

PUBLIC MATTER

1 STATE BAR OF CALIFORNIA
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FILED

OCT 27 2009

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

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STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

12
 13 In the Matter of:) Case Nos. 06-O-14380, 06-O-15004,
) 06-O-15154, 06-O-15166, 06-O-15323,
 14 PAUL E. FISHER,) 07-O-10079
 No. 125309,)
 15) AMENDED NOTICE OF DISCIPLINARY
) CHARGES
 16 A Member of the State Bar)

NOTICE - FAILURE TO RESPOND!

17
 18 IF YOU FAIL TO FILE AN ANSWER TO THIS NOTICE WITHIN THE
 TIME ALLOWED BY STATE BAR RULES, INCLUDING EXTENSIONS,
 19 OR IF YOU FAIL TO APPEAR AT THE STATE BAR COURT TRIAL, (1)
 YOUR DEFAULT SHALL BE ENTERED, (2) YOU SHALL BE
 20 ENROLLED AS AN INACTIVE MEMBER OF THE STATE BAR AND
 WILL NOT BE PERMITTED TO PRACTICE LAW UNLESS THE
 21 DEFAULT IS SET ASIDE ON MOTION TIMELY MADE UNDER THE
 RULES OF PROCEDURE OF THE STATE BAR, (3) YOU SHALL NOT
 22 BE PERMITTED TO PARTICIPATE FURTHER IN THESE
 PROCEEDINGS UNLESS YOUR DEFAULT IS SET ASIDE, AND (4) YOU
 23 SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.

24 STATE BAR RULES REQUIRE YOU TO FILE YOUR WRITTEN
 RESPONSE TO THIS NOTICE WITHIN TWENTY DAYS AFTER
 SERVICE.

25
 26 IF YOUR DEFAULT IS ENTERED AND THE DISCIPLINE IMPOSED BY
 THE SUPREME COURT IN THIS PROCEEDING INCLUDES A PERIOD
 27 OF ACTUAL SUSPENSION, YOU WILL REMAIN SUSPENDED FROM
 THE PRACTICE OF LAW FOR AT LEAST THE PERIOD OF TIME
 28 SPECIFIED BY THE SUPREME COURT. IN ADDITION, THE ACTUAL

1 SUSPENSION WILL CONTINUE UNTIL YOU HAVE REQUESTED,
 2 AND THE STATE BAR COURT HAS GRANTED, A MOTION FOR
 3 TERMINATION OF THE ACTUAL SUSPENSION. AS A CONDITION
 4 FOR TERMINATING THE ACTUAL SUSPENSION, THE STATE BAR
 5 COURT MAY PLACE YOU ON PROBATION AND REQUIRE YOU TO
 6 COMPLY WITH SUCH CONDITIONS OF PROBATION AS THE STATE
 7 BAR COURT DEEMS APPROPRIATE. SEE RULE 205, RULES OF
 8 PROCEDURE FOR STATE BAR COURT PROCEEDINGS.

9 The State Bar of California alleges:

10 JURISDICTION

11 1. PAUL E. FISHER ("Respondent") was admitted to the practice of law in the State of
 12 California on December 11, 1986, was a member at all times pertinent to these charges, and is
 13 currently a member of the State Bar of California.

14 COUNT ONE

15 Case Nos. 06-O-14380, 06-O-15004, 06-O-15154,
 16 06-O-15166, 06-O-15323 & 07-O-10079
 17 Business and Professions Code, section 6106
 18 [Moral Turpitude - Issuing NSF Checks & Electronic Debits]

19 2. Respondent wilfully violated Business and Professions Code, section 6106, by
 20 committing an act involving moral turpitude, dishonesty or corruption, as follows:

21 3. At all times relevant to the events alleged herein, Respondent maintained a client trust
 22 account at Bank of the West, account number 634-010078 ("CTA").

23 4. Between on or about August 3, 2006, and on or about December 15, 2006,
 24 Respondent issued the following checks and electronic debits drawn upon his CTA against
 25 insufficient funds:

26 Check Nos.:	27 Date Issued:	28 Amount:	Payee:	Date Presented:	Account Balance at Time of Presentation:
2687	08/03/06	\$268.25	Staples	09/08/06	\$195.03
2690	10/01/06	\$1,550.00	Netan Eli Hebrew Academy	10/04/06	\$108.32
2080	10/05/06	\$797.00	DMV	10/12/06	\$61.32
2711	10/06/06	\$153.27	Santa Margarita Water District	10/12/06	\$61.32

1	Elec. Debit	10/26/06	\$161.19	Unknown	10/26/06	-\$42.36
2	Elec. Debit	10/27/06	\$306.43	Unknown	10/27/06	-\$67.36
3	Elec. Debit	10/27/06	\$248.08	Unknown	10/27/06	-\$67.36
4	Elec. Debit	11/03/06	\$248.08	Unknown	11/03/06	-\$117.34
5	Elec. Debit	11/14/06	\$24.95	Unknown	11/14/06	-\$142.34
6	2	11/15/06	\$220.00	Laurel Springs School	11/16/06	-\$167.34
7	3	12/15/06	\$220.00	Laurel Springs School	12/18/06	\$148.50

5. Respondent issued the checks and electronic debits set forth above when he knew, or was grossly negligent in not knowing, that there were insufficient funds in his CTA to pay them.

6. By repeatedly issuing checks and electronic debits drawn upon his CTA when he knew, or was grossly negligent in not knowing, that the checks and electronic debits were issued against insufficient funds, Respondent committed acts involving moral turpitude, dishonesty, or corruption, in wilful violation of Business and Professions Code section 6106.

COUNT TWO

Case Nos. 06-O-14380, 06-O-15004, 06-O-15154,
06-O-15166, 06-O-15323 & 07-O-10079
Rules of Professional Conduct, rule 4-100(A)
[Misuse of CTA]

7. Respondent wilfully violated Rules of Professional Conduct, rule 4-100(A), by misusing a bank account labeled "Trust Account," "Client's Funds Account" or words of similar import, by issuing checks for personal and business purposes from that account, as follows:

8. The allegations of paragraphs 3 through 5 are incorporated by reference.

9. Between in or about May 31, 2006, and in or about January 16, 2007, Respondent issued checks and electronic debits drawn upon his CTA to pay for his personal and business expenses including, but not limited to, the following:

Check No.:	Date Issued:	Amount:	Payee:
2563	05/31/06	\$393.99	Alpinefresh USA
Electronic Debit	06/01/06	\$1,000.00	NYU
2568	06/02/06	\$381.00	HSBC Card Services
Electronic Debit	06/02/06	\$132.83	So Cal Edison Co
2570	06/03/06	\$600.00	Chris Moore
2571	06/05/06	\$375.00	Promontory Point
2573	06/05/06	\$1,075.00	Jim Kwon Taekwon Do

1	2574	06/05/06	\$473.91	Sterling Art
	2576	06/06/06	\$727.00	Bryan Slaven
2	2577	06/06/06	\$352.95	Bayside Cleaners & Laundry Corp.
	2578	06/06/06	\$700.00	Gwen Fisher
3	2582	06/08/06	\$215.00	HSBC Card Services
	2615	06/08/06	\$1,000.00	Chris Moore
4	2585	06/09/06	\$17.15	Alpinefresh USA
	2587	06/12/06	\$600.00	Gwen Fisher
5	Electronic Debit	06/12/06	\$958.50	PayPal
	Electronic Debit	06/12/06	\$464.39	PayPal
6	2588	06/15/06	\$89.96	Pavilions
	2589	06/15/06	\$800.00	Chris Moore
7	Electronic Debit	06/15/06	\$374.20	First Premier Bank
	Electronic Debit	06/15/06	\$273.47	HSBC Card Srvcs
8	2599	06/20/06	\$700.00	Gwen Fisher
	Electronic Debit	06/20/06	\$276.35	Cox Comm Org
9	Electronic Debit	06/20/06	\$88.52	Cox Comm Org
	5600	06/21/06	\$548.00	HSBC Card Services
10	Electronic Debit	06/22/06	\$253.69	So Cal Edison Co
	2596	06/23/06	\$147.18	Pavilions
11	2598	06/23/06	\$600.00	Chris Moore
	2603	06/26/06	\$250.00	Santa Margarita Water District
12	Electronic Debit	06/26/06	\$292.96	Cox Enterprises
	Electronic Debit	06/26/06	\$63.56	Cox Enterprises
13	Electronic Debit	06/27/06	\$78.49	PayPal
	Electronic Debit	06/27/06	\$38.49	PayPal
14	2552	06/28/06	\$92.21	Pavilions
	2604	06/28/06	\$500.00	Chris Moore
15	2606	06/30/06	\$100.00	Terry Pulliam Burd
	2607	06/30/06	\$400.00	Chris Moore
16	2608	06/30/06	\$300.00	Ariel Fisher
	2613	07/06/06	\$350.00	Gwen Fisher
17	2617	07/11/06	\$200.00	Andia Group, Inc.
	2619	07/11/06	\$700.00	Gwen Fisher
18	2621	07/11/06	\$153.93	Pavilions
	2630	07/18/06	\$208.58	Pavilions
19	2672	07/19/06	\$400.00	Chris Moore
	2637	07/27/06	\$500.00	Gwen Fisher
20	2639	07/27/06	\$400.00	Corky Carroll's Surf School
	2640	07/27/06	\$176.00	Laguna Playhouse
21	2641	07/27/06	\$212.00	Laguna Playhouse
	2642	07/27/06	\$297.39	Elegant Illusions
22	2646	07/29/06	\$225.63	Grand Prix Road Trends, Inc.
	2647	07/30/06	\$150.00	Gwen Fisher
23	2648	07/31/06	\$506.96	HSBC Card Services
	2650	07/31/06	\$306.00	Terry Pulliam Burd
24	2645	08/01/06	\$118.92	Promontory Point
	2651	08/01/06	\$915.00	Teak Imports
25	2657	08/02/06	\$600.00	Gwen Fisher

1	2687	08/03/06	\$268.25	Staples
	2692	08/03/06	\$200.00	Chris Moore
	Electronic Debit	08/03/06	\$144.31	So Cal Edison Co
2	2662	08/04/06	\$500.00	Chris Moore
	2663	08/04/06	\$425.00	Promontory Point
3	2665	08/04/06	\$324.10	Bayside Cleaners & Laundry Corp.
	Electronic Debit	08/04/06	\$414.01	So Cal Edison Co
4	2631	08/07/06	\$59.88	Sterling Art
	2659	08/08/06	\$234.15	Bristol Farms
6	Electronic Debit	08/08/06	\$105.18	PayPal
	Electronic Debit	08/08/06	\$39.31	PayPal
7	Electronic Debit	08/09/06	\$201.21	First Premier Bank
	Electronic Debit	08/09/06	\$158.40	PayPal
8	2666	08/10/06	\$500.00	Gwen Fisher
	2644	08/11/06	\$400.00	Chris Moore
9	Electronic Debit	08/14/06	\$142.78	Capital One
	2668	08/25/06	\$800.00	Gwen Fisher
10	2678	08/25/06	\$1,100.00	Mina
	2680	08/25/06	\$1,000.89	Urban Guerilla
11	2682	08/25/06	\$195.10	Bayside Cleaners & Laundry Corp.
	2673	08/28/06	\$21,607.00	NYU
	2667	08/29/06	\$250.00	Ariel Fisher
13	2674	08/29/06	\$415.93	N.Y.U. Bookstore
	2675	08/29/06	\$750.00	Ariel Fisher
14	Electronic Debit	08/29/06	\$419.55	Cox Enterprises
	Electronic Debit	08/29/06	\$93.86	Cox Enterprises
15	2610	08/31/06	\$516.00	HSBC Card Services
	2683	08/31/06	\$600.00	Gwen Fisher
16	2684	08/31/06	\$400.00	Chris Moore
	2691	09/01/06	\$1,550.00	Netan Eli Hebrew Academy
18	Electronic Debit	09/01/06	\$339.80	Cox Enterprises
	Electronic Debit	09/01/06	\$339.80	Cox Enterprises
19	Electronic Debit	09/01/06	\$97.38	Cox Enterprises
	2693	09/05/03	\$500.00	Ariel Fisher
20	2695	09/05/06	\$1,645.19	Laurel Springs School
	Electronic Debit	09/07/06	\$79.81	Capital One
21	Electronic Debit	09/08/06	\$24.61	Capital One
	Electronic Debit	09/11/06	\$25.83	Capital One
22	Electronic Debit	09/18/06	\$102.39	First Premier Bank
23	2702	09/21/06	\$500.00	Ariel Fisher
	2703	09/21/06	\$500.00	Ariel Fisher
24	2704	09/21/06	\$1,200.00	Gwen Fisher
	2648	09/22/06	\$194.30	The Gas Company
25	2600	09/24/06	\$458.00	HSBC Card Services
	Electronic Debit	09/25/06	\$1,742.00	PayPal
26	Electronic Debit	09/25/06	\$85.00	Capital One
	Electronic Debit	09/25/06	\$31.49	Capital One
27	Electronic Debit	09/25/06	\$160.00	So Cal Edison Co
28	Electronic Debit	09/25/06	\$1,265.63	So Cal Edison Co

1	2706	09/27/06	\$145.43	Orange County Computers
2	2708	09/27/06	\$1,050.00	Debbie Fisher
3	2429	09/29/06	\$200.00	Chris Moore
4	Electronic Debit	09/29/06	\$13.99	PayPal
5	Electronic Debit	09/29/06	\$12.90	PayPal
6	2690	10/01/06	\$1,550.00	Netan Eli Hebrew Academy
7	2080	10/05/06	\$797.00	DMV
8	2711	10/06/06	\$153.27	Santa Margarita Water District
9	2714	10/12/06	\$60.00	Chris Moore
10	2715	10/13/06	\$300.00	Terry Pulliam Burd
11	2716	10/13/06	\$600.00	Gwen Fisher
12	Electronic Debit	10/13/06	\$30.70	Capital One
13	2718	10/14/06	\$63.25	Pavilions
14	1	10/16/06	\$220.00	Laurel Springs School
15	2719	10/16/06	\$544.00	HSBC Card Services
16	Electronic Debit	10/16/06	\$1,447.50	PayPal
17	Electronic Debit	10/16/06	\$8.50	Capital One
18	2723	10/17/06	\$50.00	Jr. Achievement
19	Electronic Debit	10/17/06	\$277.00	PayPal
20	Electronic Debit	10/17/06	\$119.95	PayPal
21	2729	10/18/06	\$631.34	Orange County Computers
22	2730	10/18/06	\$500.00	Gwen Fisher
23	2731	10/18/06	\$500.00	Ariel Fisher
24	2732	10/18/06	\$540.00	Chabad Jewish Center
25	Electronic Debit	10/18/06	\$269.00	PayPal
26	Electronic Debit	10/18/06	\$220.00	PayPal
27	Electronic Debit	10/18/06	\$61.00	PayPal
28	Electronic Debit	10/18/06	\$9.70	PayPal
29	Electronic Debit	10/19/06	\$153.93	Capital One
30	Electronic Debit	10/20/06	\$80.70	Cox Enterprises
31	Electronic Debit	10/20/06	\$59.95	PayPal
32	Electronic Debit	10/20/06	\$20.98	PayPal
33	Electronic Debit	10/20/06	\$20.98	PayPal
34	Electronic Debit	10/20/06	\$15.98	PayPal
35	2688	11/01/06	\$150.00	Gwen Fisher
36	2744	11/14/06	\$899.00	Xtreme Airsports LLC
37	2	11/15/06	\$220.00	Laurel Springs School
38	2737	11/17/06	\$400.00	Ariel Fisher
39	2738	11/17/06	\$200.00	Chris Moore
40	2742	11/27/06	\$1,000.00	Debbie Fisher
41	Electronic Debit	11/29/06	\$608.07	Capital One
42	Electronic Debit	11/29/06	\$499.19	HSBC Card Srvcs
43	2746	12/01/06	\$700.00	Gwen Fisher

1	2747	12/04/06	\$176.13	Santa Margarita Water District
2	2749	12/05/06	\$350.00	Ariel Fisher
3	2750	12/07/06	\$389.00	Automobile Club of Southern California
4	Electronic Debit	12/07/06	\$232.74	HSBC Card Srvcs
5	Electronic Debit	12/11/06	\$112.59	Capital One
6	Electronic Debit	12/14/06	\$322.74	HSBC Card Srvcs
7	3	12/15/06	\$220.00	Laurel Springs School
8	2752	12/19/06	\$100.00	Gwen Fisher
9	Electronic Debit	12/27/06	\$1,133.10	PayPal
10	Electronic Debit	12/27/06	\$250.00	PayPal
11	4	01/16/07	\$220.00	Laurel Springs School

12 10. By issuing checks and electronic debits from his CTA to pay for his personal and
13 business expenses, Respondent misused his CTA, in wilful violation of rule 4-100(A), Rules of
14 Professional Conduct.

15 COUNT THREE

16 Case Nos. 06-O-14380, 06-O-15004, 06-O-15154,
17 06-O-15166, 06-O-15323 & 07-O-10079
18 Business and Professions Code, section 6068(i)
19 [Failure to Cooperate in State Bar investigation]

20 11. Respondent wilfully violated Business and Professions Code, section 6068(i), by
21 failing to cooperate and participate in a disciplinary investigation pending against Respondent, as
22 follows:

23 12. On or about September 26, 2006, November 1, 2006, November 13, 2006, November
24 16, 2006, December 1, 2006, and January 10, 2007, the State Bar opened investigations, case
25 nos. 06-O-14380, 06-O-15004, 06-O-15154, 06-O-15166, 06-O-15323, and 07-O-10079,
26 respectively, pursuant to reports from Bank of the West regarding insufficient funds in
27 Respondent's CTA (collectively referred to as the "reportable action").

28 13. On or about October 13, 2006, a State Bar Investigator sent a letter to Respondent's
attorney, Arthur Margolis ("Margolis"), regarding the reportable action with respect to case no.
06-O-14380. The October 13, 2006 letter requested that Margolis respond in writing on behalf

1 of Respondent to specified allegations of misconduct being investigated by the State Bar in the
2 reportable action with respect to case no. 06-O-14380. Margolis received the letter.

3 14. On or about October 24, 2006, Respondent sent a letter to the State Bar investigator
4 stating that Respondent was going to represent himself in the reportable action and requested a
5 14-day extension to provide a written response to the allegations of misconduct.

6 15. On or about October 25, 2006, the State Bar investigator sent a letter to Respondent
7 granting him an extension until November 10, 2006, to provide a written response to the
8 allegations. The October 25, 2006 letter was placed in a sealed envelope addressed to
9 Respondent at his State Bar of California membership records address. The letter was mailed by
10 first class mail, postage prepaid, by depositing for collection by the United States Postal Service
11 in the ordinary course of business on or about the date on the letter. The United States Postal
12 Service did not return the investigator's letter as undeliverable or for any other reason.

13 Respondent received the letter.

14 16. On or about November 3, 2006, the State Bar Investigator wrote to Respondent
15 regarding case no. 06-O-15004 in the reportable action. The investigator's letter requested that
16 Respondent respond in writing to specified allegations of misconduct being investigated by the
17 State Bar in the reportable action with respect to case no. 06-O-15004.

18 17. The November 3, 2006 letter was placed in a sealed envelope addressed to
19 Respondent at his State Bar of California membership records address. The letter was mailed by
20 first class mail, postage prepaid, by depositing for collection by the United States Postal Service
21 in the ordinary course of business on or about the date on the letter. The United States Postal
22 Service did not return the investigator's letter as undeliverable or for any other reason.

23 Respondent received the letter.

24 18. On or about November 10, 2006, Respondent sent a letter to the State Bar
25 investigator requesting another 10 day extension to provide a written response to the allegations.

26 19. On or about November 13, 2006, the State Bar investigator sent a letter to
27 Respondent granting him an extension until November 27, 2006, to provide a written response to

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1 the allegations. The November 13, 2006 letter was placed in a sealed envelope addressed to
2 Respondent at his State Bar of California membership records address. The letter was mailed by
3 first class mail, postage prepaid, by depositing for collection by the United States Postal Service
4 in the ordinary course of business on or about the date on the letter. The United States Postal
5 Service did not return the investigator's letter as undeliverable or for any other reason.

6 Respondent received the letter.

7 20. On or about November 17, 2006, the State Bar Investigator wrote to Respondent
8 regarding case no. 06-O-15154 in the reportable action. The investigator's letter requested that
9 Respondent respond in writing to specified allegations of misconduct being investigated by the
10 State Bar in the reportable action with respect to case no. 06-O-15154.

11 21. On or about November 17, 2006, the State Bar Investigator wrote to Respondent
12 regarding case no. 06-O-15166 in the reportable action. The investigator's letter requested that
13 Respondent respond in writing to specified allegations of misconduct being investigated by the
14 State Bar in the reportable action with respect to case no. 06-O-15166.

15 22. Both of the November 17, 2006 letters were placed in sealed envelopes addressed to
16 Respondent at his State Bar of California membership records address. The letters were mailed
17 by first class mail, postage prepaid, by depositing for collection by the United States Postal
18 Service in the ordinary course of business on or about the date on the letters. The United States
19 Postal Service did not return the investigator's letters as undeliverable or for any other reason.

20 Respondent received the letters.

21 23. On or about November 28, 2006, Respondent sent a letter via facsimile to the State
22 Bar investigator stating that Respondent had employed Margolis to represent him and to provide
23 a written response to the allegations of misconduct in the reportable action.

24 24. On or about November 28, 2006, the State Bar Investigator sent a letter to
25 Respondent requesting a written response to the specified allegations of misconduct in case nos.
26 06-O-14380, 06-O-15004, 06-O-15154, and 06-O-15166 by December 8, 2006. The State Bar
27 investigator also sent a courtesy copy of her November 28, 2006 letter to Margolis. Margolis
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1 received the letter. The November 28, 2006 letter that was sent to Respondent was placed in a
2 sealed envelope addressed to Respondent at his State Bar of California membership records
3 address. The letter was mailed by first class mail, postage prepaid, by depositing for collection
4 by the United States Postal Service in the ordinary course of business on or about the date on the
5 letter. The United States Postal Service did not return the investigator's letter as undeliverable or
6 for any other reason. Respondent received the letter.

7 25. On or about December 8, 2006, a State Bar Investigator wrote to Respondent
8 regarding the reportable action with respect to case no. 06-O-15323. The investigator's letter
9 requested that Respondent respond in writing to specified allegations of misconduct being
10 investigated by the State Bar in the reportable action with respect to case no. 06-O-15323.

11 26. The December 8, 2006 letter was placed in a sealed envelope addressed to
12 Respondent at his State Bar of California membership records address. The letter was mailed by
13 first class mail, postage prepaid, by depositing for collection by the United States Postal Service
14 in the ordinary course of business on or about the date on the letter. The United States Postal
15 Service did not return the investigator's letter as undeliverable or for any other reason.
16 Respondent received the letter.

17 27. The State Bar investigator sent a courtesy copy of the December 8, 2006 letter to
18 Margolis. Margolis received the letter.

19 28. On or about January 11, 2007, a State Bar Investigator wrote to Respondent
20 regarding the reportable action with respect to case no. 07-O-10079. The investigator's letter
21 requested that Respondent respond in writing to specified allegations of misconduct being
22 investigated by the State Bar in reportable action with respect to case no. 07-O-10079.

23 29. The January 11, 2007 letter was placed in a sealed envelope addressed to Respondent
24 at his State Bar of California membership records address. The letter was mailed by first class
25 mail, postage prepaid, by depositing for collection by the United States Postal Service in the
26 ordinary course of business on or about the date on the letter. The United States Postal Service
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1 did not return the investigator's letter as undeliverable or for any other reason. Respondent
2 received the letter.

3 30. The investigator sent a courtesy copy of the January 11, 2007 letter to Margolis.
4 Margolis received the letter.

5 31. At no time did Respondent or Margolis provide a written response to the allegations
6 of misconduct or otherwise communicate with the investigator in any of the six cases of the
7 reportable action.

8 32. By not providing a written response to the investigators letters regarding the
9 allegations in the reportable action or otherwise cooperating in the investigation of the reportable
10 action, Respondent failed to cooperate in a disciplinary investigation in wilful violation of
11 Business and Professions Code, section 6068(i).

12 COUNT FOUR

13
14 Case numbers 06-O-14380, 06-O-15004, 06-O-15154, 06-O-15166,
06-O-15323 and 07-O-10079.

15 Business and Professions Code, section 6106
16 [Moral Turpitude, Dishonesty, or Corruption- Using CTA to Avoid Creditors]

17 33. Respondent willfully violated Business and Professions Code, section 6106 by
18 committing acts involving moral turpitude, dishonesty, or corruption as follows:

19 34. The allegations of Counts One and Two are incorporated by reference.

20 35. Between May 31, 2006 and in or about January 16, 2007, Respondent owed unpaid
21 Federal Taxes, California State Taxes and he owed unpaid child support to Ms. Liberty Edwards.
22 Between May 31, 2006 and January 16, 2007, Respondent used his CTA to pay personal and
23 business expenses to hinder, delay, or defraud his creditors or to avoid paying them, including
24 the Internal Revenue Service, The California Franchise Tax Board and Ms. Liberty Edwards.

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DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 06-O-14380, 06-O-15004, 06-O-15154, 06-O-15166, 06-O-15323, 07-O-10079

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 1149 South Hill Street, Los Angeles, California 90015, declare that I am not a party to the within action; that I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of Los Angeles, on the date shown below, a true copy of the within

AMENDED NOTICE OF DISCIPLINARY CHARGES

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7160 3901 9849 2214 2981, at Los Angeles, on the date shown below, addressed to:

**David Alan Clare
David A Clare, Attorney at Law
444 W Ocean Blvd Ste 800
Long Beach, CA 90802**

in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

N/A

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Los Angeles, California, on the date shown below.

DATED: October 27, 2009

Signed: 

Max Carranza
Declarant