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8
9 STATE BAR COURT

10 HEARING DEPARTMENT - SAN FRANCISCO

11
12 In the Matter of:) Case No. 13-O-13004
13 ALLEN CLARENCE HASSAN,)
No. 104024,) NOTICE OF DISCIPLINARY CHARGES
14)
15 A Member of the State Bar)

16 **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**
THE STATE BAR COURT TRIAL:

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

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3 JURISDICTION

4 1. ALLEN C. HASSAN ("respondent") was admitted to the practice of law in the State
5 of California on September 14, 1982, was a member at all times pertinent to these charges, and is
6 currently a member of the State Bar of California.

7
8 COUNT ONE

9 Case No. 13-O-13004
10 Rules of Professional Conduct, rule 3-110(A)
[Failure to Perform with Competence]

11 2. On or about December 6, 2012, Senin Rapatalo employed Respondent to perform
12 legal services, namely represent her before the Worker's Compensation Appeal Board, which
13 Respondent intentionally, recklessly, or repeatedly failed to perform with competence, in willful
14 violation of Rules of Professional Conduct, rule 3-110(A), by the following:

15 A) failing to attend a hearing on January 10, 2013; and

16 B) failing to personally appear, as ordered, at a hearing on February 21, 2013.

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18 COUNT TWO

19 Case No. 13-O-13004
20 Rules of Professional Conduct, rule 4-200(A)

21 3. On or about December 6, 2012, Respondent entered into an agreement for and
22 charged Senin Rapatalo a fee of \$1,000, of which \$600 he collected, to perform legal services
23 which was illegal pursuant to California Code of Regulations section 10776(a), which prohibits a
24 request or demand of a fee until the fee has been approved or set by the Workers' Compensation
25 Appeals Board, in willful violation of the Rules of Professional Conduct, rule 4-200(A).

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COUNT THREE

Case No. 13-O-13004
Business and Professions Code, section 6103
[Failure to Obey a Court Order]

4. Respondent disobeyed or violated an order of the court requiring Respondent to do or forbear an act connected with or in the course of Respondent's profession which Respondent ought in good faith to do or forbear by failing to comply with the May 15, 2013 sanction order in the matter of *Rapatalo v. Edgewood Guest Home*, Worker's Compensation Appeals Board, case numbers ADJ 7611337, ADJ 7611314 and ADJ 7780168, in willful violation of Business and Professions Code, section 6103.

COUNT FOUR

Case No. 13-O-13004
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 \$1000 in sanctions the court imposed on Respondent on or about May 15, 2013 in connection with the matter of *Rapatalo v. Edgewood Guest Home*, Worker's Compensation Appeals Board, case numbers ADJ 7611337, ADJ 7611314 and ADJ 7780168, in willful violation of Business and Professions Code section, 6068(o)(3).

COUNT FIVE

Case No. 13-O-13004
Business and Professions Code, section 6068(i)
[Failure to Cooperate in State Bar Investigation]

6. Respondent failed to cooperate and participate in a disciplinary investigation pending against Respondent by failing to provide a substantive response to the State Bar's letter of July 9, 2013 and email of February 11, 2014, which Respondent received, that requested Respondent's response to the allegations of misconduct being investigated in case no. 13-O-13004, in willful violation of Business and Professions Code, section 6068(i).

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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.

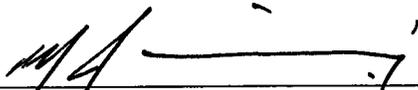
NOTICE - COST ASSESSMENT!

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

Respectfully submitted,

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED: December 2, 2014

By: 
MANUEL JIMENEZ
Senior Trial Counsel

DECLARATION OF SERVICE BY CERTIFIED MAIL AND REGULAR MAIL

CASE NUMBER: 13-O-13004

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 regular mail and certified mail, return receipt requested, Article No.: 7196 9008 9111 2393 2119, at San Francisco, on the date shown below, addressed to:

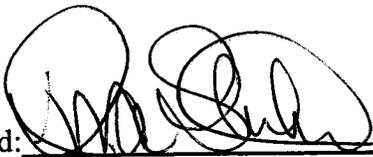
**Allen Clarence Hassan
2933 El Camino Avenue
Sacramento, CA 95821**

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: December 3, 2014

Signed: 
Ina M. Strehle
Declarant