

IN THE SUPREME COURT OF ILLINOIS

In the Matter of:)	
)	
ANDREW DAG BABCOCK,)	Supreme Court No. M.R.
)	
Movant,)	Commission No. 2022PR00037
)	
No. 6257717.)	

MOTION PURSUANT TO SUPREME COURT RULE 762(a)

Movant, Andrew Dag Babcock, respectfully represents to the Court that:

1. On May 6, 1999, Movant was licensed by this Court to practice law in Illinois.
2. Movant desires to have his name stricken from the Master Roll of Attorneys pursuant to Supreme Court Rule 762(a), effective immediately.
3. Filed contemporaneously with this motion is a statement of charges prepared by the Administrator and Movant's affidavit in support of this motion.

WHEREFORE, Movant respectfully requests that the Court enter an order striking his name from the Master Roll of Attorneys.

Respectfully submitted,

/s/ Andrew Dag Babcock
Andrew Dag Babcock

Andrew Dag Babcock
Movant
Babcock IP PLLC
9655 Maplewood Ave., #488
Bridgman, MI 49106-9571
Email: email@babcockip.com
Phone: (269) 861-1527
MAINLIB-1495275-v1

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STATEMENT OF CHARGES PURSUANT TO
SUPREME COURT RULE 762(a)

Jerome Larkin, Administrator of the Attorney Registration and Disciplinary Commission (“ARDC”), by his attorney Jonathan M. Wier, pursuant to Supreme Court Rule 762(a), states that on the date Andrew Dag Babcock (“Movant”) filed a motion requesting that his name be stricken from the Roll of Attorneys, the Administrator was investigating the conduct that formed the basis for Movant’s felony criminal convictions of the offenses of criminal sexual conduct in the first degree (two counts), contrary to Michigan Compiled Laws (“MCL”) 750.520b(2)(b), and criminal sexual conduct – first relationship (one count), contrary to MCL 750.520b(1)(b) in *The People of the State of Michigan v. Babcock*, case number 2020003325-FC, in the Second Circuit Court in Berrien County, Michigan. Had Movant’s conduct been the subject of a hearing, the Administrator would have introduced the evidence described below, and the evidence would have clearly and convincingly established the following conclusions of misconduct:

I. FACTUAL BACKGROUND

Movant’s admissions and records from the Second Circuit Court in Berrien County, Michigan, including the judgment of conviction, would have established the following facts:

1. On November 19, 2020, Movant was charged in a four-count Information with violating Michigan Compiled Laws (“MCL”) 750.520b(2)(b), criminal sexual conduct in the first

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degree (Counts 1, 2 and 3) and 750.520b(1)(b), criminal sexual conduct – first relationship (Count 4).

2. The first three counts of the Information alleged that Movant engaged in sexual penetration with a child who was less than thirteen years old, and the fourth count alleged that Movant engaged in sexual penetration with a child who was at least thirteen but less than sixteen years of age, and also that Movant was related to the victim by blood or affinity to the fourth degree.

3. On September 16, 2021, a jury found Movant guilty of counts one, three and four, and not guilty of count two. On September 16, 2021, the Honorable Gordon Gary Hosbein entered an Order of Acquittal as to count two and a Judgment of Conviction as to counts one, three, and four.

4. On October 25, 2021, the Judge Hosbein sentenced Movant to 33 to 50 years imprisonment on each of counts one and three, and seven years of imprisonment on count four, with all sentences to run concurrently.

II. CONCLUSIONS OF MISCONDUCT

5. By reason of the conduct described above, Movant has engaged in the following misconduct:

- a. committing criminal acts that reflect adversely on his honesty, trustworthiness or fitness as a lawyer in other respects by violating Michigan Compiled Laws (“MCL”) 750.520b(2)(b) (criminal sexual conduct in the first degree) and 750.520b(1)(b) (criminal sexual conduct – first relationship), in violation of Rule 8.4(b) of the Illinois Rules of Professional Conduct (2010).

Respectfully submitted,

Jerome Larkin, Administrator
Attorney Registration and
Disciplinary Commission

By: /s/ Jonathan M. Wier
Jonathan M. Wier

Jonathan M. Wier
Counsel for Administrator
One Prudential Plaza
130 East Randolph Drive, Suite 1500
Chicago, Illinois 60601
Telephone: (312) 565-2600
E-mail: jwier@iadc.org
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AFFIDAVIT

1. Affiant has filed with this Court a motion to strike his name from the Roll of Attorneys licensed to practice law in Illinois, pursuant to Rule 762(a).

2. Affiant has received and reviewed a copy of the Administrator's statement of the charges that were pending against Affiant as of the filing of the instant motion. If the case proceeded to a hearing, the judgment of conviction would be offered into evidence and would constitute conclusive evidence of his guilt of the crimes for which he was convicted, for purposes of this disciplinary proceeding.

3. Affiant's motion is freely and voluntarily made.

4. Affiant understands the nature and consequences of this motion.

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and, as to such matters, the undersigned certifies as aforesaid that he verily believes the same to be true.

Date:

4/5/2022



Andrew Dag Babcock

Andrew Dag Babcock
Movant
Babcock IP PLLC
9655 Maplewood Ave., #488
Bridgman, MI 49106-9571
Email: email@babcockip.com
Phone: (269) 861-1527
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NOTICE OF FILING

TO: Anastase Markou
 Levine & Levine
 136 E. Michigan Avenue, 14th Floor
 Kalamazoo, MI 49007
 Telephone: (269) 382-0444
 Email: anastasemarkou@levine-levine.com

PLEASE TAKE NOTICE that on April 27, 2022, an electronic copy of the Movant's MOTION PURSUANT TO SUPREME COURT RULE 762(a), Administrator's STATEMENT OF CHARGES PURSUANT TO SUPREME COURT RULE 762(a), and Movant's AFFIDAVIT, was submitted to the Clerk of the Supreme Court for filing. On that same date, copies were served on Movant's counsel, by causing said copies to be deposited in the U.S. Mailbox located at One Prudential Plaza, 130 East Randolph Drive, Chicago, Illinois, with first-class postage prepaid, at or before 5:00 p.m. and by e-mail to anastasemarkou@levine-levine.com.

Respectfully submitted,

Jerome Larkin, Administrator
 Attorney Registration and
 Disciplinary Commission

By: /s/ Jonathan M. Wier
 Jonathan M. Wier

Jonathan M. Wier
 Counsel for Administrator
 One Prudential Plaza
 130 East Randolph Drive, Suite 1500
 Chicago, Illinois 60601
 Telephone: (312) 565-2600
 E-mail: jwier@iardc.org
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PROOF OF SERVICE

The undersigned, an attorney, hereby certifies, pursuant to the Illinois Code of Civil Procedure, 735 ILCS 5/109, that the Administrator served a copy of the Notice of Filing, Movant's MOTION PURSUANT TO SUPREME COURT RULE 762(a), Administrator's STATEMENT OF CHARGES PURSUANT TO SUPREME COURT RULE 762(a) and Movant's AFFIDAVIT on Movant's counsel, by U.S. Mail at the address on the foregoing Notice of Filing and by e-mail to anastasemarkou@levine-levine.com on April 27, 2022, at or before 5:00 p.m.

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

/s/ Jonathan M. Wier

Jonathan M. Wier

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