

PUBLIC MATTER

STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
JAYNE KIM, No. 174614
CHIEF TRIAL COUNSEL
JOSEPH R. CARLUCCI, No. 172309
DEPUTY CHIEF TRIAL COUNSEL
MELANIE J. LAWRENCE, No. 230102
ASSISTANT CHIEF TRIAL COUNSEL
LORI BRODBECK No. 291116
CONTRACT ATTORNEY
845 South Figueroa Street
Los Angeles, California 90017-2515
Telephone: (213) 765-1075

FILED

SEP 08 2014

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

In the Matter of:) Case No. 14-O-143
SHAMEEM HASAN,) NOTICE OF DISCIPLINARY CHARGES
No. 223281,)
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.**

kwiktag ° 183 821 285



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

The State Bar of California alleges:

JURISDICTION

1. Shameem Hasan (“Respondent”) was admitted to the practice of law in the State of California on December 12, 2002, was a member at all times pertinent to these charges, and is currently a member of the State Bar of California.

COUNT ONE

Case No. 14-O-143
Rules of Professional Conduct, rule 3-110(A)
[Failure to Perform with Competence]

2. On or about February 22, 2013, Melanie Oduguwa employed Respondent to perform legal services, namely to represent the client in an immigration matter and to prepare and file a form I-130 on the client’s behalf, which Respondent intentionally, recklessly, or repeatedly failed to perform with competence, in willful violation of Rules of Professional Conduct, rule 3-110(A), by performing no legal services of value on behalf of the client.

COUNT TWO

Case No. 14-O-143
Business and Professions Code, section 6068(m)
[Failure to Respond to Client Inquiries]

3. Respondent failed to respond promptly to thirteen telephonic and three reasonable status inquiries made by Respondent’s client, Melanie Oduguwa, between in or about May 2013 and October 2013, that Respondent received, in a matter in which Respondent had agreed to provide legal services, in willful violation of Business and Professions Code, section 6068(m).

COUNT THREE

Case No.14-O-143
Rules of Professional Conduct, rule 3-700(D)(1)
[Failure to Release File]

4. Respondent failed to release promptly, after termination of Respondent’s employment, to Respondent’s client, Melanie Oduguaw, all of the client’s papers and property

1 following the client's request for the client's file in or about January 2014, in willful violation
2 of Rules of Professional Conduct, rule 3-700(D)(1).

3
4 COUNT FOUR

5 Case No.14-O-143
6 Rules of Professional Conduct, rule 3-700(D)(2)
7 [Failure to Refund Unearned Fees]

8 5. Respondent received advanced fees of \$1,000 from a client, Melanie Oduguwa for
9 purposes of representing the client in an immigration matter and preparing and filing a form I-
10 130 on the client's behalf. Respondent performed no services of value on behalf of the client
11 and therefore earned none of the advanced fees paid. Respondent failed to refund promptly,
12 upon Respondent's termination of employment in or about March 2013, any part of the \$1,000
13 fee, in willful violation of Rules of Professional Conduct, rule 3-700(D)(2).

14 COUNT FIVE

15 Case No.14-O-143
16 Rules of Professional Conduct, rule 4-100(B)(4)
17 [Failure to Pay Client Funds Promptly]

18 6. Respondent received advanced costs of \$738 from a client, Melanie Oduguwa for
19 the purposes of representing the client in an immigration matter and preparing and filing a form
20 I-130 on the client's behalf. Of this sum, the client was entitled to \$738 because no work was
21 performed on behalf of the client. Respondent failed to pay promptly, upon Respondent's
22 termination of employment subsequent to in or about March 2013, any portion of the \$738
23 advanced costs in Respondent's possession, in willful violation of Rules of Professional
24 Conduct, rule 4-100(B)(4).
25
26
27
28

NOTICE - INACTIVE ENROLLMENT!

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

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 September 8, 2014

By:


Lori Brodbeck

DECLARATION OF SERVICE

by

U.S. FIRST-CLASS MAIL / U.S. CERTIFIED MAIL / OVERNIGHT DELIVERY / FACSIMILE-ELECTRONIC TRANSMISSION

CASE NUMBER(s): 14-O-00143

I, the undersigned, am over the age of eighteen (18) years and not a party to the within action, whose business address and place of employment is the State Bar of California, 845 South Figueroa Street, Los Angeles, California 90017, declare that:

- on the date shown below, I caused to be served a true copy of the within document described as follows:

NOTICE OF DISCIPLINARY CHARGES

- By U.S. First-Class Mail: (CCP §§ 1013 and 1013(a))
By U.S. Certified Mail: (CCP §§ 1013 and 1013(a))
By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))
By Fax Transmission: (CCP §§ 1013(e) and 1013(f))
By Electronic Service: (CCP § 1010.6)

- (for U.S. First-Class Mail) in a sealed envelope placed for collection and mailing at Los Angeles, addressed to: (see below)
(for Certified Mail) in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 6409 9765 at Los Angeles, addressed to: (see below)
(for Overnight Delivery) together with a copy of this declaration, in an envelope, or package designated by UPS, Tracking No.: addressed to: (see below)

Table with 4 columns: Person Served, Business-Residential Address, Fax Number, Courtesy Copy to. Row 1: SHAMEEM HASAN, Hasan Law Firm 5757 W Century Blvd 7th FL Los Angeles, CA 90045, Electronic Address.

via inter-office mail regularly processed and maintained by the State Bar of California addressed to:

N/A

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, and overnight delivery by the United Parcel Service ('UPS').

I am aware that on motion of the 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.

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: September 8, 2014

SIGNED: Charles C. Bagai Declarant