

STATE BAR COURT OF CALIFORNIA

HEARING DEPARTMENT

845 S. Figueroa St., Los Angeles, CA 90017-2515

FILED

JUN 16 2014

STATE BAR COURT
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Accepted DTC Copy ok Judge
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In the Matter of:

JAMES C. NGUYEN,

Member No.: 216582

A Member of the State Bar.

Case No(s): 13-C-13177

WRITTEN RESPONSE OF JAMES C.
NGUYEN

(Rules Proc. Of State Bar, rule 5.345(B))

Judge: Honorable Donald F. Miles

Case Administrator: Rose M. Luthi

(213) 765-1429

TO THE HONORABLE DONALD F. MILES AND THE STATE BAR COURT:

State Bar Member, James C. Nguyen, Member No. 216582, (hereinafter "Member") hereby submits his written response pursuant to Rules Proc. Of State Bar, rule 534(B).

State Bar Member James C. Nguyen's mailing address is 18700 Beach Blvd. Suite 200, Huntington Beach, California 92648.

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INTRODUCTION:

This matter arises out of a criminal misdemeanor conviction of Member James C. Nguyen for violation of Penal Code section 26350, subdivision (a)(1)(A) (openly carrying unloaded handgun). The firearm was a Springfield .40 pistol which was legally purchased and registered to James C. Nguyen. The sentence received for this conviction was court fees and penalties, informal probation for three (3) years. The sentence resulted from a plea bargain. All fines and penalties ordered have been paid.

This Member, that based on the information stated herein, any attachments hereto and any documents in the State Bar Court's records, and any testimony provided at the hearing, that The State Bar Court upon review of the facts and circumstances surrounding my violation of Penal Code section 26350, subdivision (a)(1)(A), a misdemeanor, that there was no moral turpitude or other misconduct warranting discipline.

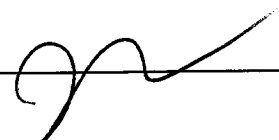
FACTUAL SUMMARY:

On April 4, 2013, Member was arrested for possession of a handgun. On this date Member perceived a credible threat to the safety of his two children and to himself. Member called the police for assistance in connection with the perceived threat. When the police arrived Member immediately declared Member's weapon to police. Member was immediately arrested for possession of the weapon. The weapon had been legally purchased, owned and registered to Member.

CONCLUSION.

I respectfully request, that based on the information stated herein, any attachments hereto and any documents in the State Bar Court's records, and any testimony provided at the hearing, that The State Bar Court upon review of the facts and circumstances surrounding Member's violation of Penal Code section 26350, subdivision (a)(1)(A), a misdemeanor, that there was no moral turpitude or other misconduct warranting discipline. I put all my faith into the discretion of the State Bar Court of California, as it may deem just.

Dated: 6-10-14

Signature: 

PROOF OF SERVICE

(Code of Civ. Procedure §1013a)

CERTIFIED MAIL/ RETURN RECEIPT REQUESTED

At the time of service I was over 18 years of age and not a party to this action.

My residence or business address is: 18700 Beach Blvd. Suite 200, Huntington Beach, Ca 92648

On (date): 6-10-2014, I served the following documents:

WRITTEN RESPONSE OF JAMES C. NGUYEN (Rules Proc. Of State Bar, rule 5.345(B))

I served the documents on the person or persons below as follows:

Rose M. Luthi
Office of the Chief Trial Counsel
State Bar Court of California
845 S. Figueroa St.,
Los Angeles, California 90017-2515

The documents were served by: US POST CERTIFIED MAIL / RETURN RECEIPT REQUESTED

I enclosed the documents in a sealed envelope or package addressed to the persons stated above with the United States Postal Service with postage fully prepaid by CERTIFIED MAIL / RETURN RECEIPT REQUESTED.

I am a resident or am employed in the County where the mailing occurred. The envelope was placed in the mail at Huntington Beach, California.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 6-10-2014

Declarant Name: Wendy Nichols

Declarant Signature: Wendy Nichols