

1 STATE BAR OF CALIFORNIA  
OFFICE OF THE CHIEF TRIAL COUNSEL  
2 JAYNE KIM, No. 174614  
CHIEF TRIAL COUNSEL  
3 JOSEPH R. CARLUCCI, No. 172309  
DEPUTY CHIEF TRIAL COUNSEL  
4 SUSAN CHAN, No. 233229  
SUPERVISING SENIOR TRIAL COUNSEL  
5 CATHERINE TAYLOR, No. 210540  
DEPUTY TRIAL COUNSEL  
6 180 Howard Street  
San Francisco, California 94105-1639  
7 Telephone: (415) 538-2537

PUBLIC MATTER

FILED

NOV 17 2014

STATE BAR COURT CLERK'S OFFICE  
SAN FRANCISCO

8  
9 STATE BAR COURT  
10 HEARING DEPARTMENT - SAN FRANCISCO

11  
12 In the Matter of: ) Case No. 14-O-02232  
13 CHRISTIAN KELLEY JENSEN, )  
No. 214239, ) NOTICE OF DISCIPLINARY CHARGES  
14 )  
15 A Member of the State Bar )

16 **NOTICE - FAILURE TO RESPOND!**

17 **IF YOU FAIL TO FILE A WRITTEN ANSWER TO THIS NOTICE**  
18 **WITHIN 20 DAYS AFTER SERVICE, OR IF YOU FAIL TO APPEAR AT**  
19 **THE STATE BAR COURT TRIAL:**

- 20 (1) **YOUR DEFAULT WILL BE ENTERED;**  
21 (2) **YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU**  
22 **WILL NOT BE PERMITTED TO PRACTICE LAW;**  
23 (3) **YOU WILL NOT BE PERMITTED TO PARTICIPATE FURTHER IN**  
24 **THESE PROCEEDINGS UNLESS YOU MAKE A TIMELY MOTION**  
25 **AND THE DEFAULT IS SET ASIDE; AND**  
26 (4) **YOU WILL BE SUBJECT TO ADDITIONAL DISCIPLINE.**  
27 **SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE**  
28 **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.)**

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1 The State Bar of California alleges:

2 JURISDICTION

3 1. Christian Kelley Jensen ("respondent") was admitted to the practice of law in the  
4 State of California on June 28, 2001, was a member at all times pertinent to these charges, and is  
5 currently a member of the State Bar of California.

6  
7 COUNT ONE  
8 Case No. 14-O-02232  
9 Rules of Professional Conduct, rule 3-110(A)  
10 Failure to Perform with Competence]

11 2. On or about November 20, 2013 and on or about February 14, 2014, Willy Ruiz  
12 employed Respondent to perform legal services, namely to represent Mr. Ruiz as a defendant  
13 before the Labor Commission at hearing on March 4, 2014, which Respondent intentionally,  
14 recklessly, or repeatedly failed to perform with competence, in willful violation of Rules of  
15 Professional Conduct, rule 3-110(A), by failing to review any documents in preparation for the  
16 hearing and by failing to appear at the Labor Commission hearing on March 4, 2014.

17 COUNT TWO  
18 Case No. 14-O-02232  
19 Rules of Professional Conduct, rule 3-700(A)(2)  
20 [Improper Withdrawal from Employment]

21 3. Respondent failed, upon termination of employment, to take reasonable steps to avoid  
22 reasonably foreseeable prejudice to respondent's client, Willy Ruiz, by constructively  
23 terminating Respondent's employment March 4, 2014 by failing to take any action on the  
24 client's behalf after client paid respondent on November 20, 2013 and on February 14, 2014, and  
25 thereafter failing to inform the client that Respondent was withdrawing from employment, in  
26 willful violation of Rules of Professional Conduct, rule 3-700(A)(2).

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COUNT THREE

Case No. 14-O-02232  
Rules of Professional Conduct, rule 3-700(D)(2)  
[Failure to Refund Unearned Fees]

4. On or about November 20, 2013, Respondent received advanced fees of \$1,475 from a client, Willy Ruiz, to represent client as a defendant in a Labor Commission hearing on March 4, 2014. Respondent failed to review any documents in preparation for the hearing and failed to appear at the hearing on behalf of his client, or perform any legal services for the client, and therefore earned none of the advanced fees paid. Respondent failed to refund promptly, upon Respondent's termination of employment on or about March 4, 2014 any part of the \$1,475 fee, in willful violation of Rules of Professional Conduct, rule 3-700(D)(2).

COUNT FOUR

Case No. 14-O-02232  
Business and Professions Code, section 6068(m)  
[Failure to Respond to Client Inquiries]

5. Respondent failed to respond promptly to telephonic and written reasonable status inquiries made by Respondent's client, Willy Ruiz, between in or about January 2014 and February 14, 2014, 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).

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COUNT FIVE

Case No. 14-O-02232  
Business and Professions Code, section 6106  
[Moral Turpitude - Misrepresentation]

6. On or about May 22, 2014, Respondent stated to/stated in writing to State Bar Investigator Laura Sharek that:

- a. the November 20, 2013 agreement was the only agreement respondent and Mr. Ruiz entered into;
  - b. their contract was an hourly agreement; and
  - c. respondent gave notice to Mr. Ruiz of his withdrawal,
- when Respondent knew or was grossly negligent in not knowing the statement(s) were false, and thereby committed an act involving moral turpitude, dishonesty or corruption in willful violation of Business and Professions Code, section 6106.

**NOTICE - INACTIVE ENROLLMENT!**

**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.**

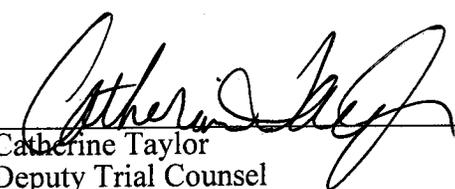
**NOTICE - COST ASSESSMENT!**

**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: November 17, 2014

By: 

Catherine Taylor  
Deputy Trial Counsel

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**DECLARATION OF SERVICE**  
**BY CERTIFIED AND REGULAR MAIL**

CASE NO.: 14-O-02232

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that I am not a party to the within action; that 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; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of 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; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of San Francisco, on the date shown below, a true copy of the within

**NOTICE OF DISCIPLINARY CHARGES**

in a sealed envelope placed for collection and mailing as *certified mail, return receipt requested*, and in an additional sealed envelope as *regular mail*, at San Francisco, on the date shown below, addressed to:

**Article No.: 7196 9008 9111 2393 1440**

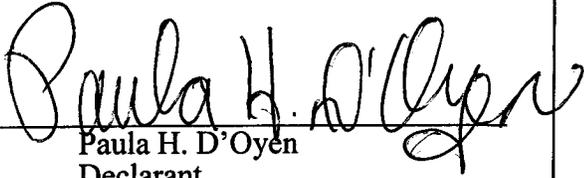
Christian K. Jensen  
Law Offices of Christian Jensen  
PO Box 197  
Lafayette, CA 94549

in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

N/A

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at San Francisco, California, on the date shown below.

DATED: November 17, 2014

Signed: 

Paula H. D'Oyen  
Declarant