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STATE BAR COURT
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**THE STATE BAR COURT
HEARING DEPARTMENT - LOS ANGELES**

PUBLIC MATTER

In the Matter of)
)
GLENN EDWARD TAYLOR,)
)
Member No. 114388,)
)
A Member of the State Bar.)

Case No. 04-AE-13568-RMT

**ORDER GRANTING MOTION FOR
INACTIVE ENROLLMENT [Bus. & Prof.
Code, § 6203(d); Rules Proc. of State Bar,
rules 700, et seq.]**

INTRODUCTION

On August 4, 2004, the Presiding Arbitrator of the State Bar's Mandatory Fee Arbitration Program filed a motion seeking the involuntary inactive enrollment of Award Debtor Glenn Edward Taylor, pursuant to Business and Professions Code section 6203(d)¹ due to his failure to pay a fee arbitration award. The motion was served at his official membership records address on August 3, 2004, by certified mail, return receipt requested, and by regular mail.

The Court's notice of assignment was properly served on Award Debtor at his official address on August 9, 2003. It was not returned as undeliverable to the Court.

Award Debtor did not file a response to the motion or request a hearing. (Rules 702 (a) and (b) and 704.)

The matter was submitted for decision on August 25, 2004.

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¹All future references to "section" are to the Business and Professions Code and to "rule" are to the Rules of Procedure of the State Bar unless otherwise stated.



1 **FINDINGS OF FACT AND CONCLUSIONS OF LAW**

2 **Jurisdiction**

3 Award Debtor was admitted to the practice of law in California on October 5, 1985, and
4 has been a member of the State Bar at all times since.

5 **Facts**

6 On February 25, 2004, the Los Angeles County Bar Association served a nonbinding fee
7 arbitration award directing Glenn Edward Taylor, to refund to his former client Nahid Azami the
8 sum of \$1200 in attorney fees, plus \$180 in interest, \$110 in filing fees, for a total of \$1490.

9 (*Azami v. Taylor*, case no. M-180-02-SBM.)

10 The award became final by operation of law on April 27, 2003.

11 On March 17, 2003, Azami sent Award Debtor a letter demanding payment of the
12 arbitration award; however, Award Debtor did not respond to the demand. On October 17,
13 2003, Azami submitted a request for enforcement of the arbitration award pursuant to section
14 6203(d) to the State Bar's Office of Mandatory Fee Arbitration ("State Bar").

15 On February 9, 2004, the enforcement request was served on Award Debtor by certified
16 mail, return receipt requested, and by regular mail at his official membership records address.
17 Award Debtor also was notified of the consequences for failing to comply with the award or to
18 respond to the enforcement request by March 10, 2004. Although the return receipt indicates that
19 someone at Award Debtor's address received these items on March 8, 2004, the United States
20 Postal Service returned the certified mail marked "unclaimed." The correspondence sent by
21 regular mail was not returned as undeliverable. Award Debtor did not respond to the letter.

22 By letter dated March 12, 2004, the State Bar advised Award Debtor that the matter was
23 being forwarded to the Presiding Arbitrator to issue an order imposing administrative penalties in
24 the sum of \$1000. Award Debtor did not respond to the letter.

25 On March 25, 2004, the State Bar served an order imposing \$1000 in administrative
26 penalties on Award Debtor and staying their imposition for 14 days to allow his to provide proof
27 of compliance with the arbitration award. Copies of the order were served on Award Debtor at
28 his official membership records address by certified mail and by regular mail. The return receipt

1 indicated that someone at Award Debtor's address received the order but no date is specified.
2 The order provided that the administrative penalties would not be imposed if Award Debtor
3 complied with the arbitration award within two weeks of service of the order. Since Award
4 Debtor did not respond, the penalties were imposed on April 9, 2004.

5 Award Debtor has not paid the award as of July 22, 2004. As of that same date, the State
6 Bar has not received any communication from Award Debtor regarding this matter and no
7 evidence that he has paid the award.

8 **Legal Conclusions**

9 The Court finds that the Presiding Arbitrator has met the burden of demonstrating by
10 clear and convincing evidence that Award Debtor has failed to comply with the arbitration award
11 and has not proposed a payment plan acceptable to the client or to the State Bar. (Section
12 6203(d)(2)(a); Rule 705(a).)

13 The Court also finds that Award Debtor has not met the burden of demonstrating by clear
14 and convincing evidence that he is not personally responsible for making or ensuring payment of
15 the award; that he is unable to pay it; or that he has proposed and agrees to comply with a
16 payment plan which the State Bar has unreasonably rejected as unsatisfactory. (Section
17 6203(d)(2)(B); Rule 705(b).)

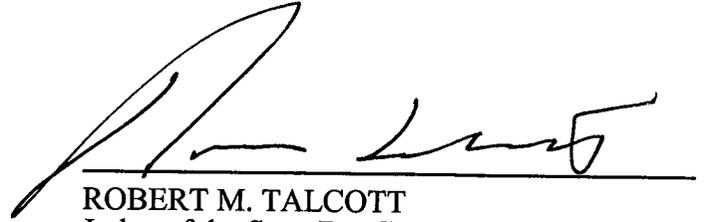
18 **ORDER**

19 IT IS ORDERED that Award Debtor, Glenn Edward Taylor, be enrolled as an inactive
20 member of the State Bar of California pursuant to Business and Professions Code section
21 6203(d)(1), effective five days from the date of service of this order. (Rules Proc. of State Bar,
22 rule 708(b)(1).)

23 IT IS FURTHER ORDERED that Award Debtor shall remain involuntarily enrolled as an
24 inactive member of the State Bar until 1) he has paid the arbitration award and judgment to
25 Nahid Azami in the amount of \$1490 plus interest at the rate of ten percent per annum from
26 February 25, 2003, the date the award was served; 2) he has paid the administrative penalty of
27 \$1000 assessed by the presiding arbitrator's order filed March 25, 2004; and 3) the court grants
28 a motion to terminate the inactive enrollment pursuant to Rule 710, Rules Proc. of State Bar.

1 Reasonable costs are awarded to the State Bar upon the Presiding Arbitrator's submission
2 of a bill of costs. (Bus. & Prof. Code, § 6203(d)(3); Rules Proc. of State Bar, rule 708(b)(2).)
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6 Dated: August 31st, 2004
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ROBERT M. TALCOTT
Judge of the State Bar Court

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 September 3, 2004, I deposited a true copy of the following document(s):

**ORDER GRANTING MOTION FOR INACTIVE ENROLLMENT, filed
September 3, 2004**

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

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

Glenn Edward Taylor
14025 Country Walk Ln
Chino Hills, CA 91709

JOHN S. CHANG
PRESIDING ARBITRATOR
2600 MISSION ST. #100
SAN MARINO, CA 91108

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

JILL SPERBER, Special Deputy Trial Counsel, San Francisco

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



Tammy R. Cleaver
Case Administrator
State Bar Court