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FILED

NOV 14 2011

**STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO**

Attorney for Respondent Attorney, Sean Gjerde



**STATE BAR COURT OF THE STATE BAR OF CALIFORNIA
HEARING DEPARTMENT – SAN FRANCISCO**

In the Matter of:

SEAN GJERDE

No. 217467

A Member of the State Bar

Case No.: 10-O-05663, 10049, 07415, 11-O-12301, 11106, 13830, 12619, 12634

RESPONSE, WITHOUT WAIVER OF
MOTIONS FOR RECONSIDERATION,
DISQUALIFICATION, AND APPELLATE
CONSIDERATION

Now comes the Respondent Attorney, and without waiver of motions to disqualify and for reconsideration and appellate consideration, responds to the Notice of Disciplinary Charges as follows:

1. The respondent attorney admits the allegations of count one, paragraph one.
2. The respondent attorney denies the allegations of paragraph two.
3. The respondent attorney denies the allegations of paragraph three.
4. The respondent attorney denies the allegations of paragraph four.
5. The respondent attorney denies the allegations of paragraph five.
6. The respondent attorney denies the allegations of paragraph six.
7. The respondent attorney denies the allegations of paragraph seven.
8. The respondent attorney denies the allegations of paragraph eight.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

- 1 9. The respondent attorney denies the allegations of paragraph ninth.
- 2 10. The respondent attorney denies the allegations of paragraph tenth.
- 3 11. The respondent attorney denies the allegations of paragraph eleven.
- 4 12. The respondent attorney denies the allegations of paragraph twelve.
- 5 13. The respondent attorney denies the allegations of paragraph thirteen.
- 6 14. The respondent attorney denies the allegations of paragraph fourteen.
- 7 15. The respondent attorney denies the allegations of paragraph fifteen.
- 8 16. The respondent attorney denies the allegations of paragraph sixteen.
- 9 17. The respondent attorney denies the allegations of paragraph seventeen.
- 10 18. The respondent attorney denies the allegations of paragraph eighteen.
- 11 19. The respondent attorney denies the allegations of paragraph nineteen.
- 12 20. The respondent attorney denies the allegations of paragraph twenty.
- 13 21. The respondent attorney denies the allegations of paragraph twenty one.
- 14 22. The respondent attorney denies the allegations of paragraph twenty two.
- 15 23. The respondent attorney denies the allegations of paragraph twenty three.
- 16 24. The respondent attorney denies the allegations of paragraph twenty four.
- 17 25. The respondent attorney denies the allegations of paragraph twenty five.
- 18 26. The respondent attorney denies the allegations of paragraph twenty six.
- 19 27. The respondent attorney denies the allegations of paragraph twenty seven.
- 20 28. The respondent attorney denies the allegations of paragraph twenty eight.
- 21 29. The respondent attorney denies the allegations of paragraph twenty nine.
- 22 30. The respondent attorney denies the allegations of paragraph thirty.
- 23 31. The respondent attorney denies the allegations of paragraph thirty one.
- 24 32. The respondent attorney denies the allegations of paragraph thirty two.
- 25 33. The respondent attorney denies the allegations of paragraph thirty three.
- 26 34. The respondent attorney denies the allegations of paragraph thirty four.
- 27 35. The respondent attorney denies the allegations of paragraph thirty five.
- 28 36. The respondent attorney denies the allegations of paragraph thirty six.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

- 1 37. The respondent attorney denies the allegations of paragraph thirty seven.
- 2 38. The respondent attorney denies the allegations of paragraph thirty eight.
- 3 39. The respondent attorney denies the allegations of paragraph thirty nine.
- 4 40. The respondent attorney denies the allegations of paragraph forty.
- 5 41. The respondent attorney denies the allegations of paragraph forty one.
- 6 42. The respondent attorney denies the allegations of paragraph forty two.
- 7 43. The respondent attorney denies the allegations of paragraph forty three.
- 8 44. The respondent attorney denies the allegations of paragraph forty four.
- 9 45. The respondent attorney denies the allegations of paragraph forty five.
- 10 46. The respondent attorney denies the allegations of paragraph forty six.
- 11 47. The respondent attorney denies the allegations of paragraph forty seven.
- 12 48. The respondent attorney denies the allegations of paragraph forty eight.
- 13 49. The respondent attorney denies the allegations of paragraph forty nine.
- 14 50. The respondent attorney denies the allegations of paragraph fifty.
- 15 51. The respondent attorney denies the allegations of paragraph fifty one.
- 16 52. The respondent attorney denies the allegations of paragraph fifty two.
- 17 53. The respondent attorney denies the allegations of paragraph fifty three.
- 18 54. The respondent attorney denies the allegations of paragraph fifty four.
- 19 55. The respondent attorney denies the allegations of paragraph fifty five.
- 20 56. The respondent attorney denies the allegations of paragraph fifty six.
- 21 57. The respondent attorney denies the allegations of paragraph fifty seven.
- 22 58. The respondent attorney denies the allegations of paragraph fifty eight.
- 23 59. The respondent attorney denies the allegations of paragraph fifty nine.
- 24 60. The respondent attorney denies the allegations of paragraph sixty.
- 25 61. The respondent attorney denies the allegations of paragraph sixty one.
- 26 62. The respondent attorney denies the allegations of paragraph sixty two.
- 27 63. The respondent attorney denies the allegations of paragraph sixty three.
- 28 64. The respondent attorney denies the allegations of paragraph sixty four.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

- 1 65. The respondent attorney denies the allegations of paragraph sixty five.
- 2 66. The respondent attorney denies the allegations of paragraph sixty six.
- 3 67. The respondent attorney denies the allegations of paragraph sixty seven.
- 4 68. The respondent attorney denies the allegations of paragraph sixty eight.
- 5 69. The respondent attorney denies the allegations of paragraph sixty nine.
- 6 70. The respondent attorney denies the allegations of paragraph seventy.
- 7 71. The respondent attorney denies the allegations of paragraph seventy one.
- 8 72. The respondent attorney admits the allegations of paragraph seventy two.
- 9 73. The respondent attorney denies the allegations of paragraph seventy three.
- 10 74. The respondent attorney denies the allegations of paragraph seventy four.
- 11 75. The respondent attorney denies the allegations of paragraph seventy five.
- 12 76. The respondent attorney denies the allegations of paragraph seventy six.
- 13 77. The respondent attorney denies the allegations of paragraph seventy seven.
- 14 78. The respondent attorney denies the allegations of paragraph seventy eight.
- 15 79. The respondent attorney denies the allegations of paragraph seventy nine.
- 16 80. The respondent attorney denies the allegations of paragraph eighty.
- 17 81. The respondent attorney denies the allegations of paragraph eighty one.
- 18 82. The respondent attorney denies the allegations of paragraph eighty two.
- 19 83. The respondent attorney denies the allegations of paragraph eighty three.
- 20 84. The respondent attorney denies the allegations of paragraph eighty four.
- 21 85. The respondent attorney denies the allegations of paragraph eighty five.
- 22 86. The respondent attorney denies the allegations of paragraph eighty six.
- 23 87. The respondent attorney denies the allegations of paragraph eighty seven.
- 24 88. The respondent attorney denies the allegations of paragraph eighty eight.
- 25 89. The respondent attorney denies the allegations of paragraph eighty nine.
- 26 90. The respondent attorney denies the allegations of paragraph ninety.
- 27 91. The respondent attorney denies the allegations of paragraph ninety one.
- 28 92. The respondent attorney denies the allegations of paragraph ninety two.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

- 1 93. The respondent attorney admits the allegations of paragraph ninety three.
- 2 94. The respondent attorney denies the allegations of paragraph ninety four.
- 3 95. The respondent attorney denies the allegations of paragraph ninety five.
- 4 96. The respondent attorney denies the allegations of paragraph ninety six.
- 5 97. The respondent attorney denies the allegations of paragraph ninety seven.
- 6 98. The respondent attorney denies the allegations of paragraph ninety eight.
- 7 99. The respondent attorney denies the allegations of paragraph ninety nine.
- 8 100. The respondent attorney denies the allegations of paragraph one hundred.
- 9 101. The respondent attorney denies the allegations of paragraph 101.
- 10 102. The respondent attorney denies the allegations of paragraph 102.
- 11 103. The respondent attorney denies the allegations of paragraph 103.
- 12 104. The respondent attorney denies the allegations of paragraph 104.
- 13 105. The respondent attorney denies the allegations of paragraph 105.
- 14 106. The respondent attorney denies the allegations of paragraph 106.
- 15 107. The respondent attorney denies the allegations of paragraph 107.
- 16 108. The respondent attorney admits the allegations of paragraph 108.
- 17 109. The respondent attorney denies the allegations of paragraph 109.
- 18 110. The respondent attorney denies the allegations of paragraph 110.
- 19 111. The respondent attorney denies the allegations of paragraph 111.
- 20 112. The respondent attorney denies the allegations of paragraph 112.
- 21 113. The respondent attorney admits the allegations of paragraph 113.
- 22 114. The respondent attorney denies the allegations of paragraph 114.
- 23 115. The respondent attorney denies the allegations of paragraph 115.
- 24 116. The respondent attorney denies the allegations of paragraph 116.
- 25 117. The respondent attorney denies the allegations of paragraph 117.
- 26 118. The respondent attorney denies the allegations of paragraph 118
- 27 119. The respondent attorney denies the allegations of paragraph 119
- 28 120. The respondent attorney admits the allegations of paragraph 120.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

1 121. The respondent attorney denies the allegations of paragraph 121.
2 122. The respondent attorney denies the allegations of paragraph 122.
3 123. The respondent attorney denies the allegations of paragraph 123.
4 124. The respondent attorney denies the allegations of paragraph 124.
5 125. The respondent attorney denies the allegations of paragraph 125.
6 126. The respondent attorney denies the allegations of paragraph 126.
7 127. The respondent attorney denies the allegations of paragraph 127.
8 128. The respondent attorney admits the allegations of paragraph 128.
9 129. The respondent attorney denies the allegations of paragraph 129.
10 130. The respondent attorney denies the allegations of paragraph 130.
11 131. The respondent attorney denies the allegations of paragraph 131.
12 132. The respondent attorney denies the allegations of paragraph 132.
13 133. The respondent attorney denies the allegations of paragraph 133.
14 134. The respondent attorney denies the allegations of paragraph 134.
15 135. The respondent attorney denies the allegations of paragraph 135.
16 136. The respondent attorney denies the allegations of paragraph 136.
17 137. The respondent attorney denies the allegations of paragraph 137.
18 138. The respondent attorney denies the allegations of paragraph 138.
19 139. The respondent attorney denies the allegations of paragraph 139.
20 140. The respondent attorney denies the allegations of paragraph 140.
21 141. The respondent attorney denies the allegations of paragraph 141.
22 142. The respondent attorney denies the allegations of paragraph 142.
23 143. The respondent attorney denies the allegations of paragraph 143.
24 144. The respondent attorney denies the allegations of paragraph 144.
25 145. The respondent attorney denies the allegations of paragraph 145.
26 146. The respondent attorney denies the allegations of paragraph 146.
27 147. The respondent attorney denies the allegations of paragraph 147.
28 148. The respondent attorney denies the allegations of paragraph 148.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

1 149. The respondent attorney denies the allegations of paragraph 149.
2 150. The respondent attorney denies the allegations of paragraph 150.
3 151. The respondent attorney denies the allegations of paragraph 151.
4 152. The respondent attorney denies the allegations of paragraph 152.
5 153. The respondent attorney denies the allegations of paragraph 153.
6 154. The respondent attorney denies the allegations of paragraph 154.
7 155. The respondent attorney denies the allegations of paragraph 155.
8 156. The respondent attorney denies the allegations of paragraph 156.
9 157. The respondent attorney denies the allegations of paragraph 157.
10 158. The respondent attorney admits the allegations of paragraph 158.
11 159. The respondent attorney denies the allegations of paragraph 159.
12 160. The respondent attorney denies the allegations of paragraph 160.
13 161. The respondent attorney denies the allegations of paragraph 161.
14 162. The respondent attorney admits the allegations of paragraph 162.
15 163. The respondent attorney denies the allegations of paragraph 163.
16 164. The respondent attorney denies the allegations of paragraph 164.
17 165. The respondent attorney denies the allegations of paragraph 165.
18 166. The respondent attorney denies the allegations of paragraph 166.
19 167. The respondent attorney denies the allegations of paragraph 167.
20 168. The respondent attorney denies the allegations of paragraph 168.
21 169. The respondent attorney admits the allegations of paragraph 169.
22 170. The respondent attorney denies the allegations of paragraph 170.
23 171. The respondent attorney denies the allegations of paragraph 171.
24 172. The respondent attorney denies the allegations of paragraph 172.
25 173. The respondent attorney denies the allegations of paragraph 173.
26 174. The respondent attorney denies the allegations of paragraph 174.
27 175. The respondent attorney admits the allegations of paragraph 175.
28 176. The respondent attorney denies the allegations of paragraph 176.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

1 177. The respondent attorney denies the allegations of paragraph 177.
2 178. The respondent attorney denies the allegations of paragraph 178.
3 179. The respondent attorney denies the allegations of paragraph 179.
4 180. The respondent attorney denies the allegations of paragraph 180.
5 181. The respondent attorney denies the allegations of paragraph 181.
6 182. The respondent attorney denies the allegations of paragraph 182.
7 183. The respondent attorney denies the allegations of paragraph 183.
8 184. The respondent attorney denies the allegations of paragraph 184.
9 185. The respondent attorney denies the allegations of paragraph 185.
10 186. The respondent attorney denies the allegations of paragraph 186.
11 187. The respondent attorney denies the allegations of paragraph 187.
12 188. The respondent attorney denies the allegations of paragraph 188.
13 189. The respondent attorney denies the allegations of paragraph 189.
14 190. The respondent attorney denies the allegations of paragraph 190.
15 191. The respondent attorney denies the allegations of paragraph 191.
16 192. The respondent attorney denies the allegations of paragraph 192.
17 193. The respondent attorney denies the allegations of paragraph 193.
18 194. The respondent attorney denies the allegations of paragraph 194.
19 195. The respondent attorney denies the allegations of paragraph 195.
20 196. The respondent attorney denies the allegations of paragraph 196.
21 197. The respondent attorney denies the allegations of paragraph 197.
22 198. The respondent attorney denies the allegations of paragraph 198.
23 199. The respondent attorney denies the allegations of paragraph 199.
24 200. The respondent attorney denies the allegations of paragraph 200.
25 201. The respondent attorney denies the allegations of paragraph 201.
26 202. The respondent attorney denies the allegations of paragraph 202.
27 203. The respondent attorney denies the allegations of paragraph 203.
28 204. The respondent attorney admits he allegations of paragraph 204.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

1 205. The respondent attorney denies the allegations of paragraph 205.
2 206. The respondent attorney denies the allegations of paragraph 206.
3 207. The respondent attorney denies the allegations of paragraph 207.
4 208. The respondent attorney denies the allegations of paragraph 208.
5 209. The respondent attorney denies the allegations of paragraph 209.
6 210. The respondent attorney denies the allegations of paragraph 210.
7 211. The respondent attorney denies the allegations of paragraph 211.
8 212. The respondent attorney denies the allegations of paragraph 212.
9 213. The respondent attorney admits the allegations of paragraph 213.
10 214. The respondent attorney denies the allegations of paragraph 214.
11 215. The respondent attorney denies the allegations of paragraph 215.
12 216. The respondent attorney denies the allegations of paragraph 216.
13 217. The respondent attorney denies the allegations of paragraph 217.
14 218. The respondent attorney denies the allegations of paragraph 218.
15 219. The respondent attorney denies the allegations of paragraph 219.
16 220. The respondent attorney denies the allegations of paragraph 220.
17 221. The respondent attorney denies the allegations of paragraph 221.
18 222. The respondent attorney denies the allegations of paragraph 222.
19 223. The respondent attorney denies the allegations of paragraph 223.
20 224. The respondent attorney denies the allegations of paragraph 224.
21 225. The respondent attorney denies the allegations of paragraph 225.
22 226. The respondent attorney denies the allegations of paragraph 226.
23 227. The respondent attorney denies the allegations of paragraph 227.
24 228. The respondent attorney denies the allegations of paragraph 228.
25 229. The respondent attorney denies the allegations of paragraph 229.
26 230. The respondent attorney denies the allegations of paragraph 230.
27 231. The respondent attorney denies the allegations of paragraph 231.
28 232. The respondent attorney denies the allegations of paragraph 232.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

1 233. The respondent attorney denies the allegations of paragraph 233.
2 234. The respondent attorney denies the allegations of paragraph 234.
3 235. The respondent admits the allegations of paragraph 235.
4 236. The respondent attorney denies the allegations of paragraph 236.
5 237. The respondent attorney denies the allegations of paragraph 237.
6 238. The respondent attorney denies the allegations of paragraph 238.
7 239. The respondent attorney denies the allegations of paragraph 239.
8 240. The respondent attorney denies the allegations of paragraph 240.
9 241. The respondent attorney denies the allegations of paragraph 241.
10 242. The respondent attorney denies the allegations of paragraph 242.
11 243. The respondent attorney denies the allegations of paragraph 243.
12 244. The respondent attorney denies the allegations of paragraph 244.
13 245. The respondent attorney denies the allegations of paragraph 245.
14 246. The respondent attorney denies the allegations of paragraph 246.
15 247. The respondent attorney admits the allegations of paragraph 247.
16 248. The respondent attorney denies the allegations of paragraph 248.
17 249. The respondent attorney denies the allegations of paragraph 249.
18 250. The respondent attorney denies the allegations of paragraph 250.
19 251. The respondent attorney denies the allegations of paragraph 251.
20 252. The respondent attorney denies the allegations of paragraph 252.
21 253. The respondent attorney denies the allegations of paragraph 253.
22 254. The respondent attorney denies the allegations of paragraph 254.
23 255. The respondent attorney denies the allegations of paragraph 255.
24 256. The respondent attorney denies the allegations of paragraph 256.
25 257. The respondent attorney denies the allegations of paragraph 257.
26 258. The respondent attorney denies the allegations of paragraph 258.
27 259. The respondent attorney denies the allegations of paragraph 259.
28 260. The respondent attorney denies the allegations of paragraph 260.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

1 261. The respondent attorney admits the allegations of paragraph 261.
2 262. The respondent attorney denies the allegations of paragraph 262.
3 263. The respondent attorney denies the allegations of paragraph 263.
4 264. The respondent attorney denies the allegations of paragraph 264.
5 265. The respondent attorney denies the allegations of paragraph 265.
6 266. The respondent attorney denies the allegations of paragraph 266.
7 267. The respondent attorney denies the allegations of paragraph 267.
8 268. The respondent attorney denies the allegations of paragraph 268.
9 269. The respondent attorney denies the allegations of paragraph 269.
10 270. The respondent attorney denies the allegations of paragraph 270.
11 271. The respondent attorney denies the allegations of paragraph 271.
12 272. The respondent attorney denies the allegations of paragraph 272.
13 273. The respondent attorney denies the allegations of paragraph 273.
14 274. The respondent attorney denies the allegations of paragraph 274.
15 275. The respondent attorney admits the allegations of paragraph 275.
16 276. The respondent attorney denies the allegations of paragraph 276.
17 277. The respondent attorney denies the allegations of paragraph 277.
18 278. The respondent attorney denies the allegations of paragraph 278.
19 279. The respondent attorney denies the allegations of paragraph 279.
20 280. The respondent attorney denies the allegations of paragraph 280.
21 281. The respondent attorney admits the allegations of paragraph 281.
22 282. The respondent attorney denies the allegations of paragraph 282.
23 283. The respondent attorney denies the allegations of paragraph 283.
24 284. The respondent attorney denies the allegations of paragraph 284.
25 285. The respondent attorney denies the allegations of paragraph 285.
26 286. The respondent attorney denies the allegations of paragraph 286.
27 287. The respondent attorney denies the allegations of paragraph 287.
28 288. The respondent attorney denies the allegations of paragraph 288.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

1 289. The respondent attorney denies the allegations of paragraph 289.
2 290. The respondent attorney denies the allegations of paragraph 290.
3 291. The respondent attorney denies the allegations of paragraph 291.
4 292. The respondent attorney denies the allegations of paragraph 292.
5 293. The respondent attorney denies the allegations of paragraph 293.
6 294. The respondent attorney denies the allegations of paragraph 294.
7 295. The respondent attorney denies the allegations of paragraph 295.
8 296. The respondent attorney denies the allegations of paragraph 296.
9 297. The respondent attorney denies the allegations of paragraph 297.
10 298. The respondent attorney denies the allegations of paragraph 298.
11 299. The respondent attorney denies the allegations of paragraph 299.
12 300. The respondent attorney denies the allegations of paragraph 300.
13 301. The respondent attorney denies the allegations of paragraph 301.
14 302. The respondent attorney denies the allegations of paragraph 302.
15 303. The respondent attorney admits the allegations of paragraph 303.
16 304. The respondent attorney denies the allegations of paragraph 304.
17 305. The respondent attorney denies the allegations of paragraph 305.
18 306. The respondent attorney denies the allegations of paragraph 306.
19 307. The respondent attorney denies the allegations of paragraph 307.
20 308. The respondent attorney denies the allegations of paragraph 308.
21 309. The respondent attorney denies the allegations of paragraph 309.
22 310. The respondent attorney denies the allegations of paragraph 310.
23 311. The respondent attorney admits the allegations of paragraph 311.
24 312. The respondent attorney denies the allegations of paragraph 312.
25 313. The respondent attorney denies the allegations of paragraph 313.
26 314. The respondent attorney denies the allegations of paragraph 314.
27 315. The respondent attorney denies the allegations of paragraph 315.
28 316. The respondent attorney denies the allegations of paragraph 316.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

1 317. The respondent attorney denies the allegations of paragraph 317.
2 318. The respondent attorney denies the allegations of paragraph 318.
3 319. The respondent attorney denies the allegations of paragraph 319.
4 320. The respondent attorney denies the allegations of paragraph 320.
5 321. The respondent attorney denies the allegations of paragraph 321.
6 322. The respondent attorney denies the allegations of paragraph 322.
7 323. The respondent attorney denies the allegations of paragraph 323.
8 324. The respondent attorney denies the allegations of paragraph 324.
9 325. The respondent attorney denies the allegations of paragraph 325.
10 326. The respondent attorney admits the allegations of paragraph 326.
11 327. The respondent attorney denies the allegations of paragraph 327.
12 328. The respondent attorney denies the allegations of paragraph 328.
13 329. The respondent attorney denies the allegations of paragraph 329.
14 330. The respondent attorney denies the allegations of paragraph 330.
15 331. The respondent attorney denies the allegations of paragraph 331.
16 332. The respondent attorney denies the allegations of paragraph 332.
17 333. The respondent attorney denies the allegations of paragraph 333.
18 334. The respondent attorney denies the allegations of paragraph 334.
19 335. The respondent attorney denies the allegations of paragraph 335.
20 336. The respondent attorney denies the allegations of paragraph 336.
21 337. The respondent attorney denies the allegations of paragraph 337.
22 338. The respondent attorney admits the allegations of paragraph 338.
23 339. The respondent attorney denies the allegations of paragraph 339.
24 340. The respondent attorney denies the allegations of paragraph 340.
25 341. The respondent attorney denies the allegations of paragraph 341.
26 342. The respondent attorney denies the allegations of paragraph 342.
27 343. The respondent attorney admits the allegations of paragraph 343.
28 344. The respondent attorney denies the allegations of paragraph 344.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

1 345. The respondent attorney denies the allegations of paragraph 345.
2 346. The respondent attorney denies the allegations of paragraph 346.
3 347. The respondent attorney denies the allegations of paragraph 347.
4 348. The respondent attorney denies the allegations of paragraph 348.
5 349. The respondent attorney denies the allegations of paragraph 349.
6 350. The respondent attorney admits the allegations of paragraph 350.
7 351. The respondent attorney denies the allegations of paragraph 351.
8 352. The respondent attorney denies the allegations of paragraph 352.
9 353. The respondent attorney denies the allegations of paragraph 353.
10 354. The respondent attorney denies the allegations of paragraph 354.
11 355. The respondent attorney denies the allegations of paragraph 355.
12 356. The respondent attorney denies the allegations of paragraph 356.
13 357. The respondent attorney admits the allegations of paragraph 357.
14 358. The respondent attorney denies the allegations of paragraph 358.
15 359. The respondent attorney denies the allegations of paragraph 359.
16 360. The respondent attorney denies the allegations of paragraph 360.
17 361. The respondent attorney denies the allegations of paragraph 361.
18 362. The respondent attorney denies the allegations of paragraph 362.
19 363. The respondent attorney denies the allegations of paragraph 363.
20 364. The respondent attorney denies the allegations of paragraph 364.
21 365. The respondent attorney denies the allegations of paragraph 365.
22 366. The respondent attorney denies the allegations of paragraph 366.
23 367. The respondent attorney denies the allegations of paragraph 367.
24 368. The respondent attorney denies the allegations of paragraph 368.
25 369. The respondent attorney denies the allegations of paragraph 369.
26 370. The respondent attorney denies the allegations of paragraph 370.
27 371. The respondent attorney denies the allegations of paragraph 371.
28 372. The respondent attorney denies the allegations of paragraph 372.

Response, Without Waiver of Motions for Reconsideration, Disqualification, and

1 373. The respondent attorney denies the allegations of paragraph 373.
2 374. The respondent attorney denies the allegations of paragraph 374.
3 375. The respondent attorney denies the allegations of paragraph 375.
4 376. The respondent attorney denies the allegations of paragraph 376.
5 377. The respondent attorney denies the allegations of paragraph 377.
6 378. The respondent attorney denies the allegations of paragraph 378.
7 379. The respondent attorney denies the allegations of paragraph 379.
8 380. The respondent attorney admits the allegations of paragraph 380.
9 381. The respondent attorney denies the allegations of paragraph 381.
10 382. The respondent attorney denies the allegations of paragraph 382.
11 383. The respondent attorney denies the allegations of paragraph 383.
12 384. The respondent attorney denies the allegations of paragraph 384.
13 385. The respondent attorney reserves the right to raise affirmative defenses to the

14 Notice of Disciplinary Charges other than those set forth below:

15 386. The State Bar Court of The State Bar of California is a racketeering enterprise
16 involving "Buy Out of Discipline."

17 387. The judges of the State Bar's Court are fired if they find an attorney not guilty as
18 their job is "to bring in the money" from findings of guilt of each attorney.

19 388. The judges of the State Bar's Court are disqualified due to their conflicts of
20 interest.

21 389. The Honorable Lucy Armendariz is disqualified due to her interest in the outcome
22 and other conflicts.

23 390. The prosecuting party and its employees are disqualified to prosecute attorneys.

24 Dated this November 9, 2011

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26
27 SEAN GJERDE
28 Respondent Attorney, *Pro Se*

1 373. The respondent attorney denies the allegations of paragraph 373.
2 374. The respondent attorney denies the allegations of paragraph 374.
3 375. The respondent attorney denies the allegations of paragraph 375.
4 376. The respondent attorney denies the allegations of paragraph 376.
5 377. The respondent attorney denies the allegations of paragraph 377.
6 378. The respondent attorney denies the allegations of paragraph 378.
7 379. The respondent attorney denies the allegations of paragraph 379.
8 380. The respondent attorney admits the allegations of paragraph 380.
9 381. The respondent attorney denies the allegations of paragraph 381.
10 382. The respondent attorney denies the allegations of paragraph 382.
11 383. The respondent attorney denies the allegations of paragraph 383.
12 384. The respondent attorney denies the allegations of paragraph 384.
13 385. The respondent attorney reserves the right to raise affirmative defenses to the

14 Notice of Disciplinary Charges other than those set forth below:

15 386. The State Bar Court of The State Bar of California is a racketeering enterprise
16 involving "Buy Out of Discipline."

17 387. The judges of the State Bar's Court are fired if they find an attorney not guilty as
18 their job is "to bring in the money" from findings of guilt of each attorney.

19 388. The judges of the State Bar's Court are disqualified due to their conflicts of
20 interest.

21 389. The Honorable Lucy Armendariz is disqualified due to her interest in the outcome
22 and other conflicts.

23 390. The prosecuting party and its employees are disqualified to prosecute attorneys.

24 Dated this November 9, 2011

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27 SEAN GJERDE
28 Respondent Attorney,

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Proof of Service

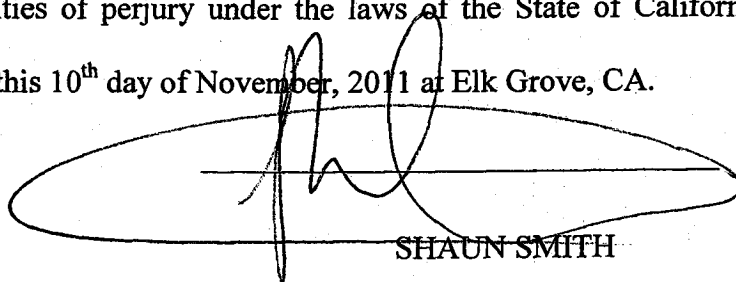
I, Shaun Smith am over eighteen and not a party to the proceeding. My business address is, 8880 Elk Grove Blvd, Suite A, Elk Grove, CA 95624. I served a copy of the RESPONSE, WITHOUT WAIVER OF MOTIONS FOR RECONSIDERATION, DISQUALIFICATION, AND APPELLATE CONSIDERATION by mailing, by first class mail, postage prepaid, to the following:

Board of Governors
State Bar of California
180 Howard Street
San Francisco, CA 94105

Jayne Kim
Chief Trial Counsel
State Bar of California
1149 South Hill Street
Los Angeles, CA 90015

Patsy Cobb
Lawrence Dal Cerro
Allen Blumental
Esther Rogers
Maria Oropeza
Deputy Trial Counsel
State Bar of California
180 Howard Street
San Francisco, CA 94105

I declare under the penalties of perjury under the laws of the State of California that the foregoing is true and correct this 10th day of November, 2011 at Elk Grove, CA.


SHAUN SMITH

Response, Without Waiver of Motions for Reconsideration, Disqualification, and