

APR 01 2015

STATE BAR COURT CLERK'S OFFICE  
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STATE BAR COURT

HEARING DEPARTMENT - SAN FRANCISCO

In the Matter of: ) Case No. 14-O-04644  
DANIEL AMERICO BRUCE, ) NOTICE OF DISCIPLINARY CHARGES  
No. 216514, )  
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.



1 The State Bar of California alleges:

2 JURISDICTION

3 1. DANIEL AMERICO BRUCE ("respondent") was admitted to the practice of law in  
4 the State of California on December 3, 2001, was a member at all times pertinent to these  
5 charges, and is currently a member of the State Bar of California.

6 COUNT ONE

7 Case No. 14-O-04644  
8 Business and Professions Code, section 6068(a)  
9 [Failure to Comply With Laws – Unauthorized Practice of Law]

10 2. On or about July 10, 2014, respondent held himself out as entitled to practice law and  
11 actually practiced law when respondent was not an active member of the State Bar by appearing  
12 in court at an Order to Show Cause hearing on behalf of his client in *Helm v. City of Kerman*,  
13 Fresno County Superior Court, case no. 13CECG03184, in violation of Business and Professions  
14 Code, sections 6125 and 6126, and thereby willfully violated Business and Professions Code,  
15 section 6068(a).

16 COUNT TWO

17 Case No. 14-O-04644  
18 Business and Professions Code, section 6106  
19 [Moral Turpitude]

20 3. On or about July 10, 2014, respondent held himself out as entitled to practice law  
21 and actually practiced law when respondent knew, or was grossly negligent in not knowing,  
22 respondent was not an active member of the State Bar by appearing in court at an Order to Show  
23 Cause hearing on behalf of his client in *Helm v. City of Kerman*, Fresno County Superior Court,  
24 case no. 13CECG03184, and thereby committed an act involving moral turpitude, dishonesty or  
25 corruption in willful violation of Business and Professions Code, section 6106.  
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COUNT THREE

Case No. 14-O-04644  
Business and Professions Code, section 6068(a)  
[Failure to Comply With Laws – Unauthorized Practice of Law]

4. On or about July 1, 2014, respondent held himself out as entitled to practice law and actually practiced law when respondent was not an active member of the State Bar by appearing in court at an unlawful detainer trial, and entering into a written stipulation for entry of judgment, on behalf of his client in *Kaiuum v. Tarozzi*, Fresno County Superior Court, case no. 14CECL04411, and thereby willfully violated Business and Professions Code, section 6068(a).

COUNT FOUR

Case No. 14-O-04644  
Business and Professions Code, section 6106  
[Moral Turpitude]

5. On or about July 1, 2014, respondent held himself out as entitled to practice law and actually practiced law when respondent knew, or was grossly negligent in not knowing, respondent was not an active member of the State Bar by appearing in court at an unlawful detainer trial, and entering into a written stipulation for entry of judgment, on behalf of his client in *Kaiuum v. Tarozzi*, Fresno County Superior Court, case no. 14CECL04411, and thereby committed an act involving moral turpitude, dishonesty or corruption in willful violation of Business and Professions Code, section 6106.

COUNT FIVE

Case No. 14-O-04644  
Business and Professions Code, section 6068(a)  
[Failure to Comply With Laws – Unauthorized Practice of Law]

6. On or about August 4, 2014, respondent held himself out as entitled to practice law and actually practiced law when respondent was not an active member of the State Bar by signing an unlawful detainer complaint, and filing or causing to be filed the complaint the following day on behalf of his client, in *Sak Management LLC v. Bunch*, Fresno County Superior Court, case no. 14CECL06453, and thereby willfully violated Business and Professions Code, section 6068(a).

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COUNT SIX

Case No. 14-O-04644  
Business and Professions Code, section 6106  
[Moral Turpitude]

7. On or about August 4, 2014, respondent held himself out as entitled to practice law and actually practiced law when respondent knew, or was grossly negligent in not knowing, respondent was not an active member of the State Bar by signing an unlawful detainer complaint, and filing or causing to be filed the complaint the following day on behalf of his client, in *Sak Management LLC v. Bunch*, Fresno County Superior Court, case no. 14CECL06453, and thereby committed an act involving moral turpitude, dishonesty or corruption in willful violation of Business and Professions Code, section 6106.

COUNT SEVEN

Case No. 14-O-04644  
Business and Professions Code, section 6068(a)  
[Failure to Comply With Laws – Unauthorized Practice of Law]

8. On or about August 4, 2014, respondent held himself out as entitled to practice law and actually practiced law when respondent was not an active member of the State Bar by signing an unlawful detainer complaint, and filing or causing to be filed the complaint the following day on behalf of his client, in *Sak Management LLC v. Flores*, Fresno County Superior Court, case no. 14CECL06455, and thereby willfully violated Business and Professions Code, section 6068(a).

COUNT EIGHT

Case No. 14-O-04644  
Business and Professions Code, section 6106  
[Moral Turpitude]

9. On or about August 4, 2014, respondent held himself out as entitled to practice law and actually practiced law when respondent knew, or was grossly negligent in not knowing, respondent was not an active member of the State Bar by signing an unlawful detainer complaint, and filing or causing to be filed the complaint the following day on behalf of his client, in *Sak Management LLC v. Flores*, Fresno County Superior Court, case no. 14CECL06455, and thereby

1 committed an act involving moral turpitude, dishonesty or corruption in willful violation of  
2 Business and Professions Code, section 6106.

3 COUNT NINE

4 Case No. 14-O-04644  
5 Business and Professions Code, section 6068(i)  
6 [Failure to Cooperate in State Bar Investigation]

7 10. Respondent failed to cooperate and participate in a disciplinary investigation pending  
8 against respondent by failing to provide a substantive response to the State Bar's letters of  
9 September 11, 2014, September 25, 2014 and October 24, 2014, which respondent received, that  
10 requested respondent's response to the allegations of misconduct being investigated in case no.  
11 14-O-04644, in willful violation of Business and Professions Code, section 6068(i).

12 NOTICE - INACTIVE ENROLLMENT!

13 YOU ARE HEREBY FURTHER NOTIFIED THAT IF THE STATE BAR  
14 COURT FINDS, PURSUANT TO BUSINESS AND PROFESSIONS CODE  
15 SECTION 6007(c), THAT YOUR CONDUCT POSES A SUBSTANTIAL  
16 THREAT OF HARM TO THE INTERESTS OF YOUR CLIENTS OR TO  
17 THE PUBLIC, YOU MAY BE INVOLUNTARILY ENROLLED AS AN  
18 INACTIVE MEMBER OF THE STATE BAR. YOUR INACTIVE  
19 ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE  
20 RECOMMENDED BY THE COURT.

21 NOTICE - COST ASSESSMENT!

22 IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC  
23 DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS  
24 INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING  
25 AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND  
26 PROFESSIONS CODE SECTION 6086.10.

27 Respectfully submitted,

28 THE STATE BAR OF CALIFORNIA  
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED: April 1, 2015

By:   
HEATHER E. ABELSON  
Deputy Trial Counsel

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

**CASE NO.: 13-O-04644**

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.: 9414 7266 9904 2011 9751 98**

Daniel A. Bruce  
Law Offices of Daniel A Bruce  
1113 S Quality Ave.  
Sanger, CA 93657

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: April 1, 2015

Signed: \_\_\_\_\_

Paula H. D'Oyen  
Declarant

