

ORIGINAL

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State Bar Court of California
Hearing Department
Los Angeles
ACTUAL SUSPENSION

<p>Counsel For The State Bar</p> <p>Eli D. Morgenstern Senior Trial Counsel The State Bar of California 1149 South Hill Street Los Angeles, CA 90015-2299 (213) 765-1334</p> <p>Bar # 190560</p>	<p>Case Number(s): 10-O-09367, 10-O-09369, 12-O-15314</p>	<p>For Court use only</p> <p>FILED</p> <p>NOV 06 2013 <i>[Signature]</i></p> <p>STATE BAR COURT CLERK'S OFFICE LOS ANGELES</p> <p>PUBLIC MATTER</p>
<p>In Pro Per Respondent</p> <p>Raymond Faulkner Choi Justice OC Attorneys at Law 18697 Fairfax Lane Huntington Beach, CA 92648 (657) 888-4080</p> <p>Bar # 227132</p>	<p>Submitted to: Assigned Judge</p> <p>STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING</p> <p>ACTUAL SUSPENSION</p> <p><input type="checkbox"/> PREVIOUS STIPULATION REJECTED</p>	
<p>In the Matter of: RAYMOND FAULKNER CHOI</p> <p>Bar # 227132</p> <p>A Member of the State Bar of California (Respondent)</p>		

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 December 1, 2003.
- (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 12 pages, not including the order.

(Effective January 1, 2011)

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- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts."
- (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: for the following two billing cycles following the effective date of the discipline herein. (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. See page 9 for further discussion.

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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. See page 9 for further discussion.
- (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.
- (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.

(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:

No Prior Discipline. See page 10 for further discussion.
Pretrial Stipulation. See page 10 for further discussion.

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 90 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: Respondent shows satisfactory proof to the Office of Probation that he has paid in full the sanction imposed by Judge Bromberg in the Xuan H. Nguyen matter discussed on pgs 7 & 8 of this Stipulation in the Statement of Facts for Case No. 10-O-09369.

E. Additional Conditions of Probation:

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- (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:

<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)

Actual Suspension

(Do not write above this line.)

- (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: RAYMOND FAULKNER CHOI
CASE NUMBERS: 10-O-09367, 10-O-09369, 12-O-15314

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 Rule of Professional Conduct.

Case No. 10-O-09367 (State Bar Investigation)

FACTS:

1. Respondent was the attorney of record for John Van Le, the defendant in a criminal matter ("the Le matter").
2. On May 11, 2009, and June 11, 2009, Respondent failed to appear for pretrial hearings in the Le matter, despite the fact that he received advance notice of both of those hearings.
3. Before failing to appear on May 11, 2009, and June 11, 2009, Respondent failed to notify the court, his client, or opposing counsel that he would not appear.

CONCLUSIONS OF LAW:

4. By failing to appear for pretrial hearings in the Le matter, and by failing to notify the court and his client that he would not appear, Respondent willfully failed to perform legal services competently, in violation of rule 3-110(A) of the Rules of Professional Conduct.

Case No. 10-O-09369 (State Bar Investigation)

FACTS:

5. Respondent was the attorney of record for Xuan Huong Nguyen ("Nguyen"), the defendant in a criminal matter ("the Nguyen matter").
6. On June 22, 2010, both Respondent and Nguyen appeared at a pretrial hearing in the Nguyen matter before Judge Steven D. Bromberg. At the hearing, Nguyen informed the court that she wished to retain new counsel. Respondent also informed the court that Nguyen had not paid him and he wished to be relieved as attorney of record for Nguyen. Judge Bromberg informed both Nguyen and Respondent that inasmuch as the matter was a felony criminal case, unless Nguyen was prepared to represent herself, Respondent would remain as attorney of record until new counsel made an appearance on behalf of Nguyen. To that end, Judge Bromberg ordered Respondent to return for the next pre-trial appearance on June 24, 2010.

7. On the morning of June 24, 2010, Respondent telephoned Judge Bromberg's court and spoke with the court clerk. Respondent informed the clerk that he was busy with another case involving another client who had been involved in a police raid and that he would be unable to appear that morning on behalf of Nguyen.

8. On June 24, 2010, when the Nguyen matter was called, Respondent was not present to represent Nguyen. At Judge Bromberg's direction, the court clerk telephoned Respondent and left several messages on his phone advising him that the court required his immediate appearance, and if he did not appear by the close of business, a bench warrant hold would be issued for the next day. Respondent did not appear before the court before the close of business on June 24, 2010. Accordingly, a bench warrant hold was issued. On June 24, 2010, the court held an in camera hearing in the Nguyen matter, and Respondent was relieved as counsel in absentia.

9. On June 25, 2010, Respondent appeared before Judge Bromberg. Respondent was given a full opportunity to explain his conduct. At the conclusion of the hearing, Judge Bromberg sanctioned Respondent \$1,000 pursuant to Code of Civil Procedure section 177.5.

10. On July 1, 2010, Respondent again appeared before Judge Bromberg requesting to address the court. Respondent was given that opportunity and apologized to the court for his conduct and advised the court of his intent to avoid these types of situations in the future.

11. Respondent was unable to promptly pay the \$1,000 in sanctions imposed by Judge Bromberg. However, he sought and was granted extensions of time to pay the sanctions. On December 7, 2011, Judge Bromberg issued an Order Re: Sanctions which required Respondent to make monthly payments of \$100 due on the tenth (10th) day of each month until the \$1,000 sanction imposed by Judge Bromberg is paid in full. To date, Respondent has not paid the full amount of the sanction.

CONCLUSIONS OF LAW:

12. By failing to appear for the June 24, 2010 pretrial hearing in the Nguyen matter as ordered by the court, Respondent willfully disobeyed an order of the court requiring him to do an act connected with or in the course of his profession, which he ought in good faith to do, in violation of Business and Professions Code section 6103.

Case No. 12-O-15314 (State Bar Investigation)

FACTS:

13. On December 13, 2011, Respondent entered into an Agreement in Lieu of Discipline ("ALD") with the Office of the Chief Trial Counsel of the State Bar of California in case numbers 10-O-09367 and 10-O-09369. On December 13, 2011, the ALD became effective, and was effective for a period of one year from that date.

14. During the effective period of the ALD, Respondent was required, among other things, to comply with the provisions of the State Bar Act (Business and Professions Code §§ 6000 et seq.), and the California Rules of Professional Conduct.

15. As described below, Respondent committed violations of the State Bar Act and Rules of Professional Conduct while representing Desiree Sandoval ("Sandoval") in a criminal matter during the effective period of the ALD.

16. In May 2012, Sandoval employed Respondent to represent her in a criminal matter ("the Sandoval matter"). At the time that she employed Respondent, Sandoval was in custody.

17. On May 11, 2012, Respondent appeared at a pre-trial conference in the Sandoval matter, and substituted in as attorney of record for Sandoval. At the May 11, 2012 pre-trial conference, the court advised Respondent of the scheduled trial date in the Sandoval matter of June 6, 2012. At the May 11, 2012 pre-trial conference, Respondent requested an additional pre-trial conference be set for May 25, 2012. The court granted Respondent's request.

18. On May 25, 2012, Respondent appeared at the pre-trial conference for the Sandoval matter. At the pre-trial conference, the court, at Respondent's request, set an additional pre-trial conference for June 1, 2012.

19. On June 1, 2012, Respondent failed to appear at the pre-trial conference in the Sandoval matter.

20. On June 6, 2012, Respondent failed to appear at the trial in the Sandoval matter. At the June 6, 2012 trial, Sandoval appeared and requested that Respondent be replaced with appointed counsel. On June 6, 2012, the court appointed counsel to replace Respondent as Sandoval's counsel in the Sandoval matter, and continued the trial date.

CONCLUSIONS OF LAW:

21. By failing to appear at both the June 1, 2012 pre-trial conference and the June 6, 2012 trial in the Sandoval matter, Respondent intentionally, recklessly, or repeatedly failed to perform legal services with competence in willful violation of Rules of Professional Conduct, rule 3-110(A).

22. By violating Rules of Professional Conduct, rule 3-110(A), in the Sandoval matter during the effective period of the ALD in Case Nos. 10-O-09367 and 10-O-09369, Respondent failed to keep all agreements made in lieu of disciplinary prosecution with the agency charged with attorney discipline in willful violation of Business and Professions Code, section 6068(1).

ADDITIONAL FACTS RE AGGRAVATING CIRCUMSTANCES.

Harm (Std. 1.2(b)(iv)): Respondent's misconduct caused harmed the administration of justice as it caused delay in the Le, Nguyen, and Sandoval criminal matters.

Multiple Acts of Misconduct (Std. 1.2(b)(ii)): Respondent failed to perform with competence in the Le and Sandoval matters, and disobeyed a court order in the Nguyen matter. Further, by committing misconduct in the Sandoval matter, Respondent violated the terms of the ALD in Case Nos. 10-O-09367 and 10-O-09369. Respondent's multiple acts of misconduct are an aggravating circumstance. (*In the Matter of Bach* (Review Dept. 1991) 1 Cal. State Bar Ct. Rptr. 631, 646-647 [three acts of misconduct found to constitute multiple acts of misconduct].)

ADDITIONAL FACTS RE MITIGATING CIRCUMSTANCES.

No Prior Discipline: Respondent was admitted to practice law in California on December 1, 2003 and had no record of discipline prior to his misconduct in 2009 and 2010 in the Le and Nguyen matters. Respondent is entitled to only nominal mitigation for his approximately five and one-half years of discipline-free practice. (*In the Matter of Duxbury* (Review Dept. 1999) 4 Cal. State Bar Ct. Rptr. 61, 66 [attorney's five years of discipline-free practice is of "nominal" weight].)

Prefiling Stipulation: Respondent is entitled to mitigation for entering into a full stipulation with the Office of the Chief Trial Counsel prior to the filing of a Notice of Disciplinary Charges, thereby saving the State Bar Court time and resources. (*Silva-Vidor v. State Bar* (1989) 49 Cal.3d 1071, 1079 [where mitigative credit was given for entering into a stipulation as to facts and culpability].)

AUTHORITIES SUPPORTING DISCIPLINE.

The Standards for Attorney Sanctions for Professional Misconduct provide a "process of fixing discipline" pursuant to a set of written principles to "better discharge the purposes of attorney discipline as announced by the Supreme Court." (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, Introduction (all further references to standards are to this source).) The primary purposes of disciplinary proceedings and of the sanctions imposed are "the protection of the public, the courts and the legal profession; the maintenance of high professional standards by attorneys and the preservation of public confidence in the legal profession." (*In re Morse* (1995) 11 Cal.4th 184, 205; std. 1.3.)

Although not binding, the standards are entitled to "great weight" and should be followed "whenever possible" in determining level of discipline. (*In re Silverton* (2005) 36 Cal.4th 81, 92, quoting *In re Brown* (1995) 12 Cal.4th 205, 220 and *In re Young* (1989) 49 Cal.3d 257, 267, fn. 11.) Adherence to the standards in the great majority of cases serves the valuable purpose of eliminating disparity and assuring consistency, that is, the imposition of similar attorney discipline for instances of similar attorney misconduct. (*In re Naney* (1990) 51 Cal.3d 186, 190.) Any discipline recommendation different from that set forth in the applicable standards should clearly explain the reasons for the deviation. (*Blair v. State Bar* (1989) 49 Cal.3d 762, 776, fn. 5.)

Respondent admits to committing five acts of professional misconduct. Standard 1.6 (a) requires that where a Respondent acknowledges two or more acts of misconduct, and different sanctions are prescribed by the standards that apply to those acts, the sanction imposed shall be the more or most severe prescribed in the applicable standards.

The most severe sanction applicable to Respondent's misconduct is found in standard 2.6, which applies to Respondent's violations of Business and Professions Code, section 6068(1) and section 6103.

Standard 2.6 provides that culpability for a violation of either section 6068(1) or section 6103 shall result in disbarment or suspension with consideration being given to the gravity of the offense or harm to the victim, and with regard to the purposes of attorney discipline as set forth in standard 1.3.

Respondent's misconduct spans a period of three years and involves failing to appear at court ordered hearings on behalf of three separate criminal defense clients. Further, Respondent's misconduct in the Sandoval matter violated the terms of an agreement in lieu of discipline.

Respondent is entitled to mitigation for entering into this Stipulation. And, he is entitled to nominal mitigation for his five years of discipline-free practice. However, these mitigating factors are not sufficiently compelling to warrant a deviation from standard 2.6. Respondent's multiple acts of misconduct spanning several years and involving three different clients, combined with the fact that his most recent misconduct violated the terms of an agreement in lieu of discipline, warrants a period of actual suspension.

In light of Respondent's misconduct, the applicable standard, and the aggravating and mitigating circumstances surrounding the misconduct, a discipline consisting of a two-year stayed suspension, and a two-year probation with conditions including a 90-day actual suspension is warranted in order to satisfy the purposes of attorney discipline as set forth in standard 1.3.

Supreme Court case law also supports the recommended level of discipline. In *King v. State Bar* (1990) 52 Cal. 3d 307, the attorney was found culpable in two client matters of failing to perform with competence, failing to return client files, and violating his oath and duties as an attorney. In mitigation the hearing panel noted that the attorney did not have a prior record of discipline over many years of practice, was cooperative with his clients, and suffered from financial difficulties and depression. In aggravation, the attorney's clients suffered harm and the attorney failed to appreciate the severity of his misconduct or the harm caused to his clients. The Supreme Court ordered, among other things, that the attorney be actually suspended for 90 days.

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of October 1, 2013, the prosecution costs in this matter are \$4,693. The costs are to be paid in equal amounts prior to February 1 for the following two billing cycles following the effective date of the discipline herein. 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.

EXCLUSION FROM MCLE CREDIT

Pursuant to rule 3201, Respondent may not receive MCLE credit for completion of State Bar Ethics School, or any other education course(s) to be ordered as a condition of reproof or suspension. (Rules Proc. of State Bar, rule 3201.)

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In the Matter of RAYMOND FAULKNER CHOI	Case number(s): 10-O-09367, 10-O-09369, 12-O-15314
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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 Fact, Conclusions of Law and Disposition.

10/07/2013

Date



Respondent's Signature

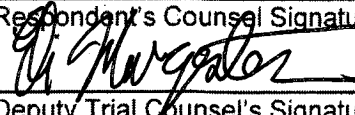
Raymond Faulkner Choi
Print Name

Date

10/16/13

Date

Respondent's Counsel Signature



Deputy Trial Counsel's Signature

Print Name

Eli D. Morgenstern
Print Name

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In the Matter of: RAYMONG FAULKNER CHOI	Case Number(s): 10-O-09367; 10-O-09369; 12-O-15314
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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.

By agreement of the parties, numbered paragraph 11 on page 8 of the stipulation is modified by adding that respondent owes \$700 of the sanction, which is payable to the clerk of the Orange County Superior Court.

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.)**

Nov. 5, 2013
Date


GEORGE E. SCOTT, JUDGE PRO TEM
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 November 6, 2013, 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:

RAYMOND F. CHOI
JUSTICE OC ATTORNEYS AT LAW
18697 FAIRFAX LN
HUNTINGTON BEACH, CA 92648

- by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

ELI MORGENSTERN, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on November 6, 2013.



Angela Carpenter
Case Administrator
State Bar Court