

BEFORE THE HEARING BOARD
OF THE
ILLINOIS ATTORNEY REGISTRATION
AND
DISCIPLINARY COMMISSION

In the Matter of:

KEVIN PATRICK CONRAD,
Attorney-Respondent,
No. 6304677

Commission No. 2023PR00059

COMPLAINT

Jerome Larkin, Administrator of the Attorney Registration and Disciplinary Commission, by his attorney, Evette L. Ocasio, pursuant to Supreme Court Rule 753(b), complains of Respondent, Kevin Patrick Conrad, who was licensed to practice law in Illinois on May 5, 2011, and alleges that Respondent has engaged in the following conduct which subjects Respondent to discipline pursuant to Supreme Court Rule 770:

COUNT I

(Criminal Conduct of Battery, Criminal Trespass to Land, and Disorderly Conduct)

1. At all times related to this complaint, there was a statute in effect in Illinois, 720 ILCS 5/12-3 (“Battery”) that made it a crime for a person to knowingly without legal justification make physical contact of an insulting or provoking nature with an individual.

2. At all times related to this complaint, there was a statute in effect in Illinois, 720 ILCS 5/21-3 (“Criminal trespass to real property”) that made it a crime for a person to remain upon the land of another, after receiving notice from the owner or occupant to depart.

3. At all times related to this complaint, there was a statute in effect in Illinois, 720 ILCS 5/26-1 (“Disorderly Conduct”) that made it a crime for a person to commit any act in such unreasonable manner as to alarm or disturb another and to provoke a breach of the peace.

FILED
9/7/2023 10:13 AM
ARDC Clerk

4. On December 26, 2021, Respondent went to the house of his then-girlfriend's ex-boyfriend, K.O., in Addison, Illinois. When Respondent arrived at K.O.'s home, he was wearing a suit and tie, a black winter hat, gloves, and a N-95 mask over his face. Respondent walked up to the front door and pulled a screwdriver from his coat pocket. Respondent then attempted to open the front door by using the door handle. When the door did not open, Respondent forcefully kicked the front door three times. When there was no answer, Respondent put the screwdriver back inside his pocket, and knocked on the front door. When K.O. came to the entrance of his home, he yelled through the closed door, "Who are you?" Respondent told K.O., "Let me in." K.O. asked Respondent two more times to identify himself, but Respondent continued to tell K.O. to let him inside. As K.O. opened the front door, Respondent stepped onto the ledge of the doorway, between the storm door and the front door, in an attempt to force himself inside K.O.'s home. K.O. told Respondent, "This is not your home man. Get out of here!," while pushing Respondent out of his doorway and off the step. Respondent then attempted to walk back to the front door and K.O. stopped him again, before going inside and closing the door.

5. At approximately 7:30 a.m. on December 26, 2021, officers from the Addison Police Department responded to the scene. While at the scene, officers viewed footage from K.O.'s Ring doorbell camera, which caught the altercation described in paragraph 4, above, on video. K.O. informed Addison police that he wanted Respondent removed from his property, and Respondent was arrested.

6. On December 26, 2021, K.O. received several calls from a number that showed up on his phone as "No Caller ID." When K.O. answered one of the calls, Respondent stated it was, "the person from this morning." K.O.'s roommate began recording K.O. as he spoke on the phone to Respondent. During the conversation, Respondent repeatedly threatened K.O. and made

statements including, but not limited to: “You’re in danger,” “I will ruin your life,” and “If you ever find out my name, it’s gonna be really bad for you.” K.O. reported Respondent’s calls to the Addison Police Department on that date.

7. On March 4, 2022, Respondent was charged in the Circuit Court of the 18th Judicial Circuit, DuPage County, with the offenses of battery in violation of 720 ILCS 5/12-3(a)(2), criminal trespass to land in violation of 720 ILCS 5/21-3(a)(3), and disorderly conduct in violation of 720 ILCS 5/26-1(a)(1). The matter was docketed as *People of the State of Illinois v. Kevin P. Conrad*, case number 2022 CM 000287.

8. Case number 2022 CM 000287 was still pending as of the date of the filing of this complaint.

9. By reason of the conduct described above, Respondent has engaged in the following misconduct:

- a. committing criminal acts that reflect adversely on his fitness to practice law, by virtue of his violations of sections 720 ILCS 5/12-3, 720 ILCS 5/21-3, 720 ILCS 5/26-1 of the Illinois Criminal Code, by making physical contact of an insulting or provoking nature with K.O. without legal justification, by remaining upon the property of K.O. after receiving notice from K.O. to depart, and by making unreasonable attempts to force his way into K.O.’s home thereby alarming and disturbing K.O., in violation of Rule 8.4(b) of the Illinois Rules of Professional Conduct (2010).

COUNT II

(Criminal Conduct of Assault, Battery, and Intimidation)

10. At all times related to this complaint, there was a statute in effect in Illinois, 720 ILCS 5/12-1 (“Assault”) that made it a crime for an individual to engage in conduct which places another in reasonable apprehension of receiving a battery.

11. At all times related to this complaint, there was a statute in effect in Illinois, 720 ILCS 5/12-3 (“Battery”) that made it a crime for a person to knowingly without legal justification make physical contact of an insulting or provoking nature with an individual.

12. At all times related to this complaint, there was a statute in effect in Illinois, 720 ILCS 5/12-6 (“Intimidation”) that made it a crime for a person to communicate to another a threat to inflict physical harm on that person with the intent to cause that person to perform or to omit the performance of an act.

13. On January 4, 2022, at approximately 12:00 a.m., Respondent woke his then-girlfriend, M.N., from sleeping. From that time into the early morning, Respondent continuously made threats to kill M.N. and himself. During this time period, M.N. observed that Respondent had multiple bottles of prescription medications and Respondent told M.N. that he planned to take an entire bottle of Vicodin to kill himself.

14. At approximately 3:00 a.m. on January 4, 2022, M.N. attempted to escape from Respondent’s apartment, but Respondent stopped M.N. before she reached the front door and made her sit on the couch. Respondent then grabbed a knife and attempted to cut his wrist. M.N. made a second attempt to escape and ran out of the apartment, screaming for help. Respondent chased M.N. into the hallway, tackled her, and brought her back into his apartment. Shortly thereafter, M.N. was able to retrieve her cell phone to call 911 and fled the apartment again. At that time, a security guard from Respondent’s apartment building met M.N. in the hallway, while investigating reports from the building’s other tenants that screaming and banging was heard coming from the floor Respondent lived on. Shortly thereafter, officers with the Chicago Police Department arrived, but Respondent stated that he did not feel like hurting himself and officers left the scene.

15. On the morning of January 4, 2022, Respondent repeatedly called M.N. after she left his apartment. When M.N. answered one of the calls, she heard Respondent crying and making drowning noises. Respondent told M.N. that he was stuck in the bathtub and needed help getting out. Because Respondent had threatened to kill himself by drowning, M.N. returned to the apartment building. When M.N. entered the apartment, Respondent was laying on the floor of his bathroom. M.N. asked Respondent to go to the emergency room, but he refused. Respondent then stood up, cornered M.N., and threatened to kill her and himself if she left his apartment again. When threatened, M.N. called the building security for help. Respondent allowed M.N. to leave the apartment, but continued to tell her “I’m going to kill you,” and “I’m going to ruin your life,” as she left.

16. On January 5, 2022, M.N. filed a police report regarding the events occurring on January 4, 2022, as described in paragraphs 13-15, above.

17. On January 6, 2022, M.N. filed an emergency order of protection against Respondent in the Circuit Court of Cook County. In the petition, M.N. detailed the events occurring on January 4, 2022, as described in paragraphs 13-15, above. The clerk of the court docketed the matter as case number 22 OP 70108.

18. On January 6, 2022, the Court entered an emergency order of protection in case number 22 OP 70108 in effect until January 27, 2024, prohibiting Respondent from physically abusing, harassing, interfering with the personal liberty of, stalking, or contacting M.N. by any means. Shortly thereafter, Respondent was personally served with a copy of the order of protection.

19. On January 7, 2022, M.N. retained the Women’s Divorce and Family Law Group to represent her in case number 22 OP 70108.

20. On January 27, 2022, Honorable Judge Sabra Ebersole entered a plenary order of protection against Respondent in case number 22 OP 70108, prohibiting Respondent from physically abusing, harassing, interfering with the personal liberty of, stalking, or contacting M.N. by any means. In addition, Judge Ebersole advised that the Commission should be notified of the proceeding.

21. Case number 22 OP 70108 was still pending as of the date of the filing of this complaint.

22. By reason of the conduct described above, Respondent has engaged in the following misconduct:

- a. committing criminal acts that reflect adversely on his fitness to practice law, by virtue of his violations of sections 720 ILCS 5/12-1, 720 ILCS 5/12-3, 720 ILCS 5/12-6 of the Illinois Criminal Code, by engaging in conduct which placed M.N. in reasonable apprehension of receiving a battery, making physical contact of an insulting or provoking nature with M.N. without legal justification, and by threatening to inflict physical harm on M.N. with the intent to cause M.N. to stay with Respondent, in violation of Rule 8.4(b) of the Illinois Rules of Professional Conduct (2010).

COUNT III

(Failure to Cooperate with a Disciplinary Investigation)

23. On July 11, 2022, the Administrator received a charge regarding Respondent's conduct as alleged in case number 22 OP 70108, as set forth in Count II, above, from the Women's Divorce and Family Law Group. After reviewing the communication, the Administrator docketed investigation number 2022IN02265 into Respondent's alleged conduct.

24. On July 14, 2022, counsel for the Administrator sent a letter to Respondent's registered email address, requesting a response to the allegations regarding Respondent's conduct as alleged in case number 22 OP 70108. Respondent's registered email address was an email

address associated with the law firm where Respondent was most recently employed. On the same day, counsel for the Administrator received a response from the managing attorney of that law firm, informing counsel that Respondent no longer worked for the law firm.

25. On July 15, 2022, the Administrator mailed Respondent a letter to Respondent's registered home address. The letter requested that Respondent provide a written response within fourteen days setting forth the material facts related to the matters raised in the charge. Counsel for the Administrator received no written response from Respondent.

26. On August 17, 2022, the Administrator mailed Respondent a second letter to Respondent's registered home address, requesting a written response within seven days setting forth the material facts related to the matters raised in the charge. Counsel for the Administrator received no written response from Respondent.

27. On December 20, 2022, counsel for the Administrator issued a subpoena that required Respondent to provide documentation relating to case number 22 OP 70108, and to appear for a sworn statement on January 20, 2023.

28. On January 10, 2023, a special process server personally served Respondent at his home address with the subpoena.

29. On January 18, 2023, Respondent emailed counsel for the Administrator. In his message, Respondent indicated that he was experiencing serious health challenges which left him unable to participate in the January 20, 2023, sworn statement, and requested an extension of time. On the same day, counsel for the Administrator replied to Respondent's email and requested a call with Respondent to discuss this matter.

30. On January 19, 2023, Respondent emailed counsel for the Administrator. In his message, Respondent indicated that he had a doctor's appointment on January 20, 2023, and he

“would be happy to provide medical records to support” his health challenges. In addition, Respondent stated that until his health was stabilized, he would not be in a position to have a conversation about investigation number 2022IN02265. On the same day, counsel for the Administrator replied to Respondent’s email and agreed to continue the sworn statement, but requested that Respondent provide documentation from his doctor indicating why he could not proceed with a sworn statement on January 20, 2023, and provide alternative dates for a rescheduled sworn statement.

31. On January 25, 2023, counsel for the Administrator emailed Respondent, after having received no further communications from him. In the message, counsel for the Administrator again requested documentation from Respondent’s doctor, alternative dates for a rescheduled sworn statement, and a phone call to discuss the matter.

32. On March 7, 2023, attorney Stephanie Sebor (“Sebor”) emailed counsel for the Administrator and confirmed that she would be representing Respondent in investigation number 2022IN02265. On the same day, Sebor informed counsel for the Administrator that she would provide a written response on behalf of Respondent. Counsel for the Administrator agreed to accept a written response, but informed Sebor that Respondent would still need to present for a sworn statement at a later date.

33. On March 9, 2023, counsel for the Administrator emailed a letter to Sebor, requesting additional information from Respondent. The letter requested that Respondent provide a written response setting forth the material facts related to the matters raised in the charge, and the material facts, information, and documents pertaining to case number 2022 CM 000287. In addition, the letter requested that Respondent provide documentation from Respondent’s doctor

related to his unavailability for a sworn statement on January 20, 2023, and alternative dates for a rescheduled sworn statement.

34. On March 20, 2023, Sebor emailed to counsel for the Administrator a written response and some documentation related to case number 2022 CM 000287.

35. On March 27, 2023, counsel for the Administrator emailed a letter to Sebor, indicating that the response sent on March 20, 2023, did not address all the items requested in the Administrator's March 9, 2023, letter. The letter requested that Respondent provide a written response setting forth the material facts related to the matters raised in the charge and medical documentation within fourteen days. In addition, counsel for the Administrator rescheduled Respondent's sworn statement for April 13, 2023, at 10:00 a.m.

36. On April 11, 2023, after not receiving any additional documentation, counsel for the Administrator emailed Sebor. In the message, counsel for the Administrator requested a confirmation that Respondent would appear for the sworn statement on April 13, 2023.

37. On April 12, 2023, following a telephone conversation with Sebor, counsel for the Administrator agreed to reschedule the sworn statement for 2:00 p.m. on April 19, 2023, at the Commission's Chicago office.

38. On April 14, 2023, Sebor emailed counsel for the Administrator and stated: "Per Kevin I am no longer authorized to engage with you in this matter. He will be contacting you separately."

39. On April 17, 2023, counsel for the Administrator emailed Respondent to confirm that he would appear for the April 19, 2023, sworn statement. Counsel for the Administrator received no response from Respondent.

40. As of August 24, 2023, the date the members of Panel G of the Inquiry Board authorized the Administrator to file this complaint before the Hearing Board, Respondent had not submitted a written response setting forth the material facts related to the matters raised in the charge or provided the subpoenaed documents relating to 22 OP 70108, nor did he appear or produce documents on April 19, 2023. Respondent's appearance has never been waived or excused.

41. By reason of the conduct described above, Respondent has engaged in the following misconduct:

- a. failing to respond to a lawful demand for information from a disciplinary authority, by conduct including, failing to respond to the Administrator's request for a written response related to 22 OP 70108; failing to respond to the Administrator's request for medical documentation related to Respondent's health issues and unavailability for a sworn statement on January 20, 2023; as well as failing to provide documents and appear for a sworn statement on April 19, 2023, pursuant to the Administrator's subpoena, in violation of Rule 8.1(b) of the Illinois Rules of Professional Conduct (2010).

