

1 STATE BAR OF CALIFORNIA
2 OFFICE OF THE CHIEF TRIAL COUNSEL
3 JAYNE KIM, No. 174614
4 CHIEF TRIAL COUNSEL
5 JOSEPH R. CARLUCCI, No. 172309
6 DEPUTY CHIEF TRIAL COUNSEL
7 MELANIE J. LAWRENCE, No. 230102
8 ASSISTANT CHIEF TRIAL COUNSEL
9 HEATHER E. ABELSON, No. 243691
10 DEPUTY TRIAL COUNSEL
11 1149 South Hill Street
12 Los Angeles, California 90015-2299
13 Telephone: (415) 538-2357

FILED

NOV - 6 2013

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

PUBLIC MATTER

STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

In the Matter of:

) Case No. 12-O-18057

13 FARI BARI NEJADPOUR,
14 No. 216925,

) NOTICE OF DISCIPLINARY CHARGES
)
)
)

15 A Member of the State Bar

NOTICE - FAILURE TO RESPOND!

17 IF YOU FAIL TO FILE A WRITTEN ANSWER TO THIS NOTICE
18 WITHIN 20 DAYS AFTER SERVICE, OR IF YOU FAIL TO APPEAR AT
19 THE STATE BAR COURT TRIAL:

- 19 (1) YOUR DEFAULT WILL BE ENTERED;
20 (2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU
21 WILL NOT BE PERMITTED TO PRACTICE LAW;
22 (3) YOU WILL NOT BE PERMITTED TO PARTICIPATE FURTHER IN
23 THESE PROCEEDINGS UNLESS YOU MAKE A TIMELY MOTION
24 AND THE DEFAULT IS SET ASIDE, AND;
25 (4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.
26 SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE
27 OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN
28 ORDER RECOMMENDING YOUR DISBARMENT WITHOUT
FURTHER HEARING OR PROCEEDING. SEE RULE 5.80 ET SEQ.,
RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA.



1 The State Bar of California alleges:

2 JURISDICTION

3 1. FARI BARI NEJADPOUR ("Respondent") was admitted to the practice of law in the
4 State of California on December 4, 2001, was a member at all times pertinent to these charges,
5 and is currently a member of the State Bar of California.

6 COUNT ONE

7 Case No. 12-O-18057
8 Business and Professions Code, section 6068(a)
[Failure to Comply With Laws]

9 2. On or about August 24, 2012, Respondent appeared on behalf of his client, Lavern
10 Alaras, at a judgment debtor's examination in the matter, *Alaras v. Borro*, Los Angeles County
11 Superior Court Case No. BD 435611, in violation of the automatic stay imposed to Title 11,
12 United States Code section 362, and thereby in willful violation of Business and Professions
13 Code section 6068(a).

14 COUNT TWO

15 Case No. 12-O-18057
16 Business and Professions Code, section 6106
[Moral Turpitude]

17 3. On or about August 24, 2012, Respondent appeared on behalf of his client, Lavern
18 Alaras, at a judgment debtor's examination in the matter, *Alaras v. Borro*, Los Angeles County
19 Superior Court Case No. BD 435611, and intentionally or with gross negligence failed to
20 disclose to the court that an automatic stay was in effect pursuant to Title 11, United States Code
21 section 362, and thereby committed an act involving moral turpitude, dishonesty or corruption in
22 willful violation of Business and Professions Code section 6106.

23 COUNT THREE

24 Case No. 12-O-18057
25 Business and Professions Code, section 6103
[Failure to Obey a Court Order]

26 4. Respondent disobeyed or violated an order of the court requiring Respondent to do or
27 forbear an act connected with or in the course of Respondent's profession which Respondent
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ought in good faith to do or forbear by failing to comply with the November 30, 2012 contempt order issued in *In re Gisette Borro*, United States Bankruptcy Court Central District of California, Case No. 2:12-bk-37046-RN, which required Respondent to pay attorney's fees of \$2,125 and punitive damages of \$1,000 to the opposing party's legal counsel, in willful violation of Business and Professions Code, section 6103.

COUNT FOUR

Case No. 12-O-18057
Business and Professions Code, section 6068(o)(3)
[Failure to Report Judicial Sanctions]

5. Respondent failed to report to the agency charged with attorney discipline, in writing, within 30 days of the time Respondent had knowledge of the imposition of any judicial sanctions against Respondent, by failing to report to the State Bar the \$3,125 (\$2,125 in attorney's fees and \$1,000 in punitive damages) in sanctions the court imposed on Respondent on or about November 30, 2012, in connection with *In re Gisette Borro*, United States Bankruptcy Court Central District of California, Case No. 2:12-bk-37046-RN, in willful violation of Business and Professions Code section, 6068(o)(3).

NOTICE - INACTIVE ENROLLMENT!

YOU ARE HEREBY FURTHER NOTIFIED THAT IF THE STATE BAR COURT FINDS, PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6007(c), THAT YOUR CONDUCT POSES A SUBSTANTIAL THREAT OF HARM TO THE INTERESTS OF YOUR CLIENTS OR TO THE PUBLIC, YOU MAY BE INVOLUNTARILY ENROLLED AS AN INACTIVE MEMBER OF THE STATE BAR. YOUR INACTIVE ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE RECOMMENDED BY THE COURT.

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2 **NOTICE - COST ASSESSMENT!**

3 **IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC**
4 **DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS**
5 **INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING**
6 **AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND**
7 **PROFESSIONS CODE SECTION 6086.10.**

8 Respectfully submitted,

9 THE STATE BAR OF CALIFORNIA
10 OFFICE OF THE CHIEF TRIAL COUNSEL

11 DATED: November 6, 2013

12 By: 

13 HEATHER E. ABELSON
14 Deputy Trial Counsel
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DECLARATION OF SERVICE
BY CERTIFIED AND REGULAR MAIL

CASE NO.: 12-O-18057

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that I am not a party to the within action; that I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of San Francisco, on the date shown below, a true copy of the within

NOTICE OF DISCIPLINARY CHARGES

in a sealed envelope placed for collection and mailing as *certified mail, return receipt requested*, and in an additional sealed envelope as *regular mail*, at San Francisco, on the date shown below, addressed to:

Article No.: 7196 9008 9111 6240 1263

Fari B. Nejadpour
L.A. Law Group, Inc.
3540 Wilshire Blvd., Ste. 1205
Los Angeles, CA 90010

in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

N/A

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at San Francisco, California, on the date shown below.

DATED: November 6, 2013

Signed: 

Paula H. D'Oyen
Declarant