


FILED *[Signature]*

APR 12 2010

**STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO**
STATE BAR COURT OF CALIFORNIA
HEARING DEPARTMENT – LOS ANGELES

In the Matter of	)	Case Nos.: 08-O-14792 (09-O-10010;
	)	09-O-10891; 09-O-10979;
PAUL JEFFERY LUCAS	)	09-O-11042; 09-O-11043;
	)	09-O-14413; 09-O-14608;
Member No. 163076	)	09-O-14609; 09-O-14647)
)	
A Member of the State Bar.	)	ORDER SETTING ASIDE ENTRY OF
	)	DEFAULT AND TERMINATING
	)	INACTIVE ENROLLMENT; ORDER
	)	VACATING SUBMISSION DATE AND
	)	OTHER ORDERS

On February 24, 2010, the court entered the default of respondent Paul Jeffery Lucas ("respondent") in the above-listed case. On March 10, 2010, respondent filed a motion to set aside this default based on, among other things, excusable neglect, inadvertence, or mistake ("motion to set aside the default"). On March 29, 2010, the Office of the Chief Trial Counsel of the State Bar of California ("State Bar") filed an opposition to respondent's motion.

Pursuant to rule 203 of the Rules of Procedure of the State Bar, the grounds for setting aside a default entered under rule 200 or 201 "shall be interpreted in the same manner as in civil matters arising under Code of Civil Procedure section 473." While the burden is on the party seeking relief from default, the cases construing Code of Civil Procedure section 473 emphasize that the law strongly favors the resolution of matters on the merits and all doubts in applying section 473 should be resolved in favor of the defaulted party. (*In the Matter of Morone* (Review Dept. 1990) 1 Cal. State Bar Ct. Rptr. 207, 214-215.)

In light of the strong public policy favoring the resolution of disciplinary matters on their merits, and after reviewing and considering this matter, the court finds that due to respondent's excusable neglect, inadvertence, mistake or surprise, the entry of respondent's default in this matter should be set aside.¹

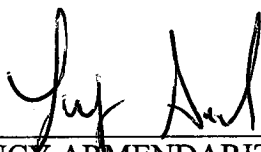
IT IS HEREBY ORDERED THAT respondent's motion to set aside the default is **GRANTED**, and his inactive enrollment ordered, in the above-listed case numbers, pursuant to Business and Professions Code section 6007, subdivision (e), is terminated upon the filing of this order.

IT IS ALSO ORDERED THAT respondent's [proposed] answer and amended answer to the Notice of Disciplinary Charges, which were attached to his motion to set aside the default as Exhibits "A" and "B", are accepted as his response to the Notice of Disciplinary Charges and the clerk is directed to: (1) file respondent's [proposed] answer and amended answer to the Notice of Disciplinary Charges as of the date of this order and (2) serve a copy of the [proposed] answer and amended answer to the Notice of Disciplinary Charges on the State Bar.

IT IS FURTHER ORDERED THAT the March 22, 2010 submission date in this matter is vacated.

IT IS SO ORDERED.

Dated: April 12, 2010



LUCY ARMENDARIZ
Judge of the State Bar Court

¹ Respondent also requested, in the alternative, that the court's February 24, 2010 order of entry of default be vacated due to lack of jurisdiction. This motion is **DENIED**, no good cause having been shown.

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 San Francisco, on April 12, 2010, I deposited a true copy of the following document(s):

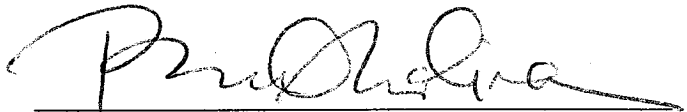
ORDER SETTING ASIDE ENTRY OF DEFAULT AND TERMINATING INACTIVE ENROLLMENT; ORDER VACATING SUBMISSION DATE AND OTHER ORDERS

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 San Francisco, California, addressed as follows:
- PAUL J. LUCAS
LUCAS LAW CENTER
2210 CITY LIGHTS DR
ALISO VIEJO, CA 92656**
- ☐ by certified mail, No. , with return receipt requested, through the United States Postal Service at , California, addressed as follows:
- ☐ by overnight mail at , California, addressed as follows:
- ☐ by fax transmission, at fax number . No error was reported by the fax machine that I used.
- ☐ By personal service by leaving the documents in a sealed envelope or package clearly labeled to identify the attorney being served with a receptionist or a person having charge of the attorney's office, addressed as follows:
- ☒ by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

HUGH G. RADIGAN, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on April 12, 2010.



Bernadette C.O. Molina
Case Administrator
State Bar Court