

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN

IN RE: Attorney David J. Gilbert

Administrative Order
No. 25-AD-071

ORDER REGARDING ATTORNEY'S SUSPENSION FROM PRACTICE

This Court has received notice that Attorney David J. Gilbert (P56956) has been transferred to inactive status by the State Bar of Michigan based on a stipulation that Mr. Gilbert is incapacitated and unable to practice law. Under MCR 9.121(E), Mr. Gilbert may not resume the practice of law until the Attorney Discipline Board reinstates him on clear and convincing evidence of fitness. After 3 years or more of inactive status, the Board of Law Examiners must also recertify him. *Id.*

Transfer to inactive status under these circumstances is not the same thing as discipline for misconduct, Local General Rule 2.3(a), or resignation during an investigation, Local General Rule 2.3(f). But it does involve the same fundamental concerns about Mr. Gilbert's present fitness to practice law as a member of the bar of this Court. Indeed, the inactive status based on incapacitation would make Mr. Gilbert ineligible for initial admission under Local General Rule 2.1(a) because he is in something other than good standing with the Michigan State Bar at this time.

Accordingly, consistent with the policies and purposes of Local General Rules 2.1 and 2.3:

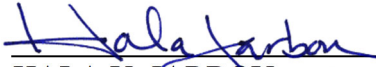
IT IS ORDERED that Attorney David J. Gilbert be and hereby is SUSPENDED from practice before this Court based on incapacity until further order.

IT IS FURTHER ORDERED that Attorney David J. Gilbert is prohibited from practicing before this Court unless and until an order of reinstatement has issued pursuant to the procedures set forth in Local General Rule 2.3(b)(v).

IT IS FURTHER ORDERED that the Clerk of this Court shall serve a copy of this order upon Attorney David J. Gilbert at the attorney's last known address.

FOR THE COURT:

Dated: August 19, 2025



HALA Y. JARBOU
CHIEF UNITED STATES DISTRICT JUDGE