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# State Bar Court of California Hearing Department Los Angeles

**ORIGINAL** 

Counsel For The State Bar

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(213) 765-1713

Bar # 161625

Counsel For Respondent

ARTHUR MARGOLIS 2000 Riverside Drive Los Angeles, CA 90039-3758 (323) 953-8996

Bar # 57703

In the Matter Of:

**DARYL J. WILLIAMS** 

Bar # 145674

A Member of the State Bar of California

(Respondent)

Case Number (s) 06-O-10329 & 06-O-10767

(for Court's use)

FILED

APR 13 2007

STATE BAR COURT CLERK'S OFFICE LOS ANGELES

**PUBLIC MATTER** 

Submitted to: Settlement Judge

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING

**ACTUAL SUSPENSION** 

PREVIOUS STIPULATION REJECTED

Note: All information required by this form and any additional information which cannot be provided in the space provided, must be set forth in an attachment to this stipulation under specific headings, e.g., "Facts," "Dismissals," "Conclusions of Law," "Supporting Authority," etc.

# A. Parties' Acknowledgments:

- (1) Respondent is a member of the State Bar of California, admitted December 11, 1989.
- (2) The parties agree to be bound by the factual stipulations contained herein even if conclusions of law or disposition are rejected or changed by the Supreme Court.
- (3) All investigations or proceedings listed by case number in the caption of this stipulation are entirely resolved by this stipulation and are deemed consolidated. Dismissed charge(s)/count(s) are listed under "Dismissals." The stipulation consists of 11 pages, not including the order.
- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts."
- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law".
- (6) The parties must include supporting authority for the recommended level of discipline under the heading "Supporting Authority."

| (Do not write above this line.)       |   |   |  |  |  |  |
|---------------------------------------|---|---|--|--|--|--|
| (7)                                   | No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any<br>pending investigation/proceeding not resolved by this stipulation, except for criminal investigations. |   |  |  |  |  |
| (8)                                   |   | lyment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 40.7. (Check one option only):   |  |  |  |  |
|                                       |   | until costs are paid in full, Respondent will remain actually suspended from the practice of law unless relief is obtained per rule 284, Rules of Procedure. costs to be paid in equal amounts prior to February 1 for the following membership years: (hardship, special circumstances or other good cause per rule 284, Rules of Procedure) costs waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs" costs entirely waived |  |  |  |  |
| F                                     | B. Aggravating Circumstances [for definition, see Standards for Attorney Sanctions for Professional Misconduct, standard 1.2(b)]. Facts supporting aggravating circumstances are required.                            |   |  |  |  |  |
| (1)                                   |   | Prior record of discipline [see standard 1.2(f)]  |  |  |  |  |
|                                       | (a)   | State Bar Court case # of prior case  |  |  |  |  |
|                                       | (b)   | Date prior discipline effective   |  |  |  |  |
|                                       | (c)   | Rules of Professional Conduct/ State Bar Act violations:  |  |  |  |  |
|                                       | (d)   | Degree of prior discipline  |  |  |  |  |
|                                       | (e)   | If Respondent has two or more incidents of prior discipline, use space provided below.  |  |  |  |  |
| (2)                                   |   | <b>Dishonesty:</b> Respondent's misconduct was surrounded by or followed by bad faith, dishonesty, concealment, overreaching or other violations of the State Bar Act or Rules of Professional Conduct.   |  |  |  |  |
| (3)                                   |   | <b>Trust Violation:</b> Trust funds or property were involved and Respondent refused or was unable to account to the client or person who was the object of the misconduct for improper conduct toward said funds or property.  |  |  |  |  |
| (4)                                   |   | Harm: Respondent's misconduct harmed significantly a client, the public or the administration of justice.   |  |  |  |  |
| (5)                                   |   | Indifference: Respondent demonstrated indifference toward rectification of or atonement for the consequences of his or her misconduct.  |  |  |  |  |
| (6)                                   |   | Lack of Cooperation: Respondent displayed a lack of candor and cooperation to victims of his/her misconduct or to the State Bar during disciplinary investigation or proceedings.   |  |  |  |  |
| (7)                                   |   | Multiple/Pattern of Misconduct: Respondent's current misconduct evidences multiple acts of wrongdoing or demonstrates a pattern of misconduct.  |  |  |  |  |
| (8)                                   | $\boxtimes$   | No aggravating circumstances are involved.  |  |  |  |  |
| Additional aggravating circumstances: |   |   |  |  |  |  |

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| C. Mitigating Circumstances [see standard 1.2(e)]. Facts supporting mitigating circumstances are required. |             |   |  |  |  |
|--|-------------|---|--|--|--|
| (1)  | $\boxtimes$ | No Prior Discipline: Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not deemed serious. Responent has not had any discipline imposed since being admitted in 1989.   |  |  |  |
| (2)  |             | No Harm: Respondent did not harm the client or person who was the object of the misconduct.   |  |  |  |
| (3)  |             | Candor/Cooperation: Respondent displayed spontaneous candor and cooperation with the victims of his/her misconduct and to the State Bar during disciplinary investigation and proceedings.  |  |  |  |
| (4)  |             | Remorse: Respondent promptly took objective steps spontaneously demonstrating remorse and recognition of the wrongdoing, which steps were designed to timely atone for any consequences of his/her misconduct.  |  |  |  |
| (5)  |             | <b>Restitution:</b> Respondent paid \$ on in restitution to without the threat or force of disciplinary, civil or criminal proceedings.   |  |  |  |
| (6)  |             | <b>Delay:</b> These disciplinary proceedings were excessively delayed. The delay is not attributable to Respondent and the delay prejudiced him/her.  |  |  |  |
| (7)  |             | Good Faith: Respondent acted in good faith.   |  |  |  |
| (8)  |             | Emotional/Physical Difficulties: At the time of the stipulated act or acts of professional misconduct Respondent suffered extreme emotional difficulties or physical disabilities which expert testimony would establish was directly responsible for the misconduct. The difficulties or disabilities were not the product of any illegal conduct by the member, such as illegal drug or substance abuse, and Respondent no longer suffers from such difficulties or disabilities. |  |  |  |
| (9)  |             | <b>Severe Financial Stress:</b> At the time of the misconduct, Respondent suffered from severe financial stress which resulted from circumstances not reasonably foreseeable or which were beyond his/her control and which were directly responsible for the misconduct.   |  |  |  |
| (10)   |             | Family Problems: At the time of the misconduct, Respondent suffered extreme difficulties in his/her personal life which were other than emotional or physical in nature.  |  |  |  |
| (11)   |             | Good Character: Respondent's good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of his/her misconduct.   |  |  |  |
| (12)   |             | Rehabilitation: Considerable time has passed since the acts of professional misconduct occurred   |  |  |  |

Additional mitigating circumstances

(13) No mitigating circumstances are involved.

# D. Discipline:

followed by convincing proof of subsequent rehabilitation.

- During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.
- (3)Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation (4)and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.

| (DO II | OL WITE     | E MUOY   | e uns me.)                         |      |                                  |  |  |  |
|--------|-------------|--|------------------------------------|------|----------------------------------|--|--|--|
| (5)    |             | Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period. |                                    |      |                                  |  |  |  |
|        |             | In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation  |                                    |      |                                  |  |  |  |
| (6)    |             | Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.  |                                    |      |                                  |  |  |  |
| (7)    | $\boxtimes$ | Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.   |                                    |      |                                  |  |  |  |
| (8)    |             | Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office or Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test give at the end of that session.  |                                    |      |                                  |  |  |  |
|        |             |  | No Ethics School recommended. Reas | son: | •                                |  |  |  |
| (9)    |             | Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.  |                                    |      |                                  |  |  |  |
| (10)   | $\boxtimes$ | The following conditions are attached hereto and incorporated:   |                                    |      |                                  |  |  |  |
|        |             |  | Substance Abuse Conditions         |      | Law Office Management Conditions |  |  |  |
|        |             |  | Medical Conditions                 |      | Financial Conditions             |  |  |  |
| F. O   | the         | r Cor  | nditions Negotiated by the Partic  | es:  |                                  |  |  |  |
| (1)    | $\boxtimes$ | Multistate Professional Responsibility Examination: Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. Failure to pass the MPRE results in actual suspension without further hearing until passage. But see rule 9.10(b), California Rules of Court, and rule 321(a)(1) & (c), Rules of Procedure.   |                                    |      |                                  |  |  |  |
|        |             |  | No MPRE recommended. Reason:       |      |                                  |  |  |  |
| (2)    |             | Rule 9.20, California Rules of Court: Respondent must comply with the requirements of rule 9.20, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.  |                                    |      |                                  |  |  |  |

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- Conditional Rule 9.20, California Rules of Court: If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 9.20, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (4) Credit for Interim Suspension [conviction referral cases only]: Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) M Other Conditions:

Respondent agrees to close his satellite law office located at 4926 E. Yale Avenue, #102, Fresno, California 93727 on or before June 30, 2007. Respondent agrees to submit by July 31, 2007, evidence satisfactory to the Office of Probation that he closed the satellite office, including but not limited to a declaration under penalty of perjury stating that he has closed the office and describing the steps taken to close the office. Respondent acknowledges that a Supreme Court order approving this stipulation may not become effective until a date after June 30, 2007, but acknowledges a need to close down the Fresno satellite office.

Respondent also agrees that if he opens or maintains another satellite office in any location during the probationary period of the disciplinary order herein, Respondent shall employ an attorney licensed to practice law in California to work in the satellite office on a full-time basis for the remainder of the probationary period. If Respondent opens a satellite law office during the probationary period herein, Respondent shall notify the Office of Probation at least 30 days prior to opening such an office and provide the name of the attorney who will work in the satellite office. Respondent shall also notify the Office of Probation within five (5) business days if the attorney employed to work in the satellite office guits or is terminated for any reason and shall provide the last day of employment. In the event that such attorney quits or is terminated, Respondent agrees to employ a replacement full-time California attorney within thirty (30) days from the prior attorney's last day of employment, and agrees to provide the name of the replacement attorney to the Office of Probation within five (5) business days from date of hiring the replacement attorney. If Respondent does not employ a replacement attorney to commence working within thirty (30) days from the prior attorney's last day of employment, Respondent shall close the satellite office within sixty (60) days from the prior attorney's last day of employment. and shall notify the Office of Probation that he is closing the satellite office also within sixty (60) days from the prior attorney's last day of employment.

Respondent agrees to fully comply with Rules of Professional Conduct, Rule 1-311. Respondent shall not allow a disbarred, suspended, resigned, or involuntarily inactive member employed by him to perform any of the acts prohibited in Rules of Professional Conduct, Rule 1-311.

III

Attachment language begins here (if any):

#### FACTS AND CONCLUSIONS OF LAW.

Respondent admits that the following facts are true and that he is culpable of violations of the specified Rules of Professional Conduct.

Case No. 06-O-10329

#### FACTS:

- 1. Mark Lally ("Lally") was admitted to practice law in California on or about December 7, 1988. Lally was disbarred effective on or about December 19, 1998, and has never been readmitted to practice law in California.
- 2. From in or about 2003 through the present, Respondent employed Lally to perform services at Respondent's law office. During the period of Lally's employment with Respondent, Lally was a disbarred former member of the State Bar.
- 3. During the period that he employed Lally, Respondent knew or was grossly negligent in not knowing that Lally was a disbarred former member of the State Bar.
- 4. At all relevant times, Respondent represented Nora Lugo ("Lugo"), Marina Sanchez ("Sanchez"), Larry Eastis ("Eastis"), and Tiffany Molina ("Molina") in their respective claims for personal injuries against Save Mart Supermarkets. Freese & Gianelli Claims Service ("F&G") was the claims administrator for Save Mart Supermarkets.
- 5. Respondent assigned Lally to work on Lugo, Sanchez, Eastis and Molina's cases.
- 6. On or about March 20, 2003, Lally called F&G's adjuster, Yadhira Maderos ("Maderos"), and entered into settlement negotiations on behalf of Lugo. Later that day, Lally spoke with Maderos on the telephone again and negotiated a settlement on behalf of Lugo.
- 7. On or about October 15, 2003, Lally called Maderos, and entered into settlement negotiations on behalf of Sanchez. Later that day, Lally spoke with Maderos on the telephone again and negotiated a settlement on behalf of Sanchez.
- 8. On or about December 21, 2004, Lally called Maderos, and entered into settlement negotiations on behalf of Eastis.
- 9. On or about November 7, 2005, Lally spoke with F&G's adjuster, Raquel Grubb ("Grubb"), and entered into settlement negotiations on behalf of Molina. On or about November 10, 2005, Lally spoke with Grubb on the telephone and negotiated a settlement on behalf of Molina.
- 10. At no time did Respondent or Lally inform Lugo, Sanchez, Eastis or Molina that Lally was a disbarred former member of the State Bar.

- 11. At no time did Respondent serve Lugo, Sanchez, Eastis or Molina with written notice that he had employed Lally to work on their respective personal injury claims.
- 12. On or about January 25, 2006, the State Bar opened an investigation, case no. 06-O-10329, pursuant to a complaint filed by F&G's General Liability Manager, Karen Hoch.
- 13. On or about May 9, 2006, a State Bar Investigator wrote to Respondent regarding case no. 06-O-10329 and requested that he provide a written response to the allegations of misconduct therein. Respondent received the letter.
- 14. On or about May 22, 2006, Respondent served the State Bar with written notice that he had employed Lally and that Lally is a disbarred former member of the State Bar.

#### CONCLUSIONS OF LAW:

- 15. By allowing Lally to enter into settlement negotiations and negotiate settlements on behalf of Lugo, Sanchez, Eastis and Molina, Respondent failed to adequately supervise Lally and thereby, intentionally, recklessly, or repeatedly failed to perform legal services with competence, in wilful violation of Rules of Professional Conduct, rule 3-110(A).
- 16. By employing Lally and assigning him to negotiate claims on behalf of Lugo, Sanchez, Eastis and Molina, Respondent employed a person that Respondent knew or was grossly negligent in not knowing was a disbarred former member of the State Bar to engage in prohibited activities, in wilful violation of Rules of Professional Conduct, rule 1-311(B).
- 17. By employing Lally to work on Lugo, Sanchez, Eastis and Molina's personal injury claims without informing them in writing of the employment, Respondent failed to serve written notice of employment of a person Respondent knew or was grossly negligent in not knowing was a disbarred former member of the State Bar, upon a client upon whose specific matter such person will work, in wilful violation of Rules of Professional Conduct, rule 1-311(D).
- 18. By not serving the State Bar with written notice that he had employed Lally until May 22, 2006, and until after he was contacted by the State Bar, Respondent failed to serve upon the State Bar written notice of employment of a person Respondent knew or was grossly negligent in not knowing was a disbarred former member of the State Bar, in wilful violation of Rules of Professional Conduct, rule 1-311(D).

Case No. 06-O-10767

#### FACTS:

- 19. The allegations of paragraphs 1 through 3 are incorporated by reference.
- 20. In or about December 2004, Tracy Cerda ("Cerda") employed Respondent to represent her in a claim for personal injuries sustained in an automobile accident. The driver of the other vehicle was insured by Safeco Insurance ("Safeco").

- 21. Thereafter, Respondent assigned Lally to work on Cerda's case.
- 22. On or about November 4, 2005, Lally called Safeco's adjuster, Paula Russell ("Russell"), and entered into settlement negotiations on behalf of Cerda.
- 23. At no time did Respondent or Lally inform Cerda that Lally was a disbarred former member of the State Bar.
- 24. At no time did Respondent serve Cerda with written notice that he had employed Lally to work on her personal injury claim.

#### CONCLUSIONS OF LAW:

- 25. By allowing Lally to enter into settlement negotiations and negotiate settlements on behalf of Cerda, Respondent failed to adequately supervise Lally and thereby, intentionally, recklessly, or repeatedly failed to perform legal services with competence, in wilful violation of Rules of Professional Conduct, rule 3-110(A).
- 26. By employing Lally and assigning him to negotiate claims on behalf of Cerda, Respondent employed a person that Respondent knew or was grossly negligent in not knowing was a disbarred former member of the State Bar to engage in prohibited activities, in wilful violation of Rules of Professional Conduct, rule 1-311(B).
- 27. By employing Lally to work on Cerda's personal injury claim without informing her in writing of the employment, Respondent failed to serve written notice of employment of a person Respondent knew or was grossly negligent in not knowing was a disbarred former member of the State Bar, upon a client upon whose specific matter such person will work, in wilful violation of Rules of Professional Conduct, rule 1-311(D).

#### AUTHORITIES SUPPORTING DISCIPLINE.

Standard 1.3, Title IV, Standards for Attorney Sanctions for Professional Misconduct, provides that the primary purposes of the disciplinary system are: "the protection of the public, the courts and the legal profession; the maintenance of high professional standards by attorneys and the preservation of public confidence in the legal profession."

Recently, the Supreme Court emphasized the importance of the standards and held that great weight should be given to the application of the standards in determining the appropriate level of discipline. The Court indicated that unless it has "grave doubts as to the propriety of the recommended discipline," it will uphold the application of the standards. In re Silverton (2005) 36 Cal. 4th 81, 91-92. There is no compelling reason or mitigating circumstances that would justify a deviation from the standards.

Standard 2.4(b) provides that "[c]ulpability of a member of wilfully failing to perform services in an individual matter or matters not demonstrating a pattern of misconduct or culpability of a member of wilfully failing to communicate with a client shall result in reproval or suspension depending upon the extent of the misconduct and the degree of harm to the client."

Standard 2.10 provides that a violation of any provision or rule of the Business and Professions Code or Rules of Professional Conduct "not specified in these standards shall result in reproval or suspension according to the gravity of the offense or the harm, if any, to the victim, with due regard to the purposes of imposing discipline set forth in standard 1.3."

### PENDING PROCEEDINGS.

The disclosure date referred to, on page one, paragraph A.(7), was February 14, 2007.

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| 1   |     | e Matter of<br>L J. WILLIAN | /IS       |           | e number(s):<br>-10329 & 06-O-10767  |             |
|-----|-----|-----------------------------|-----------|-----------|--|-------------|
| A   | Men | nber of the St              | ate Bar   |           |  |             |
| l a | w C | Office Mana                 | ngement C | onditions |  |             |
|     |     | ZIIIOO IIIGIIO              | igement o |           |  |             |
| a.  |     |                             |           |           | years of the effective date of the office management/organization ation. This plan must include produced | plan, which |

send periodic reports to clients; (2) document telephone messages received and sent; (3) maintain files; (4) meet deadlines; (5) withdraw as attorney, whether of record or not, when clients cannot be contacted or located; (6) train and supervise support personnel:

b. Within days/ months/one years of the effective date of the discipline herein, Respondent must submit to the Office of Probation satisfactory evidence of completion of no less than 6 hours of Minimum Continuing Legal Education (MCLE) approved courses in law office management, attorney client relations and/or general legal ethics. This requirement is separate from any MCLE requirement, and Respondent will not receive MCLE credit for attending these courses (Rule 3201, Rules of Procedure of the State Bar.)

and (7) address any subject area or deficiency that caused or contributed to

Respondent's misconduct in the current proceeding.

c. Within 30 days of the effective date of the discipline, Respondent must join the Law Practice Management and Technology Section of the State Bar of California and pay the dues and costs of enrollment for year(s). Respondent must furnish satisfactory evidence of membership in the section to the Office of Probation of the State Bar of California in the first report required.

In the Matter of Case number(s):

DARYL J. WILLIAMS

Case number(s):

06-0-10329 & 06-0-10767

# SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Fact, Conclusions of Law and Disposition.

| 3-12-07     | Dowl Will                        | DARYL J. WILLIAMS            | ٠.                          |
|-------------|----------------------------------|------------------------------|-----------------------------|
| 3-13-07     | Respondence Statesfure Margulis. | Print Name ARTHUR MARGOLIS   | ,                           |
| Date / 1487 | Respondent's Counsel Signature   | Print Name                   | <del>در</del><br>دره<br>دره |
| Date        | Deputy Trial Counsel's Signature | AGUSTIN HERNANDEZ Print Name | , <u>'</u>                  |

|  | above this line.)   |  |  |  |
|--|---|--|--|--|
| In the Mati                            | ter Of<br>WILLIAMS  | Case Number(s): 06-O-10329 & 06-O-10767  |  |  |
|  |   |  |  |  |
|  |   |  |  |  |
|  | ORI   | DER  |  |  |
| -                                      | DERED that the requested dismissal of   | d that it adequately protects the public, counts/charges, if any, is GRANTED without   |  |  |
| Ż                                      | The stipulated facts and disposition a RECOMMENDED to the Supreme C   | are APPROVED and the DISCIPLINE court.   |  |  |
|  | The stipulated facts and disposition are APPROVED AS MODIFIED as set forth below, and the DISCIPLINE IS RECOMMENDED to the Supreme Court. |  |  |  |
|  | ☐ All Hearing dates are vacated.  |  |  |  |
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| the stipula<br>or further<br>effective | ation, filed within 15 days after service of<br>modifies the approved stipulation. (See<br>date of this disposition is the effecti        | oved unless: 1) a motion to withdraw or modify of this order, is granted; or 2) this court modifies rule 135(b), Rules of Procedure.) The ve date of the Supreme Court order herein, |  |  |
| normally<br>#/                         | 30 days after file date. (See rule 9.18<br> <br>  /   | 3(a), California Rules of Court.)  |  |  |
| Date /                                 |   | 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 of California. 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 April 13, 2007, I deposited a true copy of the following document(s):

# STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING

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:

ARTHUR LEWIS MARGOLIS MARGOLIS & MARGOLIS LLP 2000 RIVERSIDE DR LOS ANGELES, CA 90039

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

#### Agustin Hernandez, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on April 13, 2007.

Milagro del R. Salmeron

Case Administrator

State Bar Court