



June 15, 2006

NOTICE TO THE PROFESSION

NOTICE TO: All Active Members and Students-at-Law,
All Executive Directors of other Law Societies in Canada,
All Justices of the Court of Appeal and Court of Queen's Bench,
All Judges of the Provincial Court of Alberta,
All Masters in Chambers,
All Clerks of the Court

Disbarment

On June 15, 2006, a Resignation Committee appointed by the Benchers of the Law Society of Alberta granted the application of **Mr. Michael David Loken** to resign, pursuant to Section 61 of the *Legal Profession Act*, R.S.A. 2000, c. L-8, effective immediately. **Mr. Loken** is therefore disbarred. **Mr. Loken** resides in Sante Fe, New Mexico and practised in Calgary as a sole proprietor until December 22, 2003, when he was suspended by the Benchers pursuant to Section 63 of the *Legal Profession Act*.

Mr. Loken faced 24 citations at the time of his resignation application. He admitted 19 citations including the following specifics related to those citations and admitted his conduct was deserving of sanction:

- Mr. Loken admits that he misappropriated the sum of \$139,904 from funds he held in trust on behalf of his clients;
- Mr. Loken admits he misled the Law Society regarding the outcome of disciplinary proceedings taken against him by the Law Society of British Columbia;
- Mr. Loken admits he misled three other clients regarding funds he held on their behalf and regarding the progress of their files; and
- Mr. Loken admits he failed to respond to the Law Society.

The Committee directed that **Mr. Loken** pay the actual costs, estimated to be the sum of \$2,332.60. Pursuant to section 78 of the *Legal Profession Act* this matter has been directed to the Attorney General.

The Custodian of Mr. Loken's practice is:

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