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| <b>State Bar Court of California</b><br><b>Hearing Department</b><br><b>Los Angeles</b><br><b>ACTUAL SUSPENSION</b>                         |  |  |
| Counsel For The State Bar<br><br>PAUL T. O'BRIEN<br>1149 S. HILL STREET<br>LOS ANGELES, CA 90015-2299<br>(213) 765-1378<br><br>Bar # 171252 | Case Number(s):<br>09-O-18495<br><br><p style="text-align: center; font-size: 1.5em;"><b>PUBLIC MATTER</b></p>   | For Court use only<br><br><p style="text-align: center; font-size: 1.5em;"><b>FILED</b></p> <p style="text-align: center; font-size: 1.2em;"><b>AUG - 5 2011</b></p> <p style="text-align: center;">STATE BAR COURT<br/>CLERK'S OFFICE<br/>LOS ANGELES</p> |
| In Pro Per Respondent<br><br>GARY C. WYKIDAL<br>245 FISCHER AVE., SUITE A-1<br>COSTA MESA, CA 92626<br>(714) 951-8505<br><br>Bar # 92437    | Submitted to: <b>Settlement Judge</b><br><br>STIPULATION RE FACTS, CONCLUSIONS OF LAW AND<br>DISPOSITION AND ORDER APPROVING<br><br><b>ACTUAL SUSPENSION</b><br><br><input type="checkbox"/> PREVIOUS STIPULATION REJECTED |  |
| In the Matter of:<br>GARY CRAIG WYKIDAL<br><br>Bar # 92437<br><br>A Member of the State Bar of California<br>(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 May 30, 1980.
- (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 10 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. (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.
- (5)  **Indifference:** Respondent demonstrated indifference toward rectification of or atonement for the consequences of his or her misconduct.

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- (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.
- (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. Respondent acted under the honest but mistaken belief that his client was entitled to all of the funds in his possession; therefore, he distributed those funds to his client.
- (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.
- (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.
- (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. Respondent has provided the State Bar with several letters from attorneys and a federal court judge, each, with an understanding of the misconduct herein, attesting to his good character. Additionally,

Respondent has participated in a variety of civic and charitable activities and has frequently provided pro bono legal services to clients in financial need.

- (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 had practiced 29 years without discipline before the misconduct in this matter commenced.

**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 three 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 60 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.

- (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:
  - Substance Abuse Conditions
  - Medical Conditions
  - Law Office Management Conditions
  - Financial Conditions

**F. Other Conditions Negotiated by the Parties:**

- (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:**

Replenishment of disputed funds:

Within the first 30 months of his probationary period, Respondent must deposit \$34,221.50 into an interest-bearing (non-IOLTA) client trust account until such time as the dispute between Carol Benassi and John Neal over ownership of that sum is resolved;

Respondent must show proof to the Probation Unit in his first quarterly report that the interest-bearing (non-IOLTA) client trust account has been opened with a minimum deposit of \$3,422.15.

Each quarter thereafter, Respondent must make deposits of at least \$3,422.15, until the balance is at least \$34,221.50, and must show proof to the Probation Unit of such deposits with the filing of each quarterly report. Further, Respondent must ensure that no funds are debited from the account, except monthly bank fees, if any, until a judicial determination is made regarding the rightful owner of the funds.

If the dispute between Neal and Benassi is resolved prior to the passage of 30 months, Respondent must disburse all collected funds promptly upon a judicial determination of the ownership of the disputed amount and comply with any order or judgment regarding the ownership of those funds. Upon disbursement of the collected funds pursuant to a judicial determination, Respondent's obligation to maintain the interest-bearing (non-IOLTA) client trust account will cease and he will promptly report the disposition to the Probation Unit.

Attachment language (if any):

ATTACHMENT TO  
STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF:        GARY CRAIG WYKIDAL

CASE NUMBER(S):        09-O-18495-LMA

FACTS AND CONCLUSIONS OF LAW.

Respondent admits that the following facts are true and that he is culpable of violations of the specified statutes and/or Rules of Professional Conduct.

1. At all times relevant to this count, Respondent maintained a client trust account at Wells Fargo, account no. xxxxxxxx201 ("client trust account").
2. John W. Neal ("Neal") and Carol Benassi ("Benassi"), through their separate business entities, are equal co-owners of Coast Consulting, LLC ("Coast Consulting").
3. In or about 2009, a dispute arose between Neal and Benassi regarding Coast Consulting. In or about May 2009, Benassi employed Respondent to represent her regarding issues related to the operation of Coast Consulting, including the distribution of funds received by Coast Consulting.
4. Between in or about April 2009 and in or about August 2009, various third party entities issued ten checks totaling \$34,221.50 made payable to Coast Consulting. Benassi received the ten checks but did not deposit the checks in a Coast Consulting bank account. Benassi turned the checks over to Respondent without Neal's knowledge or consent.
5. At the time Respondent received the \$34,221.50 in checks, he knew there was a dispute between Benassi and Neal regarding Coast Consulting and its funds.
6. In or about May 2009 and in or about September 2009, Respondent deposited all of the checks in his client trust account pending a resolution of Benassi's dispute with Neal. At the time Respondent deposited the checks in his client trust account, he knew the funds belonged to Coast Consulting. Respondent deposited the checks without any endorsement on behalf of Coast Consulting.
7. Once Respondent deposited the \$34,221.50 in funds belonging to Coast Consulting in his client trust account, he had a fiduciary duty to maintain the funds on behalf of Coast Consulting.
8. On or about September 5, 2009, Neal discovered that Coast Consulting funds had been deposited in Respondent's client trust account.
9. On or about September 9, 2009, Neal's attorney, Richard A. Weintraub ("Weintraub"), sent a letter to Respondent by facsimile regarding the Coast Consulting funds in Respondent's client trust account. Specifically, Weintraub told Respondent that Neal intended to file a civil action against Benassi for wrongfully converting funds intended to benefit Coast Consulting and asked Respondent to return the funds deposited into his client trust account to Coast Consulting with a complete accounting of those funds. Weintraub enclosed a copy of the civil complaint Neal intended to file. Respondent received the September 9, 2009 letter with the enclosed proposed civil complaint.
10. On or about September 10, 2009, at Benassi's request, Respondent disbursed the entire \$34,221.50 to her by a check made payable to C. Benassi Architecture, Inc., a business entity solely owned by Benassi. Respondent disbursed the funds knowing that Weintraub had made a demand for the return of Coast Consulting funds.

11. On or about September 10, 2009, Respondent wrote Weintraub acknowledging Weintraub's September 9, 2009 letter and stating that he never represented Coast Consulting and was only counsel for Benassi. In the September 10, 2009 letter, Respondent told Weintraub that he was no longer in possession of the \$34,221.50 belonging to Coast Consulting.

On or about April 2, 2009, Respondent paid from his client trust account by check #3340, the amount of \$11,935.75 to Webush Morgan Securities as repayment of a loan from Respondent's retirement plan.

12. On or about April 10, 2009, Respondent paid from his client trust account by check # 3438, the amount of \$447.07 to Dick Larsen-Tax Collector to pay Respondent's personal taxes.

13. On or about April 13, 2009, Respondent paid from his client trust account by check # 3442, the amount of \$2,821.31 to the Orange County Treasurer Tax Collector to pay Respondent's personal taxes.

14. On or about May 27, 2009, Respondent paid from his client trust account by check # 3462, the amount of \$3,000 to Brown & White to pay expenses associated with his own legal action.

15. On or about July 5, 2009, Respondent paid from his client trust account by check # 3473, the amount of \$1,050 to the San Bernardino Planning Division to pay personal expenses.

16. On or about July 15, 2009, Respondent paid from his client trust account by check # 3474, the amount of \$700 to the San Bernardino Clerk of the Board to pay personal expenses.

17. On or about October 9, 2009, Respondent paid from his client trust account by check # 3514, the amount of \$7,500 to Reid & Hellyer to pay expenses associated with his own legal action.

#### CONCLUSIONS OF LAW

19. By disbursing \$34,221.50, which had been deposited into his CTA on behalf of Coast Consulting, to Benassi, although Respondent knew that Neal claimed at least a share of the funds and had communicated his dispute as a co-equal owner of Coast Consulting, Respondent failed to maintain the balance of funds received for the benefit of Coast Consulting and deposited into his CTA, in wilful violation of rule 4-100(A), Rules of Professional Conduct.

20. By issuing checks for personal expenses from his client trust account, Respondent deposited or commingled funds belonging to Respondent in a client trust account, in wilful violation of rule 4-100(A), Rules of Professional Conduct.

#### PENDING PROCEEDINGS.

The disclosure date referred to, on page 2, paragraph A(7), was June 15, 2011.

#### COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed him that as of June 15, 2011, the prosecution costs in this matter are \$3,269. 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.

**AUTHORITIES SUPPORTING DISCIPLINE.**

Standard 2.2(b)--Culpability of a member of commingling of entrusted funds or property with personal property or the commission of another violation of rule 4-100, Rules of Professional Conduct, none of which offenses result in the wilful misappropriation of funds or peroperty shall result in at least a three month actual suspension from the practice of law, irrespective of mitigating circumstances. The standards, however, are guidelines (Drociak v. State Bar (1991) 52 Cal.3d 1085, 1090; In the Matter of Koehler (Review Dept. 1991) 1 Cal. State Bar Ct. Rptr. 615, 628) and afforded great weight (In re Silverton (2005) 36 Cal.4th 81, 91-92), but they are not applied in a talismanic fashion (In the Matter of Van Sickle (Review Dept. 2006) 4 Cal. State Bar Ct. Rptr. 980, 994). The purpose of State Bar disciplinary proceedings is not to punish the attorney, but to protect the public, to preserve public confidence in the profession, and to maintain the highest possible professional standards for attorneys. (Chadwick v. State Bar (1989) 49 Cal.3d 103, 111; Cooper v. State Bar (1987) 43 Cal.3d 1016, 1025; Std. 1.3.)

**DISMISSALS.**

The parties respectfully request the Court to dismiss the following alleged violations in the interest of justice:

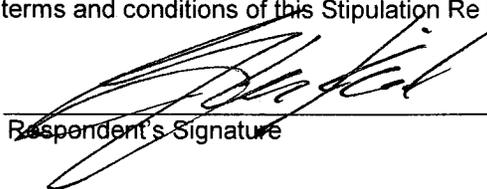
| Case No.   | Count | Alleged Violation |
|------------|-------|-------------------|
| 09-0-18495 | Two   | B&P 6106          |
| 09-O-18495 | Four  | B&P 6106          |

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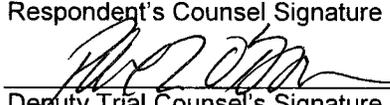
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|---|-----------------------------------|
| In the Matter of:<br>GARY CRAIG WYKIDAL | Case number(s):<br>09-O-18495-LMA |
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**SIGNATURE OF THE PARTIES**

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.

Date 6/30/11 Respondent's Signature  Print Name GARY WYKIDAL

Date \_\_\_\_\_ Respondent's Counsel Signature \_\_\_\_\_ Print Name \_\_\_\_\_

Date 7/08/11 Deputy Trial Counsel's Signature  Print Name PAUL T. O'BRIEN

(Do not write above this line.)

In the Matter Of  
**GARY C. WYKIDAL**

Case Number(s):  
**09-O-18495**

## 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.

1. At page 3, section C, the box next to "NO PRIOR DISCIPLINE" should be checked—the respondent was a member of the State Bar for 29 years, with no prior discipline, at the time the misconduct herein commenced.
2. At page 7, the last sentence of numbered paragraph 6, in the factual narrative, should be deleted. Paragraph 6 should now read, "In or about May 2009 and in or about September 2009, Respondent deposited all of the checks in his client trust account pending a resolution of Benassi's dispute with Neal. At the time Respondent deposited the checks in his client trust account, he knew the funds belonged to Coast Consulting."
3. At page 7, numbered paragraph 7 should be deleted.

(Do not write above this line.)

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 135(b), 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.)**

8-5-11

Date



Richard A. Honn  
Judge of the State Bar Court

## 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 August 5, 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:
- GARY CRAIG WYKIDAL  
245 FISCHER AVE #A-1  
COSTA MESA, CA 92626
- 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:

Paul T. O'Brien, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on August 5, 2011.



Cristina Potter  
Case Administrator  
State Bar Court