

# PUBLIC MATTER

1 STATE BAR OF CALIFORNIA  
 OFFICE OF THE CHIEF TRIAL COUNSEL  
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**FILED**

**DEC 30 2014**

STATE BAR COURT  
 CLERK'S OFFICE  
 LOS ANGELES

STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

13 In the Matter of: ) Case Nos.: 14-O-02257; 14-O-03026;  
 14 DANIEL PERI LUCID, ) 14-O-03916; 14-O-03934; 14-O-04302;  
 No. 101068, ) 14-O-04444; 14-O-04825;  
 15 ) **NOTICE OF DISCIPLINARY CHARGES**  
 16 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:**

- 21 (1) YOUR DEFAULT WILL BE ENTERED;
- 22 (2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU WILL NOT BE PERMITTED TO PRACTICE LAW;
- 23 (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;
- 24 (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.

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1 The State Bar of California alleges:

2 JURISDICTION

3 1. DANIEL PERI LUCID ("Respondent") was admitted to the practice of law in the  
4 State of California on December 1, 1981, was a member at all times pertinent to these charges,  
5 and is currently a member of the State Bar of California.

6 COUNT ONE

7 Case No. 14-O-02257  
8 Business & Professions Code, section 6106.3  
9 [Violation of Civil Code, section 2944.7(a)(1)-Illegal Advanced Fee]

10 2. On or about September 9, 2013, Respondent agreed to negotiate, attempt to  
11 negotiate, arrange, attempt to arrange or perform a mortgage loan modification or other  
12 mortgage loan forbearance for a fee for clients, Jose. M. Romero and his wife Sonia Reynoso,  
13 and thereafter on or about September 9, 2013 through in or about November 2013 charged,  
14 collected and received \$3,990 from the clients before Respondent had fully performed each and  
15 every service Respondent had been contracted to perform or represented to the client that  
16 Respondent would perform, in violation of Civil Code, section 2944.7, and in willful violation  
17 of Business and Professions Code, section 6106.3.

18 COUNT TWO

19 Case No. 14-O-02257  
20 Rules of Professional Conduct, Rule 1-300(A)  
21 [Aiding the Unauthorized Practice of Law]

22 3. On or about September 9, 2013, Respondent aided his office staff, who are not  
23 licensed to practice law in California, in the unauthorized practice of law by delegating to them  
24 client intake responsibilities, including performing the initial case consultation, discussing and  
25 evaluating the case strategy, suggesting a course of action for the case, setting the fee for legal  
26 services to be performed in the case and accepting the clients, Jose. M. Romero and his wife  
27 Sonia Reynoso as clients of the firm, in willful violation of Rules of Professional Conduct, rule  
28 1-300(A).

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COUNT THREE

Case No. 14-O-02257  
Rules of Professional Conduct, rule 4-100(B)(3)  
[Failure to Render Accounts of Client Funds]

4. As of in or about November 2013, Respondent received from Respondent's clients, Jose. M. Romero and his wife Sonia Reynoso, the sum of \$3,990 as advanced fees for legal services to be performed. Respondent thereafter failed to render an appropriate accounting to the clients regarding those funds upon the termination of Respondent's employment on or about April 14, 2014, in willful violation of the Rules of Professional Conduct, rule 4-100(B)(3).

COUNT FOUR

Case No. 14-O-03026  
Business & Professions Code, section 6106.3  
[Violation of Civil Code, section 2944.7(a)(1)-Illegal Advanced Fee]

5. On or about August 14, 2013, Respondent agreed to negotiate, attempt to negotiate, arrange, attempt to arrange or perform a mortgage loan modification or other mortgage loan forbearance for a fee for a client, Eleazar Ramos, and thereafter on or about August 14, 2013 through in or about March 2014 charged, collected and received \$4,360 from the client before Respondent had fully performed each and every service Respondent had been contracted to perform or represented to the client that Respondent would perform, in violation of Civil Code, section 2944.7, and in willful violation of Business and Professions Code, section 6106.3.

COUNT FIVE

Case No. 14-O-03026  
Rules of Professional Conduct, Rule 1-300(A)  
[Aiding the Unauthorized Practice of Law]

6. On or about August 14, 2013, Respondent aided his office staff, who are not licensed to practice law in California, including performing the initial case consultation, discussing and evaluating the case strategy, suggesting a course of action for the case, setting the fee for legal services to be performed in the case and accepting the client, Eleazar Ramos, as a client of the firm, in willful violation of Rules of Professional Conduct, rule 1-300(A).

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COUNT SIX

Case No. 14-O-03026  
Rules of Professional Conduct, rule 4-100(B)(3)  
[Failure to Render Accounts of Client Funds]

7. As of in or about March 2014, Respondent received from Respondent's client, Eleazar Ramos, the sum of \$4,360 as advanced fees for legal services to be performed. Respondent thereafter failed to render an appropriate accounting to the client regarding those funds upon the termination of Respondent's employment on or about March 25, 2014, in willful violation of the Rules of Professional Conduct, rule 4-100(B)(3).

COUNT SEVEN

Case No. 14-O-03916  
Business & Professions Code, section 6106.3  
[Violation of Civil Code, section 2944.7(a)(1)-Illegal Advanced Fee]

8. On or about March 13, 2014, Respondent agreed to negotiate, attempt to negotiate, arrange, attempt to arrange or perform a mortgage loan modification or other mortgage loan forbearance for a fee for a client, Ana Marie Lazzari, and thereafter on or about March 13, 2014 through in or about April 2014 charged, collected and received \$3,000 from the client before Respondent had fully performed each and every service Respondent had been contracted to perform or represented to the client that Respondent would perform, in violation of Civil Code, section 2944.7, and in willful violation of Business and Professions Code, section 6106.3.

COUNT EIGHT

Case No. 14-O-03916  
Rules of Professional Conduct, Rule 1-300(A)  
[Aiding the Unauthorized Practice of Law]

9. As of in or about February 2014, Respondent aided his office staff, who are not licensed to practice law in California, including performing the initial case consultation, discussing and evaluating the case strategy, suggesting a course of action for the case, setting the fee for legal services to be performed in the case and accepting the client, Ana Marie Lazzari, as a client of the firm, in willful violation of Rules of Professional Conduct, rule 1-300(A).

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COUNT NINE

Case No. 14-O-03916  
Rules of Professional Conduct, rule 4-100(B)(3)  
[Failure to Render Accounts of Client Funds]

10. As of in or about February 2014, Respondent received from Respondent's client, Ana Marie Lazzari, the sum of \$3,000 as advanced fees for legal services to be performed. Respondent thereafter failed to render an appropriate accounting to the client regarding those funds upon the termination of Respondent's employment in or about July 2014, in willful violation of the Rules of Professional Conduct, rule 4-100(B)(3).

COUNT TEN

Case No. 14-O-03934  
Business & Professions Code, section 6106.3  
[Violation of Civil Code, section 2944.7(a)(1)-Illegal Advanced Fee]

11. On or about August 8, 2013, Respondent agreed to negotiate, attempt to negotiate, arrange, attempt to arrange or perform a mortgage loan modification or other mortgage loan forbearance for a fee for a client, Juan Torres Bahena, and thereafter on or about August 8, 2013 through in or about February 2014 charged, collected and received \$2,970 from the client before Respondent had fully performed each and every service Respondent had been contracted to perform or represented to the client that Respondent would perform, in violation of Civil Code, section 2944.7, and in willful violation of Business and Professions Code, section 6106.3.

COUNT ELEVEN

Case No. 14-O-03934  
Rules of Professional Conduct, Rule 1-300(A)  
[Aiding the Unauthorized Practice of Law]

12. On or about August 8, 2013, Respondent aided his office staff, who are not licensed to practice law in California, including performing the initial case consultation, discussing and evaluating the case strategy, suggesting a course of action for the case, setting the fee for legal services to be performed in the case and accepting the client, Juan Torres Bahena, as a client of the firm, in willful violation of Rules of Professional Conduct, rule 1-300(A).

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COUNT TWELVE

Case No. 14-O-03934  
Rules of Professional Conduct, rule 4-100(B)(3)  
[Failure to Render Accounts of Client Funds]

13. As of in or about February 2014, Respondent received from Respondent's client, Juan Torres Bahena, the sum of \$2,970 as advanced fees for legal services to be performed. Respondent thereafter failed to render an appropriate accounting to the client regarding those funds upon the termination of Respondent's employment in or about April 2014, in willful violation of the Rules of Professional Conduct, rule 4-100(B)(3).

COUNT THIRTEEN

Case No. 14-O-04302  
Business & Professions Code, section 6106.3  
[Violation of Civil Code, section 2944.7(a)(1)-Illegal Advanced Fee]

14. On or about October 23, 2013, Respondent agreed to negotiate, attempt to negotiate, arrange, attempt to arrange or perform a mortgage loan modification or other mortgage loan forbearance for a fee for a client, Armando Lara Sandoval, and thereafter on or about October 23, 2013 through in or about July 2014 charged, collected and received \$7,510 from the client before Respondent had fully performed each and every service Respondent had been contracted to perform or represented to the client that Respondent would perform, in violation of Civil Code, section 2944.7, and in willful violation of Business and Professions Code, section 6106.3.

COUNT FOURTEEN

Case No. 14-O-04302  
Rules of Professional Conduct, Rule 1-300(A)  
[Aiding the Unauthorized Practice of Law]

15. On or about October 23, 2013, Respondent aided his office staff, who are not licensed to practice law in California, including performing the initial case consultation, discussing and evaluating the case strategy, suggesting a course of action for the case, setting the fee for legal services to be performed in the case and accepting the client, Armando Lara Sandoval, as a client of the firm, in willful violation of Rules of Professional Conduct, rule 1-300(A).

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COUNT FIFTEEN

Case No. 14-O-04302  
Rules of Professional Conduct, rule 4-100(B)(3)  
[Failure to Render Accounts of Client Funds]

16. As of in or about July 2014, Respondent received from Respondent's client, Armando Lara Sandoval, the sum of \$7,510 as advanced fees for legal services to be performed. Respondent thereafter failed to render an appropriate accounting to the client regarding those funds upon the termination of Respondent's employment in or about July 2014, in willful violation of the Rules of Professional Conduct, rule 4-100(B)(3).

COUNT SIXTEEN

Case No. 14-O-04444  
Business & Professions Code, section 6106.3  
[Violation of Civil Code, section 2944.7(a)(1)-Illegal Advanced Fee]

17. On or about November 1, 2013, Respondent agreed to negotiate, attempt to negotiate, arrange, attempt to arrange or perform a mortgage loan modification or other mortgage loan forbearance for a fee for a client, Doniphan K. Barton, and thereafter on or about November 1, 2013 through in or about February 2014 charged, collected and received \$4,485 from the client before Respondent had fully performed each and every service Respondent had been contracted to perform or represented to the client that Respondent would perform, in violation of Civil Code, section 2944.7, and in willful violation of Business and Professions Code, section 6106.3.

COUNT SEVENTEEN

Case No. 14-O-04444  
Rules of Professional Conduct, Rule 1-300(A)  
[Aiding the Unauthorized Practice of Law]

18. On or about November 1, 2013, Respondent aided his office staff, who are not licensed to practice law in California, including performing the initial case consultation, discussing and evaluating the case strategy, suggesting a course of action for the case, setting the fee for legal services to be performed in the case and accepting the client, Doniphan K. Barton, as a client of the firm, in willful violation of Rules of Professional Conduct, rule 1-300(A).

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COUNT EIGHTEEN

Case No. 14-O-04444  
Rules of Professional Conduct, rule 4-100(B)(3)  
[Failure to Render Accounts of Client Funds]

19. As of in or about February 2014, Respondent received from Respondent's client, Doniphan K. Barton, the sum of \$4,485 as advanced fees for legal services to be performed. Respondent thereafter failed to render an appropriate accounting to the client regarding those funds upon the termination of Respondent's employment in or about March 2014, in willful violation of the Rules of Professional Conduct, rule 4-100(B)(3) .

COUNT NINETEEN

Case No. 14-O-04825  
Business & Professions Code, section 6106.3  
[Violation of Civil Code, section 2944.7(a)(1)-Illegal Advanced Fee]

20. On or about August 2013, Respondent agreed to negotiate, attempt to negotiate, arrange, attempt to arrange or perform a mortgage loan modification or other mortgage loan forbearance for a fee for a client, Dorothy Bennett, and thereafter in or about August 2013 through on or about October 9, 2013 charged, collected and received \$495 from the client before Respondent had fully performed each and every service Respondent had been contracted to perform or represented to the client that Respondent would perform, in violation of Civil Code, section 2944.7, and in willful violation of Business and Professions Code, section 6106.3.

COUNT TWENTY

Case No. 14-O-04825  
Rules of Professional Conduct, Rule 1-300(A)  
[Aiding the Unauthorized Practice of Law]

21. In or about August 2013, Respondent aided his office staff, who are not licensed to practice law in California, including performing the initial case consultation, discussing and evaluating the case strategy, suggesting a course of action for the case, setting the fee for legal services to be performed in the case and accepting the client, Dorothy Bennett, as a client of the firm, in willful violation of Rules of Professional Conduct, rule 1-300(A).

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DECLARATION OF SERVICE

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

CASE NUMBER(s): 14-O-02257; 14-O-03026; 14-O-03916; 14-O-03934; 14-O-04302; 14-O-04444; 14-O-04825

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))
- 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 Los Angeles.

By U.S. Certified Mail: (CCP §§ 1013 and 1013(a))
- 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 Los Angeles.

By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))
- I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for overnight delivery by the United Parcel Service ('UPS').

By Fax Transmission: (CCP §§ 1013(e) and 1013(f))
Based on agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed herein below. No error was reported by the fax machine that I used. The original record of the fax transmission is retained on file and available upon request.

By Electronic Service: (CCP § 1010.6)
Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the person(s) at the electronic addresses listed herein below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

(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.: 9414 7266 9904 2010 0866 11 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 [Certified/Return Receipt], Business-Residential Address, Fax Number, Courtesy Copy [via First Class Mail] to:
Row 1: Daniel Peri Lucid, 8484 Wilshire Blvd Ste 515 Beverly Hills, CA 90211, Electronic Address, Paul J. Virgo 9909 Topanga Blvd # 282 Chatsworth, CA 91311

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'). 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, and for overnight delivery, deposited with delivery fees paid or provided for, with UPS that same day.

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: December 30, 2014

SIGNED: Charles C. Bagai Declarant