

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
BROOKE A. SCHAFER, No. 194824
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Los Angeles, California 90015-2299
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MAY -2 2012

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE) Case No. 08-C-10968
CONVICTION OF:)
) Transmittal of Records of Conviction of Attorney (Bus. & Prof.
RICHARD GARDNER ENGEL,) Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
No. 117405)
) Felony;
) Crime(s) involved moral turpitude;
A Member of the State Bar) Probable cause to believe the crime(s) involved moral
) turpitude;
) Crime(s) which may or may not involve moral turpitude or
) other misconduct warranting discipline;
) Transmittal of Notice of Finality of Conviction.

To the CLERK OF THE STATE BAR COURT:

1. Transmittal of records.

- A. Pursuant to the provisions of Business and Professions Code, section 6101-6102 and California Rules of Court, rule 9.5 et seq., the Office of the Chief Trial Counsel transmits a certified copy of the record of convictions of the following member of the State Bar and for such consideration and action as the Court deems appropriate:
- B. Notice of Appeal
- C. Evidence of Finality of Conviction (Notice of Lack of Appeal)
- D. Other

Name of Member: Richard Gardner Engel

Date member admitted to practice law in California: February 25, 1985

Member's Address of Record: PMSI

2900 Bristol St., Ste H202

Costa Mesa, CA 92626

2. Date and court of conviction; offense(s).

The record of conviction reflects that the above-named member of the State Bar was convicted as follows:

Date of entry of conviction: December 16, 2011

Convicting court: Superior Court of California, County of Orange

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Case number(s): 03HF1207

Crime(s) of which convicted and classification(s): Violation of Revenue and Taxation Code §19706 (Failure to File Tax Return), five counts, felonies which may or may not involve moral turpitude; Revenue and Taxation Code § 19705(a)(1) (File False Tax Return), three counts which involve moral turpitude analogous to *In the Matter of Moriarty* (Review Dept. 1990) 1 Cal. State Bar Ct. Rptr. 245, 248.

3. Compliance with Rule 9.20. (Applicable only if checked.)

We bring to the Court's attention that, should the Court enter an order of interim suspension herein, the Court may wish to require the above-named member to comply with the provisions of rule 9.20, California Rules of Court, paragraph (a), within 30 days of the effective date of any such order; and to file the affidavit with the Clerk of the State Bar Court provided for in paragraph (c) of rule 9.20 within 40 days of the effective date of said order, showing the member's compliance with the provisions of rule 9.20.

4. Other information to assist the State Bar Court

We draw the court's attention to the attached Addendum to Terms and Conditions of Guilty Plea. If Respondent performs certain prospective acts, counts five, six and seven (Filing False Tax Returns) may be reduced to Willful Failure to File Tax Returns. Sentencing in this matter is set for August 3, 2012. Upon finality of the conviction, the State Bar will be filing a request for summary disbarment.

DOCUMENTS TRANSMITTED:

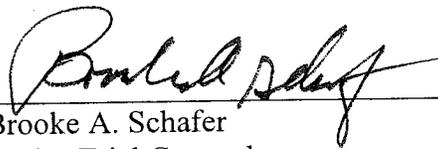
Felony Complaint
Information
Guilty Plea
Docket Minutes

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED:

02 May 2012.

BY:


Brooke A. Schafer
Senior Trial Counsel

A copy of this transmittal and its
Attachments have been sent to:

Richard Gardner Engel
PMSI
2900 Bristol St., Ste H202
Costa Mesa, CA 92626

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DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 08-C-10968

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

TRANSMITTAL OF RECORDS OF CONVICTION OF ATTORNEY; FELONY COMPLAINT; INFORMATION; GUILTY PLEA; DOCKET MINUTES

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7160 3901 9849 2214 6217, at Los Angeles, on the date shown below, addressed to:

**RICHARD GARDNER ENGEL
PMSI
2900 BRISTOL STREET, SUITE H202
COSTA MESA, CA 92626**

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: May 2, 2012

Signed: 
Genelle De Luca-Suarez
Declarant