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Mary Frances Prevost

FILED

JUN 25 2015

STATE BAR COURT
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LOS ANGELES

THE STATE BAR COURT

HEARING DEPARTMENT – LOS ANGELES

In the Matter of MARY F. PREVOST, No. 157782 A Member of the State Bar.	Case No.: 14-O-05757 RESPONSE TO NOTICE OF DISCIPLINARY CHARGES [Rule of Procedure 5.43]

Response to Allegations

1. Respondent admits to the allegations of paragraph one.

Count One 14-O-05757 (Rule 3-110(A)

2. Respondent denies that at she was hired by Haley Harris and Cameron Harris, as identified in paragraph 2 as they are minors and minors cannot enter into contracts. Respondent further denies that she alone, as the complaint suggests, was hired by May and Eric Harris. However, Respondent admits that she, and Los Angeles Attorney Thomas Beck, the attorney who prosecuted Chief Trial Counsel Jayne Kim's husband, Rudy Camerena, in Case No. 12CV09408-GAF (PJW) in the United States District Court for the Central District of California, jointly entered into a

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contract with May and Eric Harris to represent them at a date later than that wrongfully identified on the NDC. Respondent denies that any failure to file opposing motions was done intentionally, recklessly or repeatedly in violation of RPC 3-100(A).

Count Two 14-O-005757(Section)

2. Respondent denies the allegation in paragraph 3 that identifies May Harris, the complainant herein, as a "client" when her claims had been dismissed by the federal court after hearing on Thomas Beck's failed Opposition to Defendant's Motion for Summary Judgment well before any in limine motions were filed by Defendants. Respondent enters a general denial as to the remainder of paragraph 3, and section 3(A). Respondent admits to the allegations in paragraph 3(B).

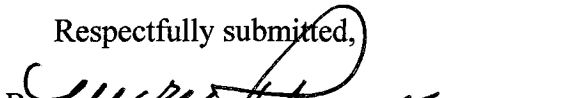
Respondent denies that she engaged any failure to file opposing motion was done intentionally, recklessly or repeatedly in violation of B&P sec. 6068(m).

Affirmative Defenses

1. The notice of disciplinary charges (NDC) and every count in it, fails to please a disciplinable offense.

Dated: June 22, 2015

Respectfully submitted,

By: 

MARY FRANCES PREVOST
Respondent

PROOF OF SERVICE

STATE BAR COURT – HEARING DEPARTMENT (LOS ANGELES)

I am employed in the County of San Diego, State of California. I am over the age of 18, and not a party to the within action; my business address is 550 WEST "C" STREET, STE. 1830, SAN DIEGO, CA 92101.

On June 22, 2015 I served the foregoing document described as: RESPPONSE TO NOTICE OF DISCIPLINARY to the other parties in this action as follows:

KIMBERLY ANDERSON
845 SOUTH FIGUEROA STREET
LOS ANGELES, CA 90017-2525
Kimberly.Anderson@calbar.ca.gov

STATE BAR OF CALIFORNIA
HEARING DEPARTMENT – FILING CLERK
845 SOUTH FIGUEROA STREET
LOS ANGELES, CA 90017-2525

[ ] **BY PERSONAL SERVICE** I personally delivered such document[s] to the interested party[ies] as listed above.

[ ] **BY ELECTRONIC SERVICE**:: I hereby certified that I electronically filed the above described document(s) with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the above addresses, stated on the service list.

[] **BY EMAIL TO:**

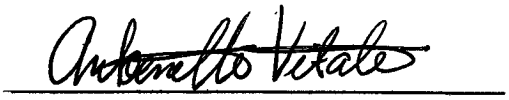
[] **BY FACSIMILE**: I served said documents via facsimile telephone number (619) 255-0726 to facsimile telephones listed above. All pages were transmitted; a confirmation form from facsimile no. (619) 255-0726 confirmed all pages were transmitted without error.

[X] **BY USPS MAIL §§ 1013a, 2015.5 C.C.P.:** I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at San Diego, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

[] **FEDERAL** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

I declare under penalty of perjury that the above is true and correct. Executed on

JUNE 22, 2015, at San Diego, California.



Antoinette Vitale