

**FILED****DEC 03 2004**STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES**REVIEW DEPARTMENT OF THE STATE BAR COURT
IN BANK**

In the Matter of

JOHN J. REINER

A Member of the State Bar

00-C-11715

RECOMMENDATION OF
SUMMARY DISBARMENT

The State Bar's request for summary disbarment, filed September 15, 2004, is granted. On September 23, 2004, we filed and served an order to show cause directing respondent John J. Reiner, State Bar No. 77867, to show why we should not recommend his summary disbarment to the Supreme Court. Respondent's opposition asserts that he did not commit the crimes and requests that this matter be referred to the hearing department for a hearing.

In April 2001, respondent was convicted of two counts of attempted extortion (Pen. Code, § 524) and one count of conspiracy to commit extortion (Pen. Code, §§ 182, subd. (a)(1), and 520). As a result of respondent's conviction we placed him on interim suspension effective July 20, 2001, he has remained suspended since that time. Respondent's conviction is now final.

The record of conviction establishes that respondent's conviction meets the criteria for summary disbarment under Business and Professions Code section 6102, subdivision (c) as amended effective January 1, 1997. First, the offense is a felony. (See Bus. & Prof. Code, § 6102, subd. (b).) Second, the crimes of attempted extortion and extortion involve moral turpitude. (See *In re Lavine* (1935) 2 Cal.2d 324, 326; *Librarian v. State Bar* (1952) 38 Cal.2d 328, 330.) We also note that respondent's conviction is conclusive proof that he committed the crimes. (*In re Crooks* (1990) 51 Cal.3d 1090, 1097.)

When an attorney's conviction meets the requirements of section 6102, subdivision (c), "the attorney is not entitled to a State Bar Court hearing to determine whether lesser discipline is

called for.” (*In re Paguirigan* (2001) 25 Cal.4th 1, 4-7.) Disbarment is mandatory. (*Id.* at p. 9; see also *In re Lesansky* (2001) 25 Cal.4th 11.)

We therefore recommend that respondent John J. Reiner, State Bar No. 77867, be disbarred from the practice of law in this state. We also recommend that respondent be ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of the Supreme Court's order. Finally, we recommend that the costs be awarded to the State Bar in accordance with section 6086.10 of the Business and Professions Code and that such costs be payable in accordance with section 6140.7 of the Business and Professions Code.



Presiding Judge

CERTIFICATE OF SERVICE
[Rule 62(b), Rules Proc.; Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on December 3, 2004, I deposited a true copy of the following document(s):

RECOMMENDATION OF SUMMARY DISBARMENT FILED DECEMBER 3, 2004

in a sealed envelope for collection and mailing on that date as follows:

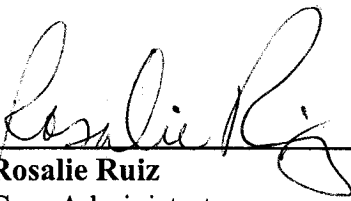
- [X] by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

**JOHN J REINER
2015 HILLSBORO AVE
LOS ANGELES, CA 90034**

- [X] by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

KIMBERLY G ANDERSON, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on **December 3, 2004.**



Rosalie Ruiz
Case Administrator
State Bar Court