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State Bar Court of California Hearing Department Los Angeles ACTUAL SUSPENSION			PUBLIC MATTER
Counsel For The State Bar Lara Bairamian Deputy Trial Counsel 1149 South Hill Street Los Angeles, CA 90015 (213) 765-1338 Bar # 253056	Case Number(s): 12-O-14872, 12-O-14979	For Court use only <div style="text-align: center;"> FILED MAY 02 2013 STATE BAR COURT CLERK'S OFFICE LOS ANGELES </div>	
Counsel For Respondent John 'Jack' W. Nelson Weisenberg & Nelson, Inc. 12437 Lewis Street, Suite 204 Garden Grove, CA 92840 (714) 703-7070 Bar # 73958	Submitted to: STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING ACTUAL SUSPENSION <input type="checkbox"/> PREVIOUS STIPULATION REJECTED		
In the Matter of: Dennis Patrick O'Connell Bar # 97769 A Member of the State Bar of California (Respondent)			

Note: All information required by this form and any additional information which cannot be provided in the space provided, must be set forth in an attachment to this stipulation under specific headings, e.g., "Facts," "Dismissals," "Conclusions of Law," "Supporting Authority," etc.

A. Parties' Acknowledgments:

- (1) Respondent is a member of the State Bar of California, admitted May 29, 1981.
- (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.



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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: two (2) 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 00-O-11476. See attachment at page 9 for additional details regarding the prior discipline.
 - (b) Date prior discipline effective March 15, 2001.
 - (c) Rules of Professional Conduct/ State Bar Act violations: Rules of Professional Conduct, rule 3-110(A) and Business and Professions Code, section 6068(m).
 - (d) Degree of prior discipline Private reproof, public disclosure.
 - (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.

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- (4) **Harm:** Respondent's misconduct harmed significantly a client, the public or the administration of justice. See Attachment at page 9.
- (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 Attachment at page 9.
- (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.

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- (11) **Good Character:** Respondent's good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of his/her misconduct.
- (12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.
- (13) **No mitigating circumstances** are involved.

Additional mitigating circumstances:

See Attachment at page 9.

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 30 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.

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- (2) During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.
- (3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: .
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) The following conditions are attached hereto and incorporated:
- | | |
|---|---|
| <input type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

- (1) **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National

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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: Dennis Patrick O'Connell

CASE NUMBER(S): 12-O-14872, 12-O-14979

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.

Case No. 12-O-14872 (Complainant: Christopher Gabriel Valencia)

FACTS:

1. On March 28, 2008, Christopher Gabriel Valencia ("Valencia") employed Respondent to handle a post-conviction writ ("writ") and second jury trial.
2. At all relevant times, Valencia was incarcerated.
3. On March 28, 2008, Valencia's mother, Sallie Gomez ("Gomez"), paid \$10,000 in advanced fees to Respondent.
4. On March 28, 2008, Gomez provided to Respondent the reporter's transcripts on appeal and clerk's transcript that Respondent needed to prepare the writ on behalf of Valencia. Respondent received the transcripts.
5. On June 9, 2008, Respondent sent a letter to Valencia stating that Respondent was preparing Valencia's case and expected to file the writ by August 2009.
6. On June 22, 2009, Respondent sent a letter to Valencia stating that the writ would be ready for Valencia's review by mid-July 2009.
7. On February 4, 2010, Respondent sent a letter to Valencia stating that Respondent was still in the process of completing the writ.
8. On April 22, 2010, Respondent sent a letter to Valencia stating that the writ would be ready in June 2010.
9. Respondent never completed and filed the writ on Valencia's behalf.
10. Respondent did not perform any legal services of value for Valencia.

11. On April 2, 2013, after the initiation of the State Bar's disciplinary matter, Respondent sent Valencia a check refunding the \$10,000 in unearned advanced fees.

CONCLUSIONS OF LAW:

12. By failing to prepare and file the writ or otherwise perform any services of value on behalf of Valencia, Respondent intentionally, recklessly, or repeatedly failed to perform legal services with competence in willful violation of Rules of Professional Conduct, rule 3-110(A).

Case No. 12-O-14979 (Complainant: Alexander Garcia)

FACTS:

13. On September 11, 2011, Alexander Garcia ("Garcia") employed Respondent to prepare and file a petition for expungement ("petition") of a prior criminal conviction.

14. On September 11, 2011, Garcia paid \$2,000 in advanced fees to Respondent.

15. Respondent failed to communicate with Garcia after September 11, 2011, effectively terminating his representation of Garcia.

16. Between September 2011 and June 2012, Garcia and his parents, Sergio Garcia and Rosa Garcia, repeatedly telephoned Respondent and left voicemail messages requesting status updates regarding Garcia's matter. Respondent received the voicemail messages but did not contact Garcia.

17. On June 1, 2012, Garcia sent a letter to Respondent stating that Garcia had not heard from Respondent since September 11, 2011 and requesting Respondent to contact him regarding the status of his matter. Respondent received the letter but did not respond to Garcia's June 1, 2012 letter.

18. Respondent never completed and filed the petition on Garcia's behalf.

19. Respondent did not perform any legal services of value for Garcia and did not earn any of the \$2,000.

20. In September 2012, after the initiation of the State Bar's disciplinary matter, Respondent sent Garcia a check refunding \$2,000 in advanced fees

CONCLUSIONS OF LAW:

21. By failing to prepare and file the petition or otherwise perform any services of value on behalf of Garcia, 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 failing to timely refund \$2,000 in unearned fees to Garcia, Respondent failed to refund promptly any part of a fee paid in advance that has not been earned in willful violation of Rules of Professional Conduct, rule 3-700(D)(2).

23. By failing to respond to Garcia's repeated status inquiries between September 2011 and June 2012 and failing to respond to Garcia's June 1, 2012 letter, Respondent failed to respond promptly to reasonable status inquiries of a client in a matter in which Respondent had agreed to provide legal services in willful violation of Business and Professions Code, section 6068(m).

ADDITIONAL FACTS RE PRIOR RECORD OF DISCIPLINE.

In State Bar case number 00-O-11476, Respondent was disciplined after stipulating to two counts of misconduct in a criminal defense matter involving the modification of a criminal sentence and a release from incarceration for a single client. Respondent failed to perform the modification and release before termination in violation of Rules of Professional Conduct, rule 3-110(A) and failed to respond promptly to reasonable status inquiries in violation of Business and Professions Code, section 6068(m). Respondent received a private reproof with public disclosure effective March 15, 2001.

ADDITIONAL FACTS RE AGGRAVATING CIRCUMSTANCES.

Harm. Respondent received \$10,000 in advanced fees from Valencia and \$2,000 in advanced fees from Garcia. Thereafter, in both cases, Respondent performed no legal services of value but failed to promptly refund the unearned fees. Respondent's misconduct caused significant harm to his clients in that they were without the use of their funds for significant periods of time. (Standard 1.2(b)(iv).)

Multiple Acts. Respondent's current misconduct evidences multiple acts of wrongdoing as described above, which resulted in the failure to perform services in two separate client matters and failed to communicate in one of the matters. (Standard 1.2(b)(ii).)

ADDITIONAL FACTS RE MITIGATING CIRCUMSTANCES.

Pre-trial Stipulation. Respondent is entitled to mitigation for entering into a full stipulation with the Office of Chief Trial Counsel prior to the filing of formal charges, thereby avoiding the necessity of a trial and saving the State Bar Court time and resources. (*In the Matter of Downey* (Review Dept. 2009) 5 Cal. State Bar Ct. Rptr. 151, 156; *In the Matter of Van Sickle* (Review Dept. 2006) 4 Cal. State Bar Ct. Rptr. 980, 993-94.)

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 Silvertan* (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.)

Standard 1.7(a) provides that if a member has a prior record of discipline, the degree of discipline in the current proceeding shall be greater than the discipline imposed in the prior proceeding unless the prior discipline was so remote in time to the current proceeding and the offense for which it was imposed was so minimal in severity that imposing greater discipline in the current proceeding would be manifestly unjust. In this case, Respondent's prior discipline is not remote in time in that it was imposed in March 2001, only seven years prior to the commencement of the current misconduct. Accordingly, pursuant to Standard 1.7(a), the discipline imposed in the current matter should be greater.

The most severe sanction applicable to Respondent's misconduct is found both in standards 2.4(b) and 2.10, which provide for discipline ranging from reproof to suspension. Standard 2.4(b) specifically addresses Respondent's violation of Rules of Professional Conduct, rule 3-110(A). Standard 2.10 applies to Respondent's violation of Rules of Professional Conduct, rule 3-700(D)(2).

Standard 2.4(b) provides that culpability of a member of willfully failing to perform services in client matters not demonstrating a pattern of misconduct shall result in reproof or suspension depending on the extent of the misconduct and the degree of harm to the client. Standard 2.10 provides that culpability of a member of a wilful violation of any Rule of Professional Conduct not specified in these standards shall result in reproof or suspension according to the gravity of the offense or the harm, if any, to the victim, with due regard to the purposes of imposing discipline set forth in standard 1.3. In this matter, Respondent was retained to perform services for two separate clients. In both cases, Respondent failed to perform any services of value after charging and collecting advanced attorneys fees. After failing to perform, Respondent refunded the unearned advanced fees collected from the clients, but only after both clients made formal complaints to the State Bar. The standards call for a range of discipline consisting of reproof to suspension. Based on Respondent's prior record of discipline, the extent of the misconduct and the degree of harm to both clients, actual suspension is warranted.

In *In the Matter of Copren* (Review Dept. 2005) 4 Cal. State Bar Ct. Rptr. 861, an attorney was culpable in a single client matter of failing to perform legal services competently, committing an act of moral turpitude, improper solicitation of a prospective client, failing to return unearned fees and failing to cooperate with the State Bar. In particular, analogous to the instant case, Copren failed to appear at a bankruptcy hearing on her client's behalf to address a pending motion to dismiss after failing to file a necessary checklist to effectuate the Chapter 13 bankruptcy for which she was hired by the client. Copren also failed to refund the \$750.00 in advance fees she collected from the client. After Copren failed to appear for State Bar disciplinary proceedings, a default decision was entered against her. The Review Department held that a 60-day actual suspension was an appropriate level of discipline for Copren finding in mitigation her lack of any prior discipline in over nine years of practice, but finding in aggravation that her failure to refund the unearned fees constituted indifference and that she failed to participate in the disciplinary proceedings prior to entry of her default.

While Respondent's misconduct here concerned a failure to perform in two matters, Respondent's attitude towards the disciplinary proceedings makes this case distinguishable from *Copren*. Respondent cooperated with the State Bar investigation and, at an early stage in the disciplinary proceedings, agreed

to enter into a full stipulation admitting his misconduct in both client matters. Unlike *Copren*, Respondent did not default, has not engaged in an act of moral turpitude and issued a refund to both of his clients. Therefore, discipline less severe than in *Copren* is warranted.

Accordingly, a two (2) year stayed suspension accompanied by a two (2) year probationary period with conditions including a 30-day actual suspension serves the purpose of State Bar discipline.

PENDING PROCEEDINGS.

The disclosure date referred to on page 2, paragraph A(7), was March 18, 2013.

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of March 18, 2013, the prosecution costs in this matter are \$2,865. 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. (Rules Proc. of State Bar, rule 3201.)

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In the Matter of: Dennis Patrick O'Connell	Case number(s): 12-O-14872, 12-O-14979
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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.

4/8/13 Date		Dennis Patrick O'Connell Print Name
4/08/2013 Date		John 'Jack' W. Nelson Print Name
4/11/13 Date		Lara Bairamian Print Name

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In the Matter of: Dennis Patrick O'Connell	Case Number(s): 12-O-14872; 12-O-14979
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ACTUAL SUSPENSION ORDER


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

- The stipulated facts and disposition are APPROVED and the DISCIPLINE RECOMMENDED to the Supreme Court.
- The stipulated facts and disposition are APPROVED AS MODIFIED as set forth below, and the DISCIPLINE IS RECOMMENDED to the Supreme Court.
- All Hearing dates are vacated.

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

Date

5-1-13


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 May 2, 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:

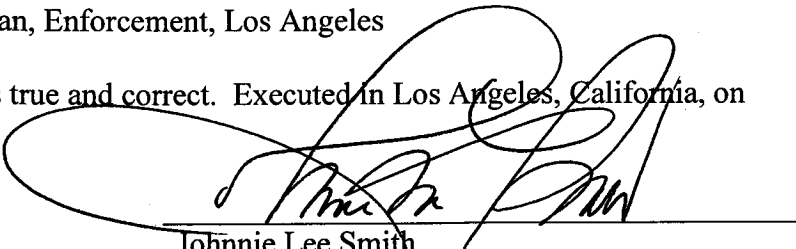
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

JOHN WILLIAM NELSON
WEISENBERG & NELSON, INC.
12437 LEWIS ST STE 204
GARDEN GROVE, CA 92840

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

Lara Bairamian, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on May 2, 2013.



Johnnie Lee Smith
Case Administrator
State Bar Court