

FILED

AUG 25 2014

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

1 Brian E. Reed
43825 10th Street West
2 Lancaster, CA 93534

3
4 STATE BAR COURT

5 HEARING DEPARTMENT - LOS ANGELES
6

7 In the matter of:) Case No.: 14-0-01145
8 BRIAN EDWARD REED)
9 No: 95877,) RESPONSE TO NOTICE OF DISCIPLINARY
10) CHARGES
11 A Member of the State Bar)
12)

13 Respondent generally denies any and all allegations filed against him.

14 Respondent sets forth the following affirmative claims which are only
15 some of the claims he will be making at the trial of this case because of
16 what the State Bar has done and what the State Bar has failed to do despite
17 being asked and/or pursuant to its own regulations. The affirmative claims
18 include, but are not limited to the following:

- 19 1. The State Bar has no standing to bring charges against Respondent
20 as all charges are based on the dishonest and fraudulent attempt
21 by Candace Westcott the "client" to defraud the Nova Scotia
22 Department of Health and Wellness out of money said "client" was
23 and is legally required to reimburse.
24 2. The State Bar, despite repeated requests by Respondent, has failed
25 and refused to provide Respondent with each and every complaint
26 made by the "client".
27

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- 1 3. The State Bar, despite the repeated requests by Respondent has
2 failed and refused to produce each letter, statement and
3 accusation made by the "client" or her attorneys.
- 4 4. The State Bar failed to respond to Respondent's request for advice
5 and assistance in regards to handling the issue of the Canadian
6 healthcare liens. In fact, the State Bar admitted it "had no idea
7 if any liens existed."
- 8 5. The State Bar has treated Respondent as though there were no
9 Canadian healthcare lien laws even though Respondent provided the
10 State Bar with the actual statutory laws establishing the liens.
- 11 6. The State Bar has unfairly and improperly deprived Respondent of a
12 fair and impartial opportunity to engage in an early neutral
13 resolution program.
- 14 7. The State Bar chose to believe the lies and false statements of
15 the "client" when she wrote and stated that "there are no liens in
16 Canada."
- 17 8. The "client" breached the attorney-client retainer contract by
18 lying to Respondent and as a result, the State Bar has no standing
19 to question what happened after the employment contract was
20 breached by the client.
- 21 9. The "client" attempted to commit fraud on the Nova Scotia
22 Department of Health and Wellness by lying to Respondent about
23 there being "no liens in Canada."
- 24 10. The "client's" attorneys in Nova Scotia lied to Respondent
25 in their letter when they stated, "there are no liens in Canada."
- 26 11. The "client's" attorneys in Nova Scotia attempted to commit
27 fraud against the Nova Scotia Department of Health and Wellness by
28 lying to Respondent.

1 12. The "client" has unclean hands and has no basis to complain
2 about the Respondent, given her fraudulent and dishonest conduct.

3 13. The "client" was not entitled any portion of any of the
4 proceeds paid out or which will be paid out to lien holders and
5 has no right to claim "lien money" as being "her" money because it
6 is not her money.

7 14. The "client" worked in law offices in Nova Scotia and other
8 Canadian provinces and told Respondent on more than one occasion,
9 that "...she knew how personal injury claims are resolved because
10 she worked in the business."

11 15. The "client" has lied to Respondent and to the State Bar.

12 16. The State Bar took no steps to verify the existence of
13 Canadian medical liens and in fact, believed untruthful lies the
14 "client" made when she repeatedly told Respondent that, "there are
15 no liens in Canada." From the beginning, the State Bar has
16 treated Respondent as though there was no such thing as liens in
17 Canada.

18 17. Any documents, evidence and information obtained by the
19 State Bar on the basis of the "client's" false claims, were
20 improperly obtained without any notice and without proper notice
21 of justification and should be deemed inadmissible under the
22 circumstances.

23 18. Respondent will not accept service by electronic means or
24 fax and has previously informed the State Bar of this position.

25 Dated this 21st of August, 2014

26 
27 _____
28 Brian E. Reed

PROOF OF SERVICE

I certify that I am over the age of eighteen years and am employed in Los Angeles County. My business address is 43825 North 10th Street West, Lancaster, California 93534-4802. I am not a party to this cause. On 8-21-, 2014, I served the within

Respondent's Response To Notice of Disciplinary Charges

on the interested parties by placing **A TRUE COPY THEREOF OR** ~~THE~~ **ORIGINAL THEREOF**, enclosed in a sealed envelope addressed as follows:

STATE BAR OF CALIFORNIA
CHARLES GALIX, DTC
845 S. FISHER STREET
LOS ANGELES, CA 90017-2575

Also served by mail
State Bar Court
845 So. Fisher Street

3rd
Los Angeles,
CA
90017-
2575

BY MAIL: I am readily familiar with the firm's practice of collection and processing of correspondence for mailing with the United States Postal Service. Under that practice, correspondence is deposited with the United States Postal Service on that same day with postage thereon fully prepaid at Lancaster, California in the ordinary course of business.

BY PERSONAL SERVICE: I delivered such envelope(s) by hand to the offices of the addressees or to a representative of said office(s) marked with a ***.

BY OVERNIGHT DELIVERY: I delivered such envelope(s) to an authorized representative of the overnight delivery service or deposited the envelope(s) in a facility used by said service with delivery fees paid or otherwise provided for as per CCP Section 1013 for delivery to the addresses marked with a +++.

BY FACSIMILE TRANSMISSION: by transmitting via **facsimile** on this date from the fax number listed above, the document(s) listed above to the fax number(s) set forth above. The fax number listed above is the last given number by the person to whom this fax was sent. The transmission was completed before 5:00 p.m. and was reported complete and without error. Service by fax was made by agreement of the parties. A copy of the transmission report which was properly issued by the sending fax machine is attached to this proof of service.

BY ELECTRONIC SERVICE: Based on a court order or an agreement of the parties to accept electronic service, I caused the documents to be sent to the persons at the electronic service addresses listed above.

STATE I declare under penalty of perjury under the laws of the State of California that the foregoing proof of service document is true and correct.

Executed on August 21, 2014, at Lancaster, California


