the Bar**  
June 25, 1974

**Particulars of Charges**  
Professional Misconduct

- failure to serve client in a conscientious, diligent and efficient manner

**Date of Hearing**  
April 3, 1997

**Panel**  
J.F.R. Taylor, Q.C. (Chair)  
C. Pappas, Q.C.  
J.W. Hedley

## **Disposition**

- Reprimand
- Costs of \$200.00

**Counsel**  
E.R. Dawson, Q.C. for the Law Society  
R.B. McNicol, Q.C. for the member

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## **Failure to Serve Client**

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## **Facts**

Mr. Clay was charged with professional misconduct in that in the course of acting for a client in respect of personal injuries sustained in two car accidents, he failed to serve his client in a conscientious, diligent and efficient manner by failing to keep her advised of the status and progress of her claims. The conduct complained of took place between July of 1987 and August of 1989. The client delayed until 1994, after the ultimate conclusion of her claims against MPIC, to make any complaint to the Law Society.

### **Decision and Comments**

Mr. Clay entered a plea of guilty to the charge of professional misconduct.

### **Penalty**

Having regard to the Member's plea of guilty and the delay, characterized as inordinate on the part of the complainant, in bringing forward the complaint, the Committee ordered a reprimand together with an order for costs in the amount of \$200.00. Such award was stated to be more reflective of the costs which would have been awarded had the complaint been made on a timely basis.

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