

<p>STATE BAR COURT OF CALIFORNIA</p> <p>PUBLIC MATTER</p> <p>HEARING DEPARTMENT</p> <p>180 Howard St., 6th Fl., San Francisco, CA 94105</p>	<p>FOR CLERK'S USE ONLY:</p> <p>FILED</p> <p>NOV 04 2015</p> <p>STATE BAR COURT CLERK'S OFFICE SAN FRANCISCO</p>
<p>In the Matter of:</p> <p>FERNANDO VARGAS HERNANDEZ</p> <p>Member No.: 40498</p> <p>A Member of the State Bar.</p>	<p>Case No(s): 13-O-16798-PEM</p> <p>ORDER OF DISMISSAL</p>

The above entitled matter was abated because of a pending resignation. The resignation of Respondent, **FERNANDO VARGAS HERNANDEZ**, was accepted by the California Supreme Court on October 28, 2015 in S227064 (Case No. 15-Q-11117).

Since Respondent has resigned as a member of the State Bar of California, any outstanding order requiring the Office of Chief Trial Counsel to report on the status of this matter is rescinded, and this proceeding is dismissed without prejudice to further proceedings should Respondent later seek reinstatement.

IT IS SO ORDERED.

Dated: November 4, 2015

Pat McElroy
 PAT McELROY
 Judge of the State Bar Court

SUPREME COURT
FILED

OCT 28 2015

(State Bar Court No. 15-Q-11117)

Frank A. McGuire Clerk

S227064

Deputy

IN THE SUPREME COURT OF CALIFORNIA

En Banc

In re FERNANDO V. HERNANDEZ on Resignation

The voluntary resignation with charges pending of Fernando V. Hernandez, State Bar Number 40498, as a member of the State Bar of California is accepted. If Fernando V. Hernandez subsequently seeks reinstatement, the State Bar may consider all disciplinary charges that are currently pending against him.

Fernando V. Hernandez must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may be considered in any future reinstatement proceeding.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

CANTIL-SAKAUYE

Chief Justice

EXHIBIT

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of San Francisco, on November 4, 2015, I deposited a true copy of the following document(s):

ORDER OF DISMISSAL

in a sealed envelope for collection and mailing on that date as follows:

- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at San Francisco, California, addressed as follows:

JENNIFER H. MURAKAMI
MCMANIS FAULKNER
FAIRMONT PLAZA
50 W SAN FERNANADO ST 10TH FL
SAN JOSE, CA 95113 - 2415

- by certified mail, No. , with return receipt requested, through the United States Postal Service at , California, addressed as follows:

- by overnight mail at , California, addressed as follows:

- By personal service by leaving the documents in a sealed envelope or package clearly labeled to identify the attorney being served with a receptionist or a person having charge of the attorney's office, addressed as follows:

- by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

Susan I. Kagan, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on November 4, 2015.


George Hue
Case Administrator
State Bar Court