

LAW SOCIETY OF BRITISH COLUMBIA TRIBUNAL
HEARING DIVISION

BETWEEN:

LAW SOCIETY OF BRITISH COLUMBIA

AND:

LEONARD HIL MARRIOTT

RESPONDENT

AMENDED CITATION

TO: **Leonard Hil Marriott**



TAKE NOTICE THAT by direction of the Discipline Committee of the Law Society of British Columbia, a Hearing Panel of the Law Society will, at a date and time to be set, conduct a hearing to inquire into your conduct or competence while a member of the Law Society of British Columbia, in accordance with section 38 of the *Legal Profession Act*. Parts 4 and 5 of the Law Society Rules outline the procedures to be followed at the hearing. Your appearance before the Hearing Panel may be your only opportunity to present evidence, call witnesses or make submissions.

The allegations against you are:

1. In or about July 2021, while acting for your client AA (the “Client”) in a wills and estates matter, you prepared or caused to be prepared the following documents transferring an interest in real property owned by the Client in British Columbia (the “Property”) to you, contrary to one or more of rules 3.4-1, 3.4-26.1, 3.4-28, 3.4-38 and 3.4-39 of the *Code of Professional Conduct for British Columbia* and your fiduciary duties:
 - (a) an irrevocable deed of gift executed by you and the Client on July 23, 2021, gifting you a 50% interest in the Property;

- (b) a declaration executed by the Client on July 23, 2021, stating the Client's intention to transfer half of her interest in the Property to you; and
- (c) a freehold transfer form executed by the Client on July 23, 2021 and registered in the Land Title Office on or about December 31, 2021, authorizing the transfer of title to the Property from the Client as sole owner in fee simple, to you and the Client as joint tenants.

This conduct constitutes professional misconduct, pursuant to section 38(4) of the *Legal Profession Act*.

- 2. In or about December 2021 and January 2022, while acting for your client AA (the "Client") in a wills and estates matter, you misappropriated or improperly withdrew some or all of \$116,866.16 (the "Funds") from trust by transferring the Funds from the client trust ledger for the Client to the client trust ledger for 1219753 B.C. Ltd., a company owned and controlled by you (the "Company"), ~~and subsequently transferring the Funds from trust to the Company~~, when neither you nor the Company were entitled to the Funds, contrary to one or both of Rule 3-64(1) of the Law Society Rules and your fiduciary duties.

This conduct constitutes professional misconduct or a breach of the Act or rules, pursuant to section 38(4) of the *Legal Profession Act*.

- 3. In or about December 2021 and February 2022, while acting for your client AA (the "Client") in a wills and estates matter, you prepared or caused to be prepared the following documents in which you or 1219753 B.C. Ltd., a company owned and controlled by you (the "Company"), had a direct or indirect financial interest, contrary to one or more of rules 3.4-1, 3.4-26.1, 3.4-28, and 3.4-31 of the *Code of Professional Conduct for British Columbia* and your fiduciary duties:
 - (a) a promissory note executed by the Client on December 8, 2021, securing an alleged loan from the Client to the Company in the sum of \$81,886.16 with interest payable at 5% per year, payable upon demand; and

- (b) a promissory note executed by the Client on February 2, 2022, securing an alleged loan from the Client to the Company in the sum of \$35,000.00 with interest payable at 5% per year, payable upon demand.

This conduct constitutes professional misconduct, pursuant to section 38(4) of the *Legal Profession Act*.

4. In or about March 2022, while acting for your client AA (the “Client”) in a wills and estates matter, you prepared or caused to be prepared the Last Will and Testament executed by the Client on March 30, 2022, naming yourself as a beneficiary of 75% of the Client’s residual estate, contrary to one or more of rules 3.4-1, 3.4-26.1, 3.4-28, 3.4-38 and 3.4-39 of the *Code of Professional Conduct for British Columbia* and your fiduciary duties.

This conduct constitutes professional misconduct, pursuant to section 38(4) of the *Legal Profession Act*.

If you fail to appear at the hearing, the Hearing Panel may proceed with the hearing in your absence and make any order that it could have made had you been present.

THIS CITATION AMENDED June 26, 2026 pursuant to Rule 5-4.2 of the Law Society Rules.