

PUBLIC MATTER

1 STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
2 JAYNE KIM, No. 174614
CHIEF TRIAL COUNSEL
3 JOSEPH R. CARLUCCI, No. 172309
DEPUTY CHIEF TRIAL COUNSEL
4 MELANIE J. LAWRENCE, No. 230102
ASSISTANT CHIEF TRIAL COUNSEL
5 KIM KASRELIOVICH, No. 261766
DEPUTY TRIAL COUNSEL
6 845 South Figueroa Street
Los Angeles, California 90017-2515
7 Telephone: (213) 765-1378

FILED
JUL 22 2014
STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STATE BAR COURT
HEARING DEPARTMENT - LOS ANGELES

In the Matter of:) Case No. 13-O-14801
VICTOR EDWARD HOBBS,) NOTICE OF DISCIPLINARY CHARGES
No. 80191,)
A Member of the State Bar.)

NOTICE - FAILURE TO RESPOND!

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

- (1) YOUR DEFAULT WILL BE ENTERED;**
- (2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU
WILL NOT BE PERMITTED TO PRACTICE LAW;**
- (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;**
- (4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.
SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE
OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN
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. VICTOR EDWARD HOBBS ("respondent") was admitted to the practice of law in
4 the State of California on June 23, 1978, 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. 13-O-14801
8 Business and Professions Code, section 6106
9 [Moral Turpitude - Misappropriation]

10 2. Between on or about September 10, 2012 and on or about March 11, 2013,
11 Respondent received on behalf of Respondent's clients, Lorraine and Michael Morin, the
12 reasonable rental value of their residence to be held in trust pursuant to a court order in a civil
13 suit against the Morin's mortgage lender in the sum of \$11,200 in the form of eight installment
14 check payments. Between on or about September 10, 2012 and on or about March 11, 2013,
15 Respondent deposited seven of the checks totaling \$9,700 into Respondent's client trust account
16 at Wells Fargo, account number XXXXXX5418, on behalf of the client. On or about October 4,
17 2012, Respondent deposited one check in the amount of \$1,500 into a different bank account.
18 Respondent was to maintain all the funds in trust. Between in or about December 2012 and
19 August 2013, Respondent dishonestly or grossly negligently misappropriated for Respondent's
20 own purposes approximately \$4,740.15 that Respondent's client, was entitled to receive, and
21 thereby committed an act involving moral turpitude, dishonesty or corruption in willful violation
22 of Business and Professions Code, section 6106.

22 COUNT TWO

23 Case No. 13-O-14801
24 Rules of Professional Conduct, rule 4-100(A)
25 [Failure to Maintain Client Funds in Trust Account]

26 3. Between on or about September 10, 2012 and on or about March 11, 2013,
27 Respondent received on behalf of Respondent's clients, Lorraine and Michael Morin, the
28 reasonable rental value of their residence to be held in trust pursuant to a court order in a civil
suit against the Morin's mortgage lender in the sum of \$11,200 in the form of eight installment

1 check payments. Between on or about September 10, 2012 and on or about March 11, 2013,
2 Respondent deposited seven of the checks totaling \$9,700 into Respondent's client trust account
3 at Wells Fargo, account number XXXXXX5418, on behalf of the client. Of this sum, the client
4 was entitled to \$9,700. Between in or about March 2013 and in or about January 2014,
5 Respondent failed to maintain a balance of \$9,700 on behalf of the client in Respondent's client
6 trust account, in willful violation of Rules of Professional Conduct, rule 4-100(A).

7 COUNT THREE

8 Case No. 13-O-14801
9 Rules of Professional Conduct, rule 4-100(B)(3)
[Failure to Render Accounts of Client Funds]

10 4. Between on or about September 10, 2012 and on or about March 11, 2013,
11 Respondent received on behalf of Respondent's clients, Lorraine and Michael Morin, the
12 reasonable rental value of their residence to be held in trust pursuant to a court order in a civil
13 suit against the Morin's mortgage lender in the sum of \$11,200. Respondent thereafter failed to
14 render an appropriate accounting to the clients regarding those funds following the clients'
15 request for such accounting on or about October 15, 2013, in willful violation of the Rules of
16 Professional Conduct, rule 4-100(B)(3).

17 COUNT FOUR

18 Case No. 13-O-14801
19 Business and Professions Code, section 6068(i)
[Failure to Cooperate in State Bar Investigation]

20 5. Respondent failed to cooperate and participate in a disciplinary investigation pending
21 against Respondent by failing to provide a substantive response to the State Bar's letters of
22 October 4, 2013 and February 20, 2014, which Respondent received, that requested
23 Respondent's response to the allegations of misconduct being investigated in case no. 13-O-
24 14801, in willful violation of Business and Professions Code, section 6068(i).

25
26 ///

27 ///

28 ///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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: July 22, 2014

By: 
KIM KASRELIOVICH
Deputy Trial Counsel

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 13-O-14801

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 845 South Figueroa Street, Los Angeles, California 90017, 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 Los Angeles, 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, Article No.: 7196 9008 9111 1006 8678, at Los Angeles, on the date shown below, addressed to:

**Victor E. Hobbs
24701 Raymond Way Spc 91
Lake Forest, CA 92630**

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 Los Angeles, California, on the date shown below.

DATED: July 22, 2014

Signed: _____


Lupe Pacheco
Declarant