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STATE BAR COURT
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LOS ANGELES

PUBLIC MATTER

**STATE BAR COURT OF CALIFORNIA
HEARING DEPARTMENT - LOS ANGELES**

In the Matter of

PETER A. HOSHARIAN,

Member No. 172350,

A Member of the State Bar.

Case No. 06-TH-10350

ORDER APPROVING STIPULATION

On February 1, 2006, respondent Peter A. Hosharian and William J. Cox, Deputy Trial Counsel for the Office of the Chief Trial Counsel of the State Bar of California, filed a stipulation for the imposition of interim remedies pursuant to Business and Professions Code section 6007, subdivision (h). The stipulation specifies the interim remedies to be ordered and the factual basis therefor. (Rule 515, Rules Proc. of State Bar.) Having read and considered the stipulation and good cause appearing, the Court approves the stipulation.

The interim remedies set forth in the stipulation are hereby ordered and shall be effective three days after service by mail of this order. The interim remedies shall remain in effect until further order of the Court in proceedings pursuant to rule 530, *et seq.*, or thirty six (36) months, whichever occurs first.

IT IS SO ORDERED.

Dated: February 07, 2006



RICHARD A. PLATEL
Judge of the State Bar Court

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CLERK'S OFFICE
LOS ANGELES

1 THE STATE BAR OF CALIFORNIA
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THE STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

10 In the Matter of) Case No. **06-TH-10350**
11)
12 PETER A. HOSHARIAN) STIPULATION FOR IMPOSITION OF
13 No. 172350) INTERIM REMEDIES PURSUANT TO
14) BUSINESS AND PROFESSIONS CODE
15 A Member of the State Bar) SECTION 6007(h)
16)
17)
18)
19)

15 IT IS HEREBY STIPULATED by and between the State Bar of California through
16 Supervising Trial Counsel, WILLIAM JOHN COX and PETER A. HOSHARIAN,
17 Respondent herein, through his attorney, PHILLIP FELDMAN, in accordance with Rule 515
18 of the Rules of Procedure of the State Bar of California, as follows:

19 **1. JURISDICTION**

20 Respondent was admitted to the practice of law in the State of California on
21 December 2, 1994, and was, at all times mentioned herein, a member of the State Bar of
22 California.

23 **2. PROCEEDINGS INVOLVED**

24 a. It is now the intention of the parties to enter into a stipulation pursuant to Rule
25 515 that Respondent be subject to interim remedies pursuant to Business and Professions
26 Code section 6007(h).

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1 **3. WAIVERS, ACKNOWLEDGMENTS AND AGREEMENTS OF THE**
2 **PARTIES**

3 a. It is understood, acknowledged and agreed by the parties to this Stipulation
4 that:

5 i. the requirements set forth in Rule 515 have been satisfied and
6 Respondent agrees to be subject to interim remedies until such time as the State Bar Court
7 orders otherwise;

8 ii. a determination by a Judge of the State Bar Court that there is
9 probable cause to initiate proceedings pursuant to Rules 510 through 520 shall be waived.
10 Issuance of a verified application pursuant to Rule 512 shall also be waived.

11 iii. formal hearing before a Judge of the State Bar Court shall be waived;

12 iv. this Stipulation does not dispose of any disciplinary matter now
13 pending against Respondent;

14 v. if this Stipulation is approved by the Judge of the State Bar Court
15 assigned, the parties expressly waive their right of review pursuant to Rule 301 of the Rules
16 of Procedure of the State Bar Court and any right of appeal to the Supreme Court of
17 California authorized pursuant to Rules 952, 952.5 and 953 of the California Rules of Court.
18 The parties understand that the Order approving this Stipulation will result in Respondent's
19 becoming subject to interim remedies immediately after service of the Order;

20 vi. execution of this Stipulation by the parties hereto does not constitute
21 an agreement or recommendation to abate any pending disciplinary matters pending against
22 Respondent. Respondent acknowledges that disciplinary matters now pending against him
23 may be abated only by Order of the State Bar Court made upon a Motion to Abate which is
24 supported by good cause;

25 b. It is further understood by Respondent that:

26 1. upon becoming subject to interim remedies, he will remain subject to
27 the remedies until such time as the Court orders the remedies to be terminated or thirty-six
28 months, whichever occurs first.

1 4. **STATEMENT OF FACTS WARRANTING THE INACTIVE ENROLLMENT**
2 **OF RESPONDENT PURSUANT TO BUSINESS AND PROFESSIONS CODE**
3 **SECTION 6007(b)(3)**

4 Respondent entered into a relationship with an immigration paralegal, Romina
5 Zadorian ("Zadorian") which resulted in a situation wherein Zadorian worked on a number
6 of immigration matters ostensibly under the auspices of Respondent's law practice without
7 the knowledge or supervision of Respondent. At least 12 of these clients have complained to
8 the State Bar that they have been deceived and defrauded by Zadorian. Respondent has
9 subsequently severed all ties with Zadorian.

9 **CONCLUSIONS OF LAW**

10 It is hereby stipulated that Respondent, his clients, and the State Bar would benefit
11 from the imposition of interim remedies, and he does not otherwise pose a substantial threat
12 of harm to the interests of clients or to the public.

13 **VI. RECOMMENDED DISPOSITION**

14 It is recommended that Respondent be subject to the following interim remedies
15 pursuant to Business and Professions Code section 6007(h) and that he remain subject to the
16 remedies for six months until further order of the Court, or thirty-six months, whichever
17 occurs first:

18 1. During the period of interim remedies, Respondent must comply with the
19 provisions of the State Bar Act and Rules of Professional Conduct;

20 2. Within ten days of any change, Respondent must report to the Membership
21 Records Office of the State Bar and to the Office of Probation of the State Bar of California
22 ("Office of Probation"), all changes of information, including current office address and
23 telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of
24 the Business and Professions Code;

25 3. Respondent must cooperate with the State Bar in its investigation of all matters
26 referred to the State Bar by clients who reasonably believed they were represented by
27 Respondent; even if such belief was based upon Zadorian's subterfuge.

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1 4. Within 30 days of the effective date of this stipulation, Respondent must develop a
2 law office management/organization plan, which must be approved by the Office of
3 Probation, exercising such reasonable legal competence as is commonly accepted in the
4 speciality of immigration law as it pertains to legal representation of undocumented aliens.
5 This plan must include procedures to address the specific subject area or deficiency which
6 caused or contributed to the events leading to the imposition of these interim remedies,
7 including but not limited to, performing INS appearances, motions or other services for
8 undocumented aliens not previously or currently represented by counsel; and/or sharing
9 offices or office furnishings with non-attorneys; and/or permitting non-attorneys not in the
10 employ of member access to member's files, records or office; and/or utilizing paralegals to
11 perform any services on behalf of clients who are undocumented aliens; and/or
12 disengagement from representation of clients whether or not "of record" when clients cannot
13 be contacted, located or otherwise communicated with; and/or insuring that all engagement
14 letters and correspondence with clients who do not have access to English translators and
15 who failed to communicate in English with member at time of engagement are translated in
16 Spanish (or other pertinent language).

17 5. Within six months of the effective date of this stipulation, Respondent must
18 provide to the Office of Probation satisfactory proof of attendance at a session of State Bar
19 Ethics School and State Bar Client Trust Accounting School and passage of the tests given at
20 the end of the sessions;

21 6. Respondent shall submit written quarterly reports to the State Bar Probation Unit
22 on each January 10, April 10, July 10, and October 10 of the period of interim remedies.
23 Under penalty of perjury, Respondent shall state whether Respondent has complied with the
24 State Bar Act, the Rules of Professional Conduct, and all interim remedy conditions during
25 the preceding calendar quarter. If the first report would cover less than 30 days, that report
26 shall be submitted on the next quarter date, and cover the extended period;

27 7. Subject to assertion of applicable privileges, Respondent must answer fully,
28 promptly and truthfully any inquiries of the Office of Probation and any probation monitor

1 assigned under these conditions which are directed to Respondent personally or in writing
2 relating to whether Respondent is complying or has complied with the interim conditions.

3
4 Respectfully submitted,

5 THE STATE BAR OF CALIFORNIA
6 OFFICE OF THE CHIEF TRIAL COUNSEL

7 DATED: 1-24-05

8 By: 
9 WILLIAM JOHN COX
Supervising Trial Counsel

10 DATED: 01/20/06

11 By: 
12 PETER A. HOSHARIAN
Respondent

13 LAW OFFICES OF PHILLIP FELDMAN

14 DATED: Jan 20, 2006

15 By: 
16 PHILLIP FELDMAN
17 Counsel for Respondent
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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 February 7, 2006, I deposited a true copy of the following document(s):

**STIPULATION FOR IMPOSITION OF INTERIM REMEDIES PURSUANT
TO BUSINESS AND PROFESSIONS CODE SECTION 6007(h) and ORDER
APPROVING STIPULATION**

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:

**PHILLIP FELDMAN ESQ
LAW OFC PHILLIP FELDMAN
15250 VENTURA BLVD #610
SHERMAN OAKS CA 91403**

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

WILLIAM COX, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on **February 7, 2006.**



Angela Owens-Carpenter
Case Administrator
State Bar Court