

# PUBLIC MATTER

1 STATE BAR OF CALIFORNIA  
 OFFICE OF CHIEF TRIAL COUNSEL  
 2 GREGORY P. DRESSER, No. 136532  
 INTERIM DEPUTY CHIEF TRIAL COUNSEL  
 3 RENE L. LUCARIC, No. 180005  
 ASSISTANT CHIEF TRIAL COUNSEL  
 4 MIA R. ELLIS, No. 228235  
 SUPERVISING SENIOR TRIAL COUNSEL  
 5 MURRAY B. GREENBERG, No. 142678  
 SENIOR TRIAL COUNSEL  
 6 845 South Figueroa Street  
 Los Angeles, California 90017-2515  
 7 Telephone: (213) 765-1258

**FILED**  
**MAY 27 2016**  
 STATE BAR COURT  
 CLERK'S OFFICE  
 LOS ANGELES

## STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

12 In the Matter of: ) Case No. 14-O-4005  
 13 GEORGETTA HENRITA RAINEY, )  
 No. 130563, ) NOTICE OF DISCIPLINARY CHARGES  
 14 )  
 15 A Member of the State Bar )

### 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  
 THE STATE BAR COURT TRIAL:

- 19 (1) YOUR DEFAULT WILL BE ENTERED;  
 20 (2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU  
 WILL NOT BE PERMITTED TO PRACTICE LAW;  
 21 (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;  
 22 (4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.  
 23 SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE  
 OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN  
 24 ORDER RECOMMENDING YOUR DISBARMENT WITHOUT  
 FURTHER HEARING OR PROCEEDING. SEE RULE 5.80 ET SEQ.,  
 25 RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA.



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

The State Bar of California alleges:

JURISDICTION

1. GEORGETTA HENRITA RAINEY ("respondent") was admitted to the practice of law in the State of California on December 14, 1987, was a member at all times pertinent to these charges, and is currently a member of the State Bar of California.

COUNT ONE

Case No. 14-O-4005  
Rules of Professional Conduct, rule 3-110(A)  
[Failure to Perform with Competence]

1. On January 9, 2014, Eddie Myles employed respondent to perform legal services in a child custody case involving his ex-wife. Mr. Myles paid respondent \$4,000 for her anticipated work on the case.

2. On January 28, 2014, respondent failed to appear in court on Mr. Myles' behalf, even though she had knowledge of the date and had indicated to Mr. Myles she would be representing him before the court. As a result of respondent's failure to appear, the court appointed an attorney to represent Mr. Myles at the hearing.

3. By failing to appear at Mr. Myles' January 28, 2014 hearing, without any excuse, respondent intentionally, recklessly or repeatedly failed to perform with competence in willful violation of Rules of Professional Conduct, rule 3-110(A).

COUNT TWO

Case No. 14-O-4005  
Rules of Professional Conduct, rule 3-700(D)(2)  
[Failure to Refund Unearned Fees]

4. After respondent failed to appear at Eddie Myles' hearing in court, Mr. Myles' told respondent that her services were terminated on January 28, 2014 and requested a return of his fees.

5. On March 3, 2014, respondent sent Mr. Myles' an accounting indicated she had provided \$1,312.50 in services to him and included a refund check for unearned fees in the amount of \$2,687.50, however, the written amount was "two hundred eighty seven dollars and 50/100". As a result, Mr. Myles was unable to negotiate the check through his bank.



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Respectfully submitted,

THE STATE BAR OF CALIFORNIA  
OFFICE OF CHIEF TRIAL COUNSEL

DATED: May 27, 2016

By:   
MURRAY E. GREENBERG  
Senior Trial Counsel

# DECLARATION OF SERVICE

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

CASE NUMBER(s): **14-O-04005**

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 90017-2515, 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))**  
- 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 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.: 7196 9008 9111 1008 3244 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)

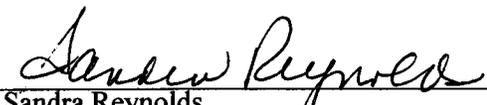
Person Served	Business-Residential Address	Fax Number	COURTESY COPY VIA REGULAR USPS
Georgetta Henrita Rainey	1 World Trade Center, Ste. 800 Long Beach, CA 90831	Electronic Address	Georgetta Henrita Rainey 14233 Oxford Dr. Laurel, MD 20707
			--  Georgetta Henrita Rainey c/o John Hopkins Hospital 600 N. Wolfe St. Baltimore, MD 21287

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: May 27, 2016

SIGNED:   
Sandra Reynolds  
Declarant