

1 **FIRST AFFIRMATIVE DEFENSE**

2 (Failure to State Sufficient Facts)

3 The Notice of Disciplinary Charges, and each of its purported counts, fails to state facts
4 sufficient to state a basis for discipline.

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6 **SECOND AFFIRMATIVE DEFENSE**

7 (Duplicative Charges)

8 The Notice of Disciplinary Charges contains inappropriate, unnecessary, and immaterial
9 duplicative charges. *Bates v. State Bar* (1990) 51 Cal.3rd 1056, 1060; *In the Matter of Lilley* (Rev.
10 Dept. 1991) 1 Cal. State Bar Ct. Rptr. 476, 585.

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13 WHEREFORE, Respondent prays that the Court find that Respondent did not commit acts
14 constituting professional misconduct, and that the Notice of Disciplinary Charges be dismissed.

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16 Respectfully submitted,

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18 RONALD D. GARBER

19 Dated: December 16, 2014

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21 By: 
22 Ronald D. Garber
23 Respondent In Pro Per
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