



CANADA)
PROVINCE OF SASKATCHEWAN)
TO WIT)

**IN THE MATTER OF *THE LEGAL PROFESSION ACT, 1990*
AND IN THE MATTER OF STERLING MCLEAN,
A LAWYER OF REGINA, SASKATCHEWAN**

Amended Formal Complaint

I, DONNA SIGMETH, of the City of Regina, in the Province of Saskatchewan, Complaints Counsel for the Law Society of Saskatchewan, do hereby certify that William Holliday, Vice-Chair of the Discipline Committee of the Benchers of The Law Society of Saskatchewan, has appointed a Hearing Committee pursuant to Section 47(1) of *The Legal Profession Act, 1990*, comprised of George Patterson as Chair, Joanne Moser and Gail Wartman to hear and determine a formal complaint set out by the Investigation Committee consisting of Greg Walen Q.C. and Robert Kennedy Q.C., pursuant to Section 46(1) of *The Legal Profession Act, 1990*, against Sterling McLean, a lawyer and a member of The Law Society of Saskatchewan, carrying on the practice of law at all of the relevant times in the City of Regina, in the Province of Saskatchewan, as follows:

THAT Sterling McLean, of the City of Regina, in the Province of Saskatchewan:

1. Is guilty of conduct unbecoming a lawyer in that he did fail to comply with a trust condition imposed by letter dated June 19, 2007, which he accepted, upon the use of documents in connection with a transfer of land from DDC to his client BN;

Reference Chapters XVI of the *Code of Professional Conduct*.

2. Is guilty of conduct unbecoming a lawyer in that, during the course of his representation of a vendor in a real estate transaction, he did breach an undertaking provided to W.J., a fellow member, wherein he undertook that he would not release purchase funds provided to him in trust without first having secured a discharge in relation to a Federal Writ on the title to the property being sold;

Reference Chapter XVI of the *Code of Professional Conduct*.

3. Is guilty of conduct unbecoming a lawyer in that he failed to serve his client, L.P., in a conscientious, diligent and efficient manner, by failing to complete the tasks necessary to ensure that L.P.'s administration of the estate of D.D. was initiated within a reasonable time;

Reference Chapter II of the *Code of Professional Conduct*.

4. Is guilty of conduct unbecoming a lawyer, in that he did attempt to mislead a member of the public K.D., by misrepresenting the status of an estate matter;

Reference Chapter I of the *Code of Professional Conduct*.

5. Is guilty of conduct unbecoming a lawyer in that he failed to serve his client, J.L., in a conscientious, diligent and efficient manner in the course of a real estate transaction.

Reference Chapter II of the *Code of Professional Conduct*.

DATED at the City of Regina, in the Province of Saskatchewan, this 24th day of September, 2008.

DONNA SIGMETH
Complaints Counsel for the Law Society of
Saskatchewan