

IN THE DISCIPLINARY COMMITTEE OF THE GENERAL LEGAL COUNCIL

ACCRA AD 2018

INQUIRY UNDER SECTION 18 OF THE LEGAL PROFESSION ACT, (ACT 32) 1960

IN THE CONDUCT OF FRANCISCA BOATENG ESQ.

LAWYER FRANCISCA BOATENG

You are hereby notified that following preliminary inquiry held by the Disciplinary Committee of the General Legal Council, a prima facie case of misconduct has been established against you.

You are hereby charged with the following misconduct;

COUNT 1:

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to Rule 9(7) of the Legal Profession (Professional Conduct and Etiquette) Rules, 1969 L.I 613

PARTICULARS OF MISCONDUCT

That you, while acting as counsel for VPS charged 35% on all recoveries made contrary to an agreement for 20% by the parties before the commencement of the suit.

COUNT 2:

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to Rule 9(7) of the Legal Profession (Professional Conduct and Etiquette) Rules, 1969 L.I 613

PARTICULARS OF MISCONDUCT

That you, acting as counsel for VPS made a successful application to the Court for the release of an amount GHC164,900.00, representing the excess amount on the agreed auction fees to yourself without the knowledge, consent and approval of your client.

COUNT 3:

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to Rule 2(2) of the Legal Profession (Professional Conduct and Etiquette) Rules, 1969 L.I 613

PARTICULARS OF MISCONDUCT

That you, acting as counsel used intemperate words on your clients thereby denigrating the dignity and high standing of your profession and your own dignity and high standing as a member of the profession.

COUNT 4

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to Rule 6(1) of the Legal Profession (Professional Conduct and Etiquette) Rules, 1969 L.I 613

PARTICULARS OF MISCONDUCT

That you, having acted as Counsel for VPS failed to issue receipts for monies received on their behalf and also on purported expenditures incurred in your dealings with them.

COUNT 5

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to Rule 6(2) of the Legal Profession (Professional Conduct and Etiquette) Rules, 1969 L.I 613.

PARTICULARS OF MISCONDUCT

That you, having acted as Counsel for VPS failed to at all times keep proper written accounts of monies received for and on behalf of your clients.

COUNT 6

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to Rule 9(9) of the Legal Profession (Professional Conduct and Etiquette) Rules, 1969 L.I 613.

PARTICULARS OF MISCONDUCT

That you, having acted as Counsel for VPS, your clients, charged them a total sum of about GHC3,265,483.00 as legal fees and expenses incurred on their behalf, which was excessive and an over-estimation of the services you rendered to her. *them.*

COUNT 7

STATEMENT OF MISCONDUCT

Misconduct in professional respect, contrary to Section 19 (5) of the Legal Profession Act

PARTICULARS OF MISCONDUCT

That you having been duly notified, failed to appear before the Disciplinary Committee of the General Legal Council on 6th July, 2016.


DISCIPLINARY COMMITTEE

APRIL 23, 2018.