

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Petitioner,

v.

MICHAEL JONATHAN BRAUNSCHWEIG,

Respondent.

Supreme Court Case  
No.

The Florida Bar File  
No. 2019-70,615(11D)(OSC)

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**PETITION FOR CONTEMPT AND ORDER TO SHOW CAUSE**

The Florida Bar, Petitioner, pursuant to Rule 3-7.11(f), Rules Regulating The Florida Bar, files this Petition for Contempt and Order to Show Cause, and states:

1. A copy of the Grievance Committee Finding of Non-Compliance and Failure to Respond to Official Bar Inquiry and Contempt is attached to this Petition as "**Exhibit 1**".

2. As of the date of the service of this Petition, Respondent has failed to respond to an official Bar inquiry.

3. The other members of The Florida Bar should not have to pay for Respondent's failure to respond to an official bar inquiry and the initiation of the instant proceeding. Therefore, the Bar is requesting administrative costs of \$1,250.00 against Respondent.

WHEREFORE, The Florida Bar requests that this Court suspend Respondent pursuant to Rule 3-7.11(f), until such time as Respondent fully responds in writing to the official Bar inquiry contained in “**Exhibit 1**” and until further order of this Court.

Respectfully submitted,



Jennifer R. Falcone, Bar counsel  
The Florida Bar – Miami Branch office  
444 Brickell Avenue, Suite M-100  
Miami, Florida 33131  
305-377-4445  
Florida Bar No. 624284  
[jfalcone@floridabar.org](mailto:jfalcone@floridabar.org)

### **CERTIFICATE OF SERVICE**

I certify that this document has been E-Filed with The Honorable John A. Tomasino, Clerk of the Supreme Court of Florida, using the E-Filing Portal and that a copy has been furnished by United States Mail, via Certified Mail No. 7014 2120 0003 5156 5943, return receipt requested, to Michael Jonathan Braunschweig, Respondent, at his record bar address of 5455 SW 8th Street, Suite 255, Coral Gables, FL 33134-2270, and via email to [mike@synergylaw.us](mailto:mike@synergylaw.us); with a copy to Adria E. Quintela, Staff Counsel, The Florida Bar, via email to [aquintel@floridabar.org](mailto:aquintel@floridabar.org), on this 7th day of May, 2019.



Jennifer R. Falcone, Bar counsel

**NOTICE OF TRIAL COUNSEL AND DESIGNATION OF PRIMARY  
EMAIL ADDRESS**

PLEASE TAKE NOTICE that the trial counsel in this matter is Jennifer R. Falcone, Bar Counsel, whose address, telephone number and primary email address are The Florida Bar, Miami Branch office, 444 Brickell Avenue, Suite M-100, Miami, FL 33131; telephone no. 305-377-4445; [jfalcone@floridabar.org](mailto:jfalcone@floridabar.org). Respondent need not address pleadings, correspondence, etc. in this matter to anyone other than trial counsel and to Adria E. Quintela, Staff Counsel, The Florida Bar, Lakeshore Plaza II, Suite 130, 1300 Concord Terrace, Sunrise, Florida 33323, [aquintel@floridabar.org](mailto:aquintel@floridabar.org).

IN THE SUPREME COURT OF FLORIDA  
(Before a Grievance Committee)

THE FLORIDA BAR,  
  
Complainant,

The Florida Bar File Nos.  
2019-70,176(11D)  
2019-70,433(11D)

v.

MICHAEL JONATHAN BRAUNSCHWEIG,  
  
Respondent.

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**GRIEVANCE COMMITTEE FINDING OF NON-COMPLIANCE AND  
FAILURE TO RESPOND TO OFFICIAL BAR INQUIRY AND CONTEMPT**

On April 30, 2019, pursuant to Rule 3-7.11(f), Rules Regulating The Florida Bar, the Eleventh Judicial Circuit Grievance Committee “D” considered whether to issue a Finding of Non-Compliance and Failure to Respond to Official Bar Inquiry and Finding of Contempt and made the following findings:

***As to The Florida Bar File No. 2019-70,176(11D)***

1. On September 21, 2018, The Florida Bar sent Respondent a letter by regular U.S. Mail to Respondent's record Bar address advising of a complaint in this case and requesting his response by October 8, 2018. (A copy of the September 21, 2018 letter is attached hereto as Exhibit “A”.)

2. On October 31, 2018, The Florida Bar sent Respondent a second letter by regular U.S. Mail to Respondent’s record Bar address requesting Respondent’s

written response to the aforementioned grievance by November 13, 2018. (A copy of the Bar's October 31, 2018 letter is attached hereto as Exhibit "B".)

3. Respondent failed to provide the Bar with a written response to the aforementioned grievance.

**As to The Florida Bar File No. 2019-70,433(11D)**

4. On February 5, 2019, The Florida Bar sent Respondent a letter by regular U.S. Mail to Respondent's record Bar address advising of a complaint in this case and requesting his response by February 20, 2019. (A copy of the February 5, 2019 letter is attached hereto as Exhibit "C".)

5. Respondent failed to provide the Bar with a written response to the aforementioned grievance.

**Hearing on Respondent's Failure to Respond to Official Bar Inquiries**

6. On April 12, 2019, Respondent was sent two letter notices that the Eleventh Judicial Circuit Grievance Committee "D" would hold a hearing to determine whether good cause existed for his failure to respond to official Bar inquiries in *The Florida Bar File Nos. 2019-70,196(11D) and 2019-70,433(11D)*. Said notices were sent via regular and certified U.S. Mail to Respondent's record Bar address, as well as via email to Respondent's record email address and via facsimile to Respondent's fax number.

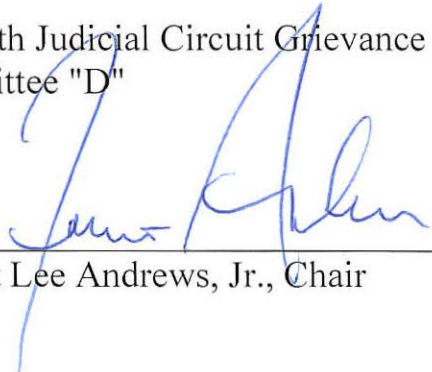
7. In said notices, Respondent was advised that should he wish to present a written statement to the grievance committee, he would need to provide same no later than April 26, 2019. (Copies of the Bar's notice letters, emails, and facsimile cover sheets dated April 12, 2019 are attached hereto as Composite Exhibit "D".)

8. Once again, Respondent failed to provide a written response.

9. On April 30, 2019, Grievance Committee 11 "D" convened for the purpose of considering the issue of Respondent's contempt for his failure to respond to official Bar inquiries. The grievance committee found that Respondent failed to respond to official Bar inquiries and failed to show good cause for his failure to do so.

Dated this 3<sup>rd</sup> day of May, 2019.

Eleventh Judicial Circuit Grievance  
Committee "D"



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Forrest Lee Andrews, Jr., Chair

## **CERTIFICATE OF SERVICE**

I certify that the original hereof has been furnished by regular U.S. Mail to, Michael Jonathan Braunschweig, 5455 SW 8th Street, Suite 255, Coral Gables, FL 33134-2270 and a copy via e-mail to [mike@synergylaw.us](mailto:mike@synergylaw.us); and copies to Jeffrey Rynor, Designated Reviewer, via email to [jrynor@mitrani.com](mailto:jrynor@mitrani.com); and to Adria E. Quintela, Staff Counsel, The Florida Bar, via e-mail at [aquintel@floridabar.org](mailto:aquintel@floridabar.org), this 3rd day of May, 2019.



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Jennifer R. Falcone, Bar Counsel



## The Florida Bar

651 East Jefferson Street  
Tallahassee, FL 32399-2300

Joshua E. Doyle  
Executive Director

850/561-5600  
www.FLORIDABAR.org

September 21, 2018

Mr. Michael Jonathan Braunschweig  
Synergy Law Firm  
5455 SW 8th St Ste 255  
Coral Gables, FL 33134-2270

Re: Complaint by Grace Conlon against Michael Jonathan Braunschweig  
The Florida Bar File No. 2019-70,176 (11J)

Dear Mr. Braunschweig:

Enclosed is a copy of an inquiry/complaint and any supporting documents submitted by the above referenced complainant(s). Your response to this complaint is required under the provisions of Rule 4-8.4(g), Rules of Professional Conduct of the Rules Regulating The Florida Bar, and is due in our office by **October 8, 2018**. **Responses should not exceed 25 pages** and may refer to any additional documents or exhibits that are available on request. Failure to provide a written response to this complaint is in itself a violation of Rule 4-8.4(g). Please note that any correspondence must be sent through the U.S. mail; we cannot accept faxed material. **You are further required to furnish the complainant with a complete copy of your written response, including any documents submitted therewith.**

Pursuant to Rule 3-7.1(f), Rules of Discipline, you are further required to complete and return the enclosed Certificate of Disclosure form.

Finally, the filing of this complaint does not preclude communication between the attorney and the complainant(s). Please review the enclosed Notice for information on submitting your response.

Sincerely,

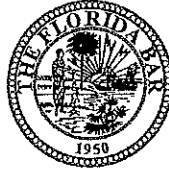
Annemarie Craft, Bar Counsel  
Attorney Consumer Assistance Program  
ACAP Hotline 866-352-0707

Enclosures

cc: Ms. Grace Conlon







## The Florida Bar

651 East Jefferson Street  
Tallahassee, FL 32399-2300

Joshua E. Doyle  
Executive Director

850/561-5600  
www.FLORIDABAR.org

October 31, 2018

Mr. Michael Jonathan Braunschweig  
Synergy Law Firm  
5455 SW 8th St Ste 255  
Coral Gables, FL 331342270

Re: Complaint by Grace Conlon against Michael Jonathan Braunschweig  
The Florida Bar File No. 2019-70,176 (11J)

Dear Mr. Braunschweig:

As of this date, I have not received a copy of your response to the above complaint. Please be advised that you are obligated to provide a written response pursuant to Rule 4-8.4(g).

If you do not respond by **November 13, 2018**, the matter may be forwarded to the grievance committee for further investigation.

Sincerely,

Annemarie Craft, Bar Counsel  
Attorney Consumer Assistance Program  
ACAP Hotline 866-352-0707

cc: Ms. Grace Conlon





## The Florida Bar

651 East Jefferson Street  
Tallahassee, FL 32399-2300

Joshua E. Doyle  
Executive Director

850/561-5600  
[www.FLORIDABAR.org](http://www.FLORIDABAR.org)

February 5, 2019

Mr. Michael Jonathan Braunschweig  
5455 SW 8th St Ste 255  
Coral Gables, FL 33134-2270

Re: Complaint by Yanick Hart against Michael Jonathan Braunschweig  
The Florida Bar File No. 2019-70,433 (11L)

Dear Mr. Braunschweig:

Enclosed is a copy of an inquiry/complaint and any supporting documents submitted by the above referenced complainant(s). Your response to this complaint is required under the provisions of Rule 4-8.4(g), Rules of Professional Conduct of the Rules Regulating The Florida Bar, and is due in our office by **February 20, 2019**. **Responses should not exceed 25 pages** and may refer to any additional documents or exhibits that are available on request. Failure to provide a written response to this complaint is in itself a violation of Rule 4-8.4(g). Please note that any correspondence must be sent through the U.S. mail; we cannot accept faxed material. **You are further required to furnish the complainant with a complete copy of your written response, including any documents submitted therewith.**

Pursuant to Rule 3-7.1(f), Rules of Discipline, you are further required to complete and return the enclosed Certificate of Disclosure form.

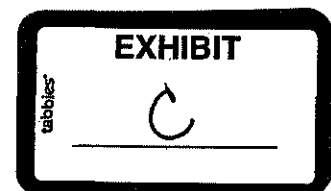
Finally, the filing of this complaint does not preclude communication between the attorney and the complainant(s). Please review the enclosed Notice for information on submitting your response.

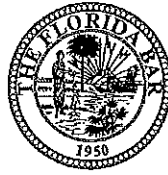
Sincerely,

Annemarie Craft, Bar Counsel  
Attorney Consumer Assistance Program  
ACAP Hotline 866-352-0707

Enclosures

cc: Mr. Yanick Hart





## The Florida Bar

Miami Branch Office  
444 Brickell Avenue  
Rivergate Plaza, Suite M-100  
Miami, Florida 33131-2404  
(305) 377-4445

Joshua E. Doyle  
Executive Director

850/561-5600  
www.FLORIDABAR.org

Via U.S. Regular and Certified Mail  
Return Receipt No. 7014 2120 0003 5156 5936  
Via Email to [mike@synergylaw.us](mailto:mike@synergylaw.us) and Via Fax No. 305-735-6456

April 12, 2019

Michael Jonathan Braunschweig, Esq.  
5455 SW 8th Street, Suite 255  
Coral Gables, FL 33134-2270

Re: Complaint by Grace Conlon against Michael Jonathan Braunschweig  
The Florida Bar File No. 2019-70,176 (11D)

Dear Mr. Braunschweig:

Please be advised that pursuant to Rules 3-7.4 and 3-7.11 of the Rules of Discipline, Grievance Committee "D" of the Eleventh Judicial Circuit will consider whether good cause exists for your failure to respond to official Bar Inquiry in The Florida Bar File No. 2019-70,176(11D). In accordance with Rule 3-7.11(f)(2), the Grievance Committee shall hear the issue of non-compliance and issue findings thereon.

Pursuant to the requirements of Rule 3-7.4(a), Rules of Discipline, below is a list of the members of Grievance Committee 11"D". There will be no appearances by either party or by any witnesses in this case.

An index reflecting materials which will be considered by the Grievance Committee, along with copies of said materials, is enclosed herewith. Should you wish to present a written statement to the Grievance Committee pursuant to Rule 3-7.4(h) of the Rules of Discipline, please provide same to me no later than April 26, 2019.

Sincerely,

Jennifer R. Falcone  
Bar Counsel



# THE FLORIDA BAR

## Enclosures

cc: Grace Conlon, Complainant  
Martha Rosa Mora, Chair  
Jeffrey Rynor, Designated Reviewer

**List of Members of Grievance Committee 11“D”.  
(Pursuant to the requirements of Rule 3-7.4(a), the following is a list of the  
members of the Grievance Committee considering this matter)**

Martha Rosa Mora, Esq., Chair  
Forrest Lee Andrews, Jr., Esq.  
Brian W. Chaiken, Esq.  
Robert Schimmel, Esq.  
Miesha Darrough, Esq.  
Robert A. Stone (N/L)  
Matthew James (N/L)  
Georgina Marquez (N/L)

## **Index of Materials to be Reviewed**

1. Letter from The Florida Bar to Respondent dated September 21, 2018, with copy of grievance filed by Grace Conlon dated September 10, 2018.
2. Letter from The Florida Bar to Respondent dated October 31, 2018.
3. Letter from The Florida Bar to Respondent dated December 5, 2018.

**Received** Fri 04/12/2019 5:09PM  
**From** Nancy Fronckowiak  
**Subject** notice of hearing re non-compliance; TFB File No. 2019-70,176(11D)  
**To** mike@synergylaw.us  
**cc** Falcone, Jennifer R  
**bcc**

Letter to Respondent - Notice of Hearing re NonCompliance.pdf	Object_95CE382_0.PDF
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Good afternoon Mr. Braunschweig.

Attached please find a letter from Bar counsel of today's date, with exhibits, regarding the above referenced matter. Your attention to this matter is appreciated.

Thank you, Nancy

*(See attached file: Letter to Respondent - Notice of Hearing re NonCompliance.pdf)*

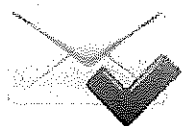
*(See attached file: Object\_95CE382\_0.PDF)*

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Nancy Fronckowiak, Legal Secretary  
The Florida Bar  
444 Brickell Avenue, Suite M100  
Miami, FL 33131  
(305) 377-4445  
E-mail: nfroncko@floridabar.org

Please note: Florida has very broad public records laws. Many written communications to or from The Florida Bar regarding Bar business may be considered public records, which must be made available to anyone upon request. Your e-mail communications may therefore be subject to public disclosure.

**Received** Fri 04/12/2019 5:25PM  
**From** Concord Fax  
**Subject** SUCCESS: Your 34 page fax has been successfully delivered to +13057356456.  
**To** Fronckowiak, Nancy  
**cc**  
**bcc**



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Fax Number: +13057356456  
Recipient: 13057356456  
Subject: notice of hearing re non-compliance; TFB File No. 2019-70,176(11D)  
Time Delivered: 04-12-2019 5:13 PM  
Pages Delivered: 34

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April 12, 2019

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5455 SW 8th Street, Suite 255  
Coral Gables, FL 33134-2270

Re: Complaint by Yanick Hart against Michael Jonathan Braunschweig  
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Sincerely,

Jennifer R. Falcone  
Bar Counsel

# THE FLORIDA BAR

Enclosures

cc: Yanick Hart, Complainant  
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Matthew James (N/L)  
Georgina Marquez (N/L)

**Index of Materials to be Reviewed**

1. Letter from The Florida Bar to Respondent dated February 5, 2019, with copy of grievance filed by Yanick Hart Conlon dated December 14, 2018.
2. Letter from The Florida Bar to Respondent dated March 22, 2019.



**Received** Fri 04/12/2019 5:57PM  
**From** Nancy Fronckowiak  
**Subject** notice of hearing re non-compliance; TFB File No. 2019-70,433(11D)  
**To** mike@synergylaw.us  
**cc** Falcone, Jennifer R  
**bcc**

Letter to Respondent - Notice of Hearing re NonCompliance.pdf	Object_95CE4D2_0.PDF
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Attached please find a letter from Bar counsel of today's date, with exhibits, regarding the above referenced matter. Your attention to this matter is appreciated.

Thank you, Nancy

*(See attached file: Letter to Respondent - Notice of Hearing re NonCompliance.pdf)*

*(See attached file: Object\_95CE4D2\_0.PDF)*

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Nancy Fronckowiak, Legal Secretary  
The Florida Bar  
444 Brickell Avenue, Suite M100  
Miami, FL 33131  
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**From** Concord Fax  
**Subject** SUCCESS: Your 33 page fax has been successfully delivered to +13057356456.  
**To** Fronckowiak, Nancy  
**cc**  
**bcc**



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Your 33 page fax has been successfully delivered to +13057356456 on 04-12-2019 6:02 PM.

Tracking Number: 811-11282054  
Fax Number: +13057356456  
Recipient: 13057356456  
Subject: notice of hearing re non-compliance; TFB File No. 2019-70,433(11D)  
Time Delivered: 04-12-2019 6:02 PM  
Pages Delivered: 33

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