

FILED

NOV 20 2014

1 FERNANDO V. HERNANDEZ (SBN 40498)
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**STATE BAR COURT CLERK'S OFFICE
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7 In Pro Per

8 STATE BAR COURT

9 HEARING DEPARTMENT – SAN FRANCISCO

10 In the Matter of:
11 FERNANDO V. HERNANDEZ,
12 Bar No. 40498
13 A Member of the State Bar

CASE NO. 13-0-16798
RESPONSE TO STATE BAR CHARGES

14 As and for a response to the Notice of Disciplinary Charges, Respondent alleges and responds as
15 follows:



16 **COUNT ONE**

17 1. Respondent denies that he has deposited or commingled funds belonging to
18 Respondent into Respondent's client trust account at Bank of America, and denies
19 that said actions were in violation of Rules of Professional Conduct, rule 4-100(A):

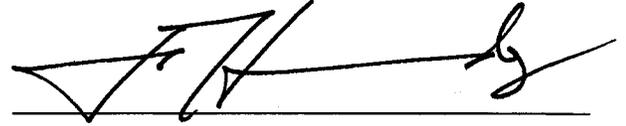
20 **COUNT TWO**

21 2. Respondent denies that on March 25, 2013 and continuing through on or about
22 October 7, 2013, that he issued checks or made cash withdrawals from Respondent's
23 funds commingled in Respondent's client rust account at Bank of America and denies
24 that said checks or withdrawals were in willful violation of rules of Professional
25 Conduct, Rule 4-100(A).
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Whereby Respondent requests a hearing on all these issues after permitted discovery of any and all documents that form the basis of these charges.

Dated: November 13, 2014



FERNANDO V. HERNANDEZ
In Pro Per

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PROOF OF SERVICE

Re: In the Matter of: FERNANDO V. HERNANDEZ, Bar No. 40498
Case No. 13-0-16798

I, the undersigned, certify and declare as follows:

I am employed in Santa Clara County, State of California; I am over the age of 18 years and not a party to the within action; my business address is Hernandez Law Firm, 300 S. First Street, Suite 230, San Jose, California 95113. On the date executed below, I served the following:

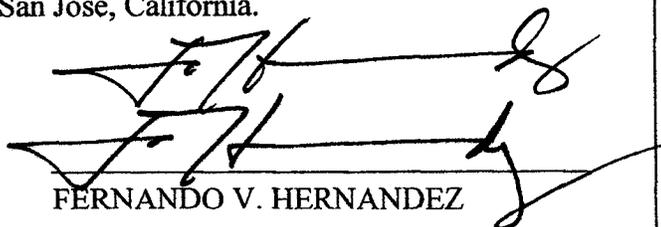
RESPONSE TO STATE BAR CHARGES

by United States Mail. I caused each envelope, with postage prepaid, to be placed in the United States mail at San Jose, California, addressed as set forth below. I am readily familiar with the business practices of the firm regarding the collection and processing of correspondence for mailing with the United States Postal Service. Pursuant to such business practices, and in the ordinary course of business, all correspondence is deposited with the United States Postal Service on the same day it is placed for collection and mailing.

State Bar of California
Office of the Chief Trial Counsel
Susan I. Kagan,
Senior Trial Counsel
180 Howard Street
San Francisco, CA 94105-2017

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

Executed on November 13, 2014, at San Jose, California.


FERNANDO V. HERNANDEZ