

Eliot I. Bernstein

From: kmarvin@flabar.org
Sent: Friday, July 02, 2004 8:22 AM
To: iviewit@adelphia.net
Cc: eturner@flabar.org
Subject: Complaint against E Turner and retention of file

Mr. Bernstein:

I have reviewed the "complaint" that you filed against Eric Turner. Your allegations concern job performance and do not concern violations of The Rules Regulating The Florida Bar, and therefore I will treat those allegations as a personnel matter, and will not be opening a disciplinary file.

I have decided to deny your request that The Florida Bar retain the closed file concerning the complaint that you filed against Mr. Wheeler until some other agency has completed its investigation. We have a long-standing file retention policy that a closed file not resulting in discipline is kept for one year after closure. It is necessary for us to adhere to this policy. I have previously offered to give you our original file, and after speaking with Mr. Turner, we have agreed to maintain the closed file for the month of July. If you wish to pick up the file at the Ft. Lauderdale office any time during this month, please call them and the file will be given to you. If you do not retrieve the file, it will be destroyed on Monday, August 2, 2004.