

State Bar Court of California Hearing Department Los Angeles ACTUAL SUSPENSION		
Counsel For The State Bar Drew Massey Deputy Trial Counsel 845 South Figueroa Street Los Angeles, CA 90017-2525 Tel: (213) 765-1204 Bar # 244350	Case Number(s): 14-H-02687-DFM	For Court use only <div style="text-align: center;"> PUBLIC MATTER FILED JAN 28 2015 STATE BAR COURT CLERK'S OFFICE LOS ANGELES </div>
Counsel For Respondent John Freis 120 El Camino Drive #204 Beverly Hills, CA 90212 Tel: (310) 276-1218 Bar # 204708	Submitted to: Settlement Judge STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING ACTUAL SUSPENSION <input type="checkbox"/> PREVIOUS STIPULATION REJECTED	
In the Matter of: LOUISA MORITZ-NETTO Bar # 232509 A Member of the State Bar of California (Respondent)		

Note: All information required by this form and any additional information which cannot be provided in the space provided, must be set forth in an attachment to this stipulation under specific headings, e.g., "Facts," "Dismissals," "Conclusions of Law," "Supporting Authority," etc.

A. Parties' Acknowledgments:

- (1) Respondent is a member of the State Bar of California, admitted **November 24, 2004**.
- (2) The parties agree to be bound by the factual stipulations contained herein even if conclusions of law or disposition are rejected or changed by the Supreme Court.
- (3) All investigations or proceedings listed by case number in the caption of this stipulation are entirely resolved by this stipulation and are deemed consolidated. Dismissed charge(s)/count(s) are listed under "Dismissals." The stipulation consists of **12** pages, not including the order.
- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts."
- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law".



- (6) The parties must include supporting authority for the recommended level of discipline under the heading "Supporting Authority."
- (7) No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any pending investigation/proceeding not resolved by this stipulation, except for criminal investigations.
- (8) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7. (Check one option only):
- ☒ Until costs are paid in full, Respondent will remain actually suspended from the practice of law unless relief is obtained per rule 5.130, Rules of Procedure.
 - ☐ Costs are to be paid in equal amounts prior to February 1 for the following membership years: (Hardship, special circumstances or other good cause per rule 5.132, Rules of Procedure.) If Respondent fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.
 - ☐ Costs are waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs".
 - ☐ Costs are entirely waived.

B. Aggravating Circumstances [Standards for Attorney Sanctions for Professional Misconduct, standards 1.2(f) & 1.5]. Facts supporting aggravating circumstances are required.

- (1) ☒ **Prior record of discipline**
- (a) ☒ State Bar Court case # of prior case **11-O-18027. See attachment, page 9.**
 - (b) ☒ Date prior discipline effective **August 6, 2013**
 - (c) ☒ Rules of Professional Conduct/ State Bar Act violations: **Rules of Professional Conduct, rule 1-320(A)**
 - (d) ☒ Degree of prior discipline **Public Reproval**
 - (e) ☐ If Respondent has two or more incidents of prior discipline, use space provided below.
- (2) ☐ **Dishonesty:** Respondent's misconduct was intentional, surrounded by, or followed by bad faith, dishonesty, concealment, overreaching or other violations of the State Bar Act or Rules of Professional Conduct.
- (3) ☐ **Trust Violation:** Trust funds or property were involved and Respondent refused or was unable to account to the client or person who was the object of the misconduct for improper conduct toward said funds or property.
- (4) ☐ **Harm:** Respondent's misconduct harmed significantly a client, the public or the administration of justice.
- (5) ☒ **Indifference:** Respondent demonstrated indifference toward rectification of or atonement for the consequences of his or her misconduct. **See attachment, page 9.**
- (6) ☐ **Lack of Cooperation:** Respondent displayed a lack of candor and cooperation to victims of his/her misconduct or to the State Bar during disciplinary investigation or proceedings.

(Do not write above this line.)

- (7) ☒ **Multiple/Pattern of Misconduct:** Respondent's current misconduct evidences multiple acts of wrongdoing or demonstrates a pattern of misconduct. **See attachment, page 9.**
- (8) ☐ **Restitution:** Respondent failed to make restitution.
- (9) ☐ **No aggravating circumstances** are involved.

Additional aggravating circumstances:

C. Mitigating Circumstances [see standards 1.2(g) & 1.6]. Facts supporting mitigating circumstances are required.

- (1) ☐ **No Prior Discipline:** Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not deemed serious.
- (2) ☐ **No Harm:** Respondent did not harm the client, the public, or the administration of justice.
- (3) ☐ **Candor/Cooperation:** Respondent displayed spontaneous candor and cooperation with the victims of his/her misconduct and to the State Bar during disciplinary investigation and proceedings.
- (4) ☐ **Remorse:** Respondent promptly took objective steps spontaneously demonstrating remorse and recognition of the wrongdoing, which steps were designed to timely atone for any consequences of his/her misconduct.
- (5) ☐ **Restitution:** Respondent paid \$ _____ on _____ in restitution to _____ without the threat or force of disciplinary, civil or criminal proceedings.
- (6) ☐ **Delay:** These disciplinary proceedings were excessively delayed. The delay is not attributable to Respondent and the delay prejudiced him/her.
- (7) ☐ **Good Faith:** Respondent acted with a good faith belief that was honestly held and reasonable.
- (8) ☐ **Emotional/Physical Difficulties:** At the time of the stipulated act or acts of professional misconduct Respondent suffered extreme emotional difficulties or physical or mental disabilities which expert testimony would establish was directly responsible for the misconduct. The difficulties or disabilities were not the product of any illegal conduct by the member, such as illegal drug or substance abuse, and the difficulties or disabilities no longer pose a risk that Respondent will commit misconduct.
- (9) ☐ **Severe Financial Stress:** At the time of the misconduct, Respondent suffered from severe financial stress which resulted from circumstances not reasonably foreseeable or which were beyond his/her control and which were directly responsible for the misconduct.
- (10) ☐ **Family Problems:** At the time of the misconduct, Respondent suffered extreme difficulties in his/her personal life which were other than emotional or physical in nature.
- (11) ☐ **Good Character:** Respondent's extraordinarily good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of his/her misconduct.
- (12) ☐ **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.
- (13) ☐ **No mitigating circumstances** are involved.

Additional mitigating circumstances:

Pretrial Stipulation. See attachment, page 9.

D. Discipline:

(1) ☒ **Stayed Suspension:**

(a) ☒ Respondent must be suspended from the practice of law for a period of **one (1) year**.

i. ☐ and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1) Standards for Attorney Sanctions for Professional Misconduct.

ii. ☐ and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. ☐ and until Respondent does the following:

(b) ☒ The above-referenced suspension is stayed.

(2) ☒ **Probation:**

Respondent must be placed on probation for a period of **two (2) years**, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 9.18, California Rules of Court)

(3) ☒ **Actual Suspension:**

(a) ☒ Respondent must be actually suspended from the practice of law in the State of California for a period of **sixty (60) days**.

i. ☐ and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct

ii. ☐ and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. ☐ and until Respondent does the following:

E. Additional Conditions of Probation:

(1) ☐ If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct.

(2) ☒ During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.

(3) ☒ Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

- (4) ☒ Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) ☒ Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) ☐ Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) ☒ Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.
- (8) ☒ Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- ☐ No Ethics School recommended. Reason: .
- (9) ☐ Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) ☐ The following conditions are attached hereto and incorporated:
- | | |
|---|---|
| <input type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

- (1) ☒ **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. **Failure to pass the MPRE results in actual suspension without further hearing until passage. But see rule 9.10(b), California Rules of Court, and rule 5.162(A) & (E), Rules of Procedure.**
- ☐ No MPRE recommended. Reason: .

(Do not write above this line.)

- (2) ☐ **Rule 9.20, California Rules of Court:** Respondent must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (3) ☐ **Conditional Rule 9.20, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 9.20, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (4) ☐ **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) ☐ **Other Conditions:**

ATTACHMENT TO
STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF: LOUISA MORITZ-NETTO

CASE NUMBER: 14-H-02687

FACTS AND CONCLUSIONS OF LAW.

Respondent admits that the following facts are true and that she is culpable of violations of the specified statutes and/or Rules of Professional Conduct.

Case No. 14-H-02687 (State Bar Investigation)

FACTS:

1. On July 16, 2013, respondent entered into a stipulation for a public reproof with conditions. The State Bar Court order approving the stipulation and imposing the reproof conditions became effective August 6, 2013. At all relevant times, respondent had notice of the reproof conditions and the effective date of the reproof.

2. Pursuant to the reproof order, respondent was required to comply with the following conditions, among others, for a period of one year following the effective date of the reproof:

- a. Comply with the provisions of the State Bar Act and the Rules of Professional Conduct;
- b. Submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the condition period attached to the reproof. Under penalty of perjury, respondent was required to state whether she had complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of the reproof during the preceding calendar quarter. In addition, respondent was required to submit a final report containing the same information due no later than the last day of probation; and
- c. Provide proof to the Office of Probation of passage of the Multistate Professional Responsibility Examination ("MPRE") within one year of the effective date of discipline or no later than August 6, 2014.

3. On July 29, 2013, the Office of Probation of the State Bar of California sent a courtesy letter to respondent reminding her of the terms and conditions of her reproof. Enclosed with that correspondence was a blank quarterly report form as well as a quarterly report instruction sheet detailing how to submit the quarterly reports. Respondent received the letter.

4. Respondent did not timely submit to the Office of Probation her quarterly report for the period ending September 30, 2013 which was due October 10, 2013. Instead, the report was filed late on October 21, 2013.

5. Respondent did not timely submit to the Office of Probation her quarterly report for the period ending December 31, 2013 which was due January 10, 2014. Instead she submitted a non-compliant report on January 10, 2014 which did not cover the entire quarter.

6. On April 7, 2014, the Office of Probation sent a letter to respondent indicating that the report submitted on January 10, 2014 could not be filed because respondent's report did not cover the entire quarter and, therefore, was out of compliance. It asked respondent to immediately submit a compliant report. Respondent received the letter but did not promptly file a compliant report.

7. Respondent did not timely submit to the Office of Probation her quarterly report for the period ending March 31, 2014 which was due April 10, 2014. Instead she submitted a non-compliant report on April 30, 2014 which did not cover the entire quarter.

8. On April 24, 2014, the Office of Probation sent an additional reminder letter to respondent which summarized respondent's compliance and non-compliance with the conditions of her reproof. Respondent was asked to immediately submit the reports that were due on January 10, 2014 and April 10, 2014. Respondent received the April 24, 2014 letter.

9. After receipt of respondent's non-compliant report on April 30, 2014, the Office of Probation sent an additional letter to respondent on May 2, 2014. The letter notified respondent that she had again submitted a non-compliant report and that such report could not be filed. Respondent was asked to immediately submit compliant reports. Respondent received the May 2, 2014 letter.

10. On May 22, 2014, the Office of the Chief Trial Counsel sent respondent a letter notifying her of its intent to file disciplinary charges based on her failure to comply with the conditions of the reproof. Respondent received the letter.

11. On May 27, 2014, respondent submitted compliant reports for the periods September 1 through December 31, 2013 and January 1 through March 31, 2014 which had been due on January 10, 2014 and April 10, 2014 respectively.

12. Respondent has not submitted to the Office of Probation her quarterly report for the period ending June 30, 2014 which was due July 10, 2014.

13. Respondent has not passed the MPRE or submitted proof to the Office of Probation which was due by August 6, 2014.

14. Respondent has not submitted her final report covering the period July 1, 2014 through August 6, 2014 which was due August 6, 2014.

CONCLUSIONS OF LAW:

15. By failing to timely submit compliant quarterly reports, failing to submit the final report, and by failing to take and pass the MPRE and submit proof of same to the Office of Probation, respondent failed to comply with conditions of her public reproof in willful violation of Rules of Professional Conduct, rule 1-110.

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AGGRAVATING CIRCUMSTANCES.

Prior Record of Discipline (Std. 1.5(a)): Respondent has one prior record of discipline consisting of one public reproof imposed in case number 11-O-18027 and effective on August 6, 2013, the violation of which is the basis of this matter. In the prior matter, respondent violated Rules of Professional Conduct, rule 1-320(A) by sharing \$5,000 in attorneys fees with a non-lawyer. The misconduct occurred in February 2011. In mitigation, respondent had no prior record of discipline and executed a pre-trial stipulation. In aggravation, respondent's fee sharing harmed her client and respondent demonstrated indifference.

Multiple Acts of Misconduct (Std. 1.5(b)). From October 2013 through August 2014, respondent committed multiple acts of misconduct by failing to comply with five separate reproof conditions including four instances of failing to timely quarterly reports and one instance of failing to timely pass the MPRE.

Indifference (Std. 1.5(g)): Respondent was given numerous notifications, including at least three separate letters, regarding why her January 2014 quarterly report was insufficient. Rather than make corrections, respondent simply re-submitted the same form and patterned her April 2014 quarterly report with the same errors. These errors were not corrected until after respondent received the notice that disciplinary charges would be filed. Thereafter, respondent failed to submit the quarterly report that was due July 10, 2014 and failed to submit the final quarterly report. Respondent's continued failure to comply with the reproof conditions demonstrates respondent's indifference and her unwillingness or inability to comply with the disciplinary order.

MITIGATING CIRCUMSTANCES.

Additional Mitigating Circumstances:

Pretrial Stipulation: Respondent admitted to the misconduct and entered into this stipulation fully resolving this matter after filing of the Notice of Disciplinary Charges but prior to trial. Respondent's cooperation at this stage will save the State Bar resources and time. Respondent's cooperation in this regard is a mitigating factor in this resolution (*Silva-Vidor v. State Bar* (1989) 49 Cal.3d 1071, 1079 [where mitigative credit was given for entering into a stipulation as to facts and culpability].)

AUTHORITIES SUPPORTING DISCIPLINE.

The Standards for Attorney Sanctions for Professional Misconduct "set forth a means for determining the appropriate disciplinary sanction in a particular case and to ensure consistency across cases dealing with similar misconduct and surrounding circumstances." (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.1. All further references to Standards are to this source.) The Standards help fulfill the primary purposes of discipline, which include: protection of the public, the courts and the legal profession; maintenance of the highest professional standards; and preservation of public confidence in the legal profession. (See std. 1.1; *In re Morse* (1995) 11 Cal.4th 184, 205.)

Although not binding, the Standards are entitled to "great weight" and should be followed "whenever possible" in determining level of discipline. (*In re Silvertown* (2005) 36 Cal.4th 81, 92, quoting *In re Brown* (1995) 12 Cal.4th 205, 220 and *In re Young* (1989) 49 Cal.3d 257, 267, fn. 11.) Adherence to the Standards in the great majority of cases serves the valuable purpose of eliminating disparity and assuring

consistency, that is, the imposition of similar attorney discipline for instances of similar attorney misconduct. (*In re Naney* (1990) 51 Cal.3d 186, 190.) If a recommendation is at the high end or low end of a Standard, an explanation must be given as to how the recommendation was reached. (Std. 1.1.) “Any disciplinary recommendation that deviates from the Standards must include clear reasons for the departure.” (Std. 1.1; *Blair v. State Bar* (1989) 49 Cal.3d 762, 776, fn. 5.)

In determining whether to impose a sanction greater or less than that specified in a given Standard, in addition to the factors set forth in the specific Standard, consideration is to be given to the primary purposes of discipline; the balancing of all aggravating and mitigating circumstances; the type of misconduct at issue; whether the client, public, legal system or profession was harmed; and the member’s willingness and ability to conform to ethical responsibilities in the future. (Stds. 1.7(b) and (c).)

Standard 2.10 applies to Respondent’s failure to comply with the conditions of the reproof and provides that actual suspension is appropriate for a wilful violation of the Rules of Professional Conduct, rule 1-110. The degree of sanction depends on the nature of the condition violated and the member’s unwillingness or inability to comply with disciplinary orders.

Standard 1.8(a) provides that if an attorney has a record of one prior discipline, the discipline imposed for the current misconduct must be greater than the previous discipline unless the prior discipline was remote in time and the offense was of minimal severity. Respondent’s prior is not remote. Accordingly, the degree of discipline imposed in this matter must be greater than the public reproof imposed in the prior proceeding.

Pursuant to Standards 2.10 and 1.8(a), an actual suspension is appropriate in this matter. Mitigating circumstances are minimal while aggravating circumstances – especially the inability or unwillingness to recognize and correct error – are concerning. In light of the fact that respondent has continually failed to comply with requirements of her public reproof, a one (1) year stayed suspension with a two (2) year probation with conditions including actual suspension for the first sixty (60) days of probation will protect the public, the courts, and the legal profession, help maintain high professional standards, and preserve public confidence in the profession.

Case law supports this recommendation. In *Conroy v. State Bar* (1990) 51 Cal.3d 799, the attorney failed to timely take and pass the Professional Responsibility Examination (“PRE”) as required as a condition of reproof. The Court was troubled at the apparent refusal to take the reproof considerations seriously. The Court imposed a one-year stayed suspension and a probation with conditions including a sixty-day actual suspension. In mitigation, the Court found that Conroy belatedly complied. In aggravation, the Court noted the underlying discipline, the attorney’s default and failure to participate at the hearing level, and his failure to appreciate the seriousness of the reproof conditions and the gravity of earlier misdeeds.

In the present case, and unlike the single reproof violation in *Conroy*, respondent has failed to comply with multiple reproof requirements by failing to timely file quarterly reports, submit the final report, and take and pass the MPRE. Especially concerning is respondent’s inability or unwillingness to correct her error after instruction from the Office of Probation. Further, the attorney in *Conroy* belatedly brought himself into compliance with the conditions of his reproof whereas respondent remains out of compliance. Though the misconduct is greater here than in *Conroy*, respondent is participating and has also chosen to cooperate by signing this stipulation. Therefore, an actual suspension in line with the discipline imposed in *Conroy* is appropriate.

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of December 23, 2014, the prosecution costs in this matter are \$5,543. Respondent further acknowledges that should this stipulation be rejected or should relief from the stipulation be granted, the costs in this matter may increase due to the cost of further proceedings.

EXCLUSION FROM MCLE CREDIT

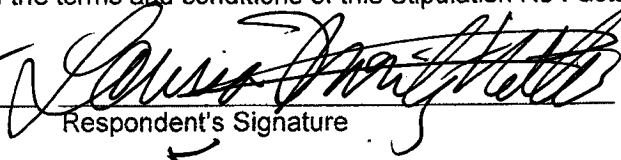

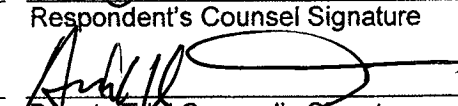
Pursuant to rule 3201, Respondent may not receive MCLE credit for completion of State Bar Ethics School. (Rules Proc. of State Bar, rule 3201.)

(Do not write above this line.)

In the Matter of: LOUISA MORITZ-NETTO	Case number(s): 14-H-02687
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SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Facts, Conclusions of Law, and Disposition.

1/08/2015		Louisa Moritz-Netto
Date	Respondent's Signature	Print Name
12/23/14		Jon Freis
Date	Respondent's Counsel Signature	Print Name
01/12/2015		For Drew Massey
Date	Deputy Trial Counsel's Signature	Print Name

(Do not write above this line.)

In the Matter of:
LOUISA MORITZ-NETTO

Case Number(s):
14-H-02687

ACTUAL SUSPENSION ORDER

Finding the stipulation to be fair to the parties and that it adequately protects the public, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- ☒ The stipulated facts and disposition are APPROVED and the DISCIPLINE RECOMMENDED to the Supreme Court.
- ☐ The stipulated facts and disposition are APPROVED AS MODIFIED as set forth below, and the DISCIPLINE IS RECOMMENDED to the Supreme Court.
- ☐ All Hearing dates are vacated.

The parties are bound by the stipulation as approved unless: 1) a motion to withdraw or modify the stipulation, filed within 15 days after service of this order, is granted; or 2) this court modifies or further modifies the approved stipulation. (See rule 5.58(E) & (F), Rules of Procedure.) **The effective date of this disposition is the effective date of the Supreme Court order herein, normally 30 days after file date. (See rule 9.18(a), California Rules of Court.)**

Date

1-27-15


GEORGE E. SCOTT, JUDGE PRO TEM
Judge of the State Bar Court

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 Los Angeles, on January 28, 2015, I deposited a true copy of the following document(s):

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND
ORDER APPROVING

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

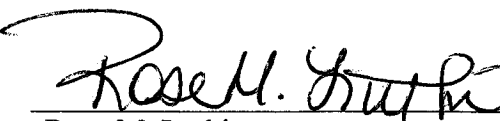
- ☒ by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

JON H. FREIS
120 EL CAMINO DR #204
BEVERLY HILLS, CA 90212

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

DREW MASSEY, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on January 28, 2015.



Rose M. Luthi
Case Administrator
State Bar Court