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State Bar Court of California Hearing Department Los Angeles ACTUAL SUSPENSION		
Counsel For The State Bar Hugh G. Radigan Deputy Trial Counsel 1149 South Hill Street Los Angeles, California 90015 213-765-1206 Bar # 94251	Case Number(s): 09-O-10711 11-O-14328(inv) PUBLIC MATTER	For Court use only <div style="text-align: center;"> FILED DEC 18 2011  STATE BAR COURT CLERK'S OFFICE LOS ANGELES </div>
Counsel For Respondent Paul J. Virgo 5200 West Century Blvd., Suite 345 Los Angeles, California 90045 310-642-6900 Bar # 67900	Submitted to: Settlement Judge STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING ACTUAL SUSPENSION <input type="checkbox"/> PREVIOUS STIPULATION REJECTED	
In the Matter of: William Robert Troiani Bar # 236916 A Member of the State Bar of California (Respondent)		

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 June 1, 2005.
- (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 14 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."

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- (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."
- (7) No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any pending investigation/proceeding not resolved by this stipulation, except for criminal investigations.
- (8) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7. (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 5.130, Rules of Procedure.
 - Costs are to be paid in equal amounts prior to February 1 for the following membership years: three billing cycles following the effective date of the Supreme Court order commencing 2013. (Hardship, special circumstances or other good cause per rule 5.132, Rules of Procedure.) If Respondent fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.
 - Costs are waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs".
 - Costs are entirely waived.

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) **Dishonesty:** 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) **Trust Violation:** 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. Respondent's failure to meaningfully participate in discovery obligations, abide by court orders or actively oppose his adversary's dispositive motions, resulted in the dismissal of his client's case and an assessment of sanctions.

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- (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) **No aggravating circumstances** are involved.

Additional aggravating circumstances:

C. Mitigating Circumstances [see standard 1.2(e)]. Facts supporting mitigating circumstances are required.

- (1) **No Prior Discipline:** Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not deemed serious.
- (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. Respondent has cooperated with the State Bar during the pendency of this matter.
- (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) **Restitution:** Respondent paid \$ _____ on _____ in restitution to _____ without the threat or force of disciplinary, civil or criminal proceedings.
- (6) **Delay:** 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. Respondent was embroiled in a difficult divorce and separation resulting in emotional stressors and familial difficulties.
- (9) **Severe Financial Stress:** 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.

(Effective January 1, 2011)

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- (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 followed by convincing proof of subsequent rehabilitation.
- (13) **No mitigating circumstances** are involved.

Additional mitigating circumstances:

Respondent has been in practice since June 1, 2005, and is entitled to limited mitigation based upon his six years of discipline free practice.

D. Discipline:

(1) **Stayed Suspension:**

(a) Respondent must be suspended from the practice of law for a period of two years.

- i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.4(c)(ii) Standards for Attorney Sanctions for Professional Misconduct.
- ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.
- iii. and until Respondent does the following:

(b) The above-referenced suspension is stayed.

(2) **Probation:**

Respondent must be placed on probation for a period of two years, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 9.18, California Rules of Court)

(3) **Actual Suspension:**

(a) Respondent must be actually suspended from the practice of law in the State of California for a period of sixty days.

- i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct
- ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.
- iii. and until Respondent does the following:

E. Additional Conditions of Probation:

- (1) If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct.

(Effective January 1, 2011)

Actual Suspension

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- (2) 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.
- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation 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.
- (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) 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 of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: .
- (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) The following conditions are attached hereto and incorporated:
- | | |
|---|---|
| <input type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

(Effective January 1, 2011)

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- (1) **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 5.162(A) & (E), 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.
- (3) **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) **Other Conditions:** _____

ATTACHMENT TO
STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF: William Robert Troiani
CASE NUMBER(S): 09-O-10711 and 11-O-14328(inv)

FACTS AND CONCLUSIONS OF LAW.

Respondent pleads nolo contendere to the following facts and violations. Respondent completely understands that the plea for nolo contendere shall be considered the same as an admission of the stipulated facts and of his culpability of the statutes and/or Rules of Professional Conduct specified herein.

Case No. 09-O-10711 (Complainant: Eshan)

FACTS:

1. On July 27, 2007, Homa Ehsan ("Ehsan") employed Respondent to represent her in a civil matter.
2. On November 13, 2007, Respondent filed a civil action entitled *Homa Ehsan and Sahab Roshanzamir v. Iman Foroutan et. al.* Los Angeles County Superior Court, case no. BC380667 (the "Ehsan action"). Sahab Roshan-Zamir ("Roshan-Zamir") is Ehsan's son.
3. Although Roshan-Zamir never hired or talked to Respondent, Respondent added Roshan-Zamir's name as a plaintiff to the Ehsan action without his knowledge or consent.
4. On February 21, 2008, defendants filed a Cross-Complaint against Ehsan. On or about February 20, 2008, Respondent was properly served with the Cross-Complaint.
5. On February 28, 2008, Respondent sent a letter to opposing counsel in the Ehsan action confirming that Roshan-Zamir would withdraw as a plaintiff in the action.
6. On March 3, 2008, Respondent filed an answer to the Cross-Complaint on Ehsan's behalf.
7. On March 13, 2008, Respondent filed a Request for Dismissal in the Ehsan action on Roshanzamir's behalf.
8. On March 11, 2008, the court in the Ehsan action ordered the parties to complete mediation by July 25, 2008 and set a post-mediation status conference for September 17, 2008. On March 11, 2008, opposing counsel properly served Respondent with notice of the court's ruling. Respondent received the notice.

9. On April 22, 2008, defendants in the Ehsan action served Respondent with written discovery – Form Interrogatories, Special Interrogatories, Request for Admission and Request for Production of Documents. Respondent received the written discovery.

10. On April 30, 2008, defendants in the Ehsan action filed a motion to compel Ehsan's answers to deposition questions. The hearing on the motion was scheduled for May 23, 2008. Respondent was properly served with the motion to compel.

11. On May 22, 2008, Respondent was personally served with defendants' motion for sanctions in the Ehsan action. In the motion, defendants argued the Ehsan action was a frivolous lawsuit. The hearing on the motion for sanctions was scheduled for July 15, 2008.

12. On May 23, 2008, Respondent did not appear at the hearing regarding defendants' motion to compel. In addition, Respondent did not file opposition to the motion to compel.

13. On May 23, 2008, the court in the Ehsan action granted defendant's motion to compel and ordered Ehsan's deposition completed by July 31, 2008. On May 27, 2008, Respondent was properly served with the court's May 23, 2008 ruling.

14. On May 29, 2008, defense counsel wrote Respondent regarding his failure to provide discovery responses. On May 30, 2008, defense counsel again wrote Respondent regarding discovery and gave Respondent until June 14, 2008 to provide the discovery responses. On May 30, 2008, defense counsel sent the letter by facsimile. Respondent received the May 30, 2008 letter but failed to provide any discovery responses.

15. On May 30, 2008, Respondent filed a motion to be relieved as counsel in the Ehsan action. On or about June 25, 2008, the court held a hearing on Respondent's motion. Respondent appeared at the June 25, 2008 hearing, and the matter was continued to July 24, 2008. During the June 25, 2008 hearing, the court also continued the hearing regarding defendants' motion for sanctions to July 24, 2008.

16. On July 3, 2008, defendants in the Ehsan action filed motions to compel responses to written discovery. The hearing on the motions to compel was scheduled for July 29, 2008. Respondent was properly served with the motions to compel.

17. On July 14, 2008, opposing counsel wrote Respondent asking him to telephone the mediator regarding the July 17, 2008 mediation in the Ehsan action and reminding him that Ehsan's deposition had been continued to July 15, 2008 in defense counsel's office. On July 14, 2008, counsel sent the letter to Respondent via facsimile. Respondent received the letter but failed to appear at Ehsan's scheduled deposition and failed to appear at the July 17, 2008 mediation.

18. On July 24, 2008, Respondent appeared at the hearing regarding his motion to be relieved as counsel. On July 24, 2008, the court denied Respondent's motion to be relieved as counsel in the Ehsan action. In addition, the court continued defendant's motion for sanctions to October 16, 2008.

19. On July 29, 2008, Respondent failed to appear at the hearing regarding defendants' motion to compel discovery responses. On July 29, 2008, the court granted defendants' motion to compel and ordered Ehsan to provide discovery responses by August 15, 2008. On July 30, 2008, Respondent was properly served with the court's July 29, 2008 ruling in the Ehsan action.

20. On July 29, 2008, Respondent filed a second motion to be relieved as counsel. The hearing on the motion was set for August 28, 2008.

21. On August 1, 2008, defendants filed a Motion for Summary Judgment/Summary Adjudication in the Ehsan action. The hearing on the motion was scheduled for October 16, 2008. On August 1, 2008, Respondent was personally served with the motion.

22. On August 15, 2008, defendants' properly served Respondent with notice that the October 16, 2008 hearings on defendants' motion for sanctions and summary judgment motions had been continued to October 22, 2008. Respondent received notice of the hearing change.

23. On August 28, 2008, Respondent appeared at the hearing regarding his motion to be relieved as counsel. On August 28, 2008, the court again denied his motion.

24. On September 8, 2008, Respondent filed his third motion to be relieved as counsel in the Ehsan action. The hearing on the motion was set for October 9, 2008

25. On September 29, 2009, defendants in the Ehsan action filed a motion for terminating sanctions and/or contempt sanctions. The hearing on the motion was set for October 22, 2008. On September 29, 2008, Respondent was personally served with the motion.

26. On October 9, 2008, the court in the Ehsan action denied Respondent's motion to be relieved as counsel. On October 16, 2008, Respondent wrote opposing counsel giving notice of the court's October 9, 2008 ruling.

27. On October 22, 2008, the court in the Ehsan action held a hearing regarding defendants' motions, including the motions for sanctions and for terminating sanctions. Respondent failed to appear at the hearing, and Ehsan appeared without counsel.

28. On October 22, 2008, the court noted that no opposition had been filed to defendants' motions. On October 22, 2008, the court granted defendants' request for \$34,035.55 in sanctions for attorney's fees incurred in the defense of the Ehsan action. The request for sanctions was granted against both Respondent and Ehsan. The court also struck all of Ehsan's pleading including the answer to the cross-complaint and entered default in favor of the defendants and cross-complainants. In addition, the court granted defendants' motions for summary judgment and motion for terminating and/or contempt sanctions.

29. On October 22, 2008, the court held that the Ehsan action was a retaliatory lawsuit, that the entire case was presented to harass, cause unnecessary delay or needlessly increase the cost of litigation. The court also held that because plaintiff failed to file opposition to the summary judgment motions, no triable issue of material fact had been created by Ehsan.

30. On October 22, 2008, the court scheduled the final status conference, the application for monetary sanctions and the default prove-up hearing in the Ehsan action for November 20, 2008. On October 22, 2008, the defendants properly served Respondent with notice of the court's October 22, 2008 rulings. Respondent received notice of the court's rulings.

31. On November 20, 2008, Respondent failed to appear at the status conference and default prove-up hearing in the Ehsan action. On November 20, 2008, the court conducted the default prove-up hearing in the Ehsan action.

32. On November 21, 2008, Respondent again failed to appear for the status conference and default prove-up hearing in the Ehsan action. On November 21, 2008, the court signed the default judgment in the Ehsan action. On November 21, 2008, the court ordered the clerk to enter judgment in favor of the

defendants. Pursuant to the judgment, defendants were awarded an additional \$5,000 in punitive and exemplary damages and \$7,607.22 in costs.

33. To date, Respondent has not paid any of the \$34,035.55 in sanctions has ordered by the court on October 22, 2008 in the Ehsan action.

34. By failing to pay any of the \$34,035.55 in sanctions as ordered by the court in the Ehsan action, Respondent willfully disobeyed or violated an order of the court requiring him to do or forbear an act connected with or in the course of Respondent's profession which he ought in good faith to do or forbear.

CONCLUSIONS OF LAW:

35. By filing a civil complaint on Roshan-Zamir's behalf without his knowledge or consent, Respondent corruptly or willfully and without authority appeared as attorney for a party to an action or proceeding in willful violation of Business and Professions Code section 6104.

36. By failing to appear at May 23, 2008 hearing, by not filing opposition to the motion to compel answers at deposition, by failing to provide discovery responses, by failing to appear at mediation, by failing to appear at the July 15, 2008 deposition, by failing to appear at the July 24, 2008 hearing, by failing to file opposition to the motion to compel discovery responses, by failing to appear at the October 22, 2008 hearing, by failing to oppose defendants' motion for sanctions, motion for terminating sanctions and motion for summary judgment and by failing to appear at the hearings on November 20, 2008 and November 21, 2008, Respondent intentionally, recklessly, or repeatedly failed to perform legal services with competence in willful violation of Rules of Professional Conduct, rule 3-110(A).

37. By failing to pay any of the \$34,035.55 in sanctions as ordered by the court in the Ehsan action, Respondent willfully disobeyed or violated an order of the court requiring him to do or forbear an act connected with or in the course of Respondent's profession which he ought in good faith to do or forbear in willful violation of Business and Professions Code, section 6103.

Case No. 11-O-14328(inv) (Complainant: Khalilpour)

FACTS:

38. On October 22, 2009, Respondent and the Debt Relief Law Center was retained by Robert and Mary Khalilpour (hereinafter "Khalilpour"), to pursue and obtain foreclosure relief and/or loan modification on their behalf. At the time they executed the retainer agreement, Khalilpour tendered to Debt Relief Law Center a flat fee of \$7,500.00 for legal services related to a Predatory Lending Civil Lawsuit. Respondent was an independent contractor working with Debt Relief Law Center at this time.

39. Khalilpour sought status updates from Respondent over the course of the next several months which Respondent failed to acknowledge or respond to. It was not until February 2010, that Debt Relief Law Center acknowledged to Khalilpour their failure to perform any substantive activity on their matter.

40. Respondent had severed his relationship with Debt Relief Law Center prior to having performed any activity on the Khalilpour matter without the courtesy of advising Khalilpour of his change in status.

CONCLUSIONS OF LAW:

41. By failing to file the civil complaint on behalf of Khalilpour for which he was retained, and by failing to provide any services of value to Khalilpour, Respondent intentionally, recklessly, or repeatedly failed to perform legal services with competence in willful violation of Rules of Professional Conduct, rule 3-110(A).

42. By failing to respond to the multiple requests from Khalilpour for a status update with regard to their complaint filing status, respondent failed to respond promptly to reasonable status inquiries of a client in willful violation of Business and Professions Code section 6068(m).

PENDING PROCEEDINGS.

The disclosure date referred to, on page 2, paragraph A(7), was November 9, 2011.

AUTHORITIES SUPPORTING DISCIPLINE.

Respondent's misconduct involves multiple acts which took place over the course of a year or more, which is an aggravating factor.¹

Standard 2.4(b) provides for reproof or suspension for a failure to perform in an individual matter which does not exhibit a pattern of misconduct. The detriment to the client in pursuing what the court found to be frivolity without the most basic rudimentary acknowledgment of compliance with litigation obligations renders actual time appropriate herein. The concerted indifference to responsibility exhibited in this matter constitutes a failure to perform in a basic rudimentary professional manner. Discovery obligations were ignored, multiple court orders defied and dispositive motions went unopposed.

Standard 2.6(a) provides for disbarment or suspension depending on the gravity of the offense or harm to the victim for a member's violation of Business and Professions Code section 6103.

Standard 2.10 provides for reproof or suspension likewise depending upon the gravity of the offense or harm to the victim for a member's violation of Business and Professions Code section 6104.

Inasmuch as Respondent attempted within multiple unsuccessful motions to withdraw from his continued representation in this matter based upon the breakdown of the attorney/client relationship and his inability to secure his clients signature to a substitution, Standard 2.4(b) is the controlling standard in this matter.

In consideration of the facts and circumstances surrounding Respondent's misconduct, and the aggravating and mitigating circumstances present, the parties submit that the intent and goals of the standards are met in this matter by the imposition of sixty days actual suspension, two years stayed suspension and two years probation.

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of November 9, 2011, the prosecution costs in this matter are approximately \$4,161.00. Respondent further acknowledges that should this stipulation be rejected or should relief from the stipulation be granted, the costs in this matter may increase due to the cost of further proceedings.



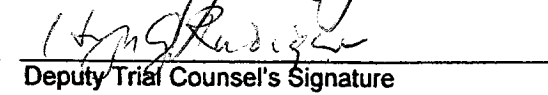
¹ Standard 1.2(e)(ii).

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In the Matter of: WILLIAM ROBERT TROIANI	Case number(s): 09-O-10711 11-O-14328 (inv)
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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 Facts, Conclusions of Law, and Disposition.

<u>11/20/2011</u> Date	 Respondent's Signature	<u>William R. Troiani</u> Print Name
<u>11/21/2011</u> Date	 Respondent's Counsel Signature	<u>Paul J. Virgo</u> Print Name
<u>November 22nd 11</u> Date	 Deputy Trial Counsel's Signature	<u>Hugh G. Radigan</u> Print Name

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In the Matter of: WILLIAM ROBERT TROIANI	Case Number(s): 09-O-10711 11-O-14328 (inv)
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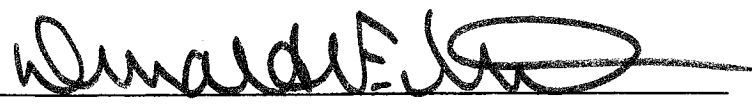
ACTUAL SUSPENSION ORDER

Finding the stipulation to be fair to the parties and that it adequately protects the public, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- The stipulated facts and disposition are APPROVED and the DISCIPLINE RECOMMENDED to the Supreme 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.

The parties are bound by the stipulation as approved unless: 1) a motion to withdraw or modify the stipulation, filed within 15 days after service of this order, is granted; or 2) this court modifies or further modifies the approved stipulation. (See rule 5.58(E) & (F), Rules of Procedure.) The effective date of this disposition is the effective date of the Supreme Court order herein, normally 30 days after file date. (See rule 9.18(a), California Rules of Court.)

12/12/11
Date



Judge of the State Bar Court

DONALD F. MILES

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); 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 December 16, 2011, 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:

- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

PAUL JEAN VIRGO
9909 TOPANGA BLVD #282
CHATSWORTH, CA 91311
- 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 Gerard Radigan, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on December 16, 2011.



Cristina Potter
Case Administrator
State Bar Court