1	LAW OFFICES OF		FILED		
2	TIMOTHY V. MILNE 3055Wilshire Boulevard. Su		MAR 1 6 2016		
3	LOS ANGELES, CALIFORNIA 90 TELEPHONE (213)382-1195)010	STATE BAR COURT CLERK'S OFFICE		
4	FACSIMILE (213)351-1049 SBN: 109648)	LOS ANGELES		
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6	Attorney for: VICTOR JACOBOVITZ Respondent				
7	STATE BAR COURT OF CALIFORNIA				
8	LOS ANGELES HEARING DEPARTMENT				
9	LOS ANGELES REARING DEL'ARTIVIENT				
10	In the Matter of:) Case No. 1) Assigned 1	5-O-10548; 15-O-12276-DFM o the Hon. Donald F. Miles		
11	VICTOR JACOBOVITZ,) č	DENT VICTOR JACOBOVITZ'		
12	Member No.: 66297		TO NOTICE OF DISCIPLINARY		
13	A Member of the State Bar.)			
14	Victor Jacobovitz (hereinafter "Respondent") answers the State Bar of California's Notice				
15	of Disciplinary Charges ("Complaint") alleging violations of California Rules of Professional				
16	Conduct, Rule 4-100(A) and Business and Professions Code §6106.				
17	DENIAL				
18	Pursuant to Code of Civil Procedure §431.30(d), Respondent hereby answers the Notice of				
19	Disciplinary Charges by denying paragraphs 6, 7 and 8 of said charges and admits to paragraphs 1,				
20	2, 3, 4 and 5 of said charges, and admits in part paragraph 9 but denies the accuracy of the findings				
21	or that Respondent's acts should have caused the discipline imposed.				
22 23	AFFIRMATIVE DEFENSES TO DISCIPLINARY CHARGES				
23 24	As separate and distinct affirmative defenses to the State Bar of California's Notice of				
24 25	Disciplinary Charges, Respondent alleges as follows:				
23 26	FIRST AFFIRMATIVE DEFENSE				
20 27	The Complaint fails to state suffic	cient facts to suppo	ort any ethics violations or to support any		
28	disciplinary action or any other action.		kwiktag * 197 146 697		
	ANSWER TO COMPLAINT				
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1	SECOND AFFIRMATIVE DEFENSE			
2	At all times and places mentioned in the Complaint, Respondent acted in a manner			
3	authorized and/or required by the applicable law which controls Plaintiff's rights, if any, with regard			
4	4 to the matters alleged in the Complaint.			
5	THIRD AFFIRMATIVE DEFENSE			
6	Any action or inaction by Respondent with respect to the allegations contained in the			
7	Complaint was and is permitted and authorized by applicable law.			
8	FOURTH AFFIRMATIVE DEFENSE			
9	Respondent's actions, if any there were, were conducted in good faith.			
10	FIFTH AFFIRMATIVE DEFENSE			
11	The allegations of the Complaint are barred because Respondent's conduct was absolutely			
12	justified and privileged.			
13	SIXTH AFFIRMATIVE DEFENSE			
14	The Complaint fails to set out the charges against Respondent with sufficient particularity			
15	to permit Respondent to raise all appropriate defenses. Respondent reserves the right to add			
16	additional defenses.			
17	WHEREFORE, Respondent prays for judgment as follows:			
18	1. That the Complaint be dismissed in its entirety, with prejudice, and that Judgment be			
19	entered in favor of Respondent.			
20	2. That the State Bar take nothing by reason of its Complaint.			
21	3. That Respondent be awarded reasonable attorney's fees and costs of suit incurred			
22	herein; and,			
23	23 4. That Respondent be awarded all such legal and equitable relief as this Court deer			
24	proper.			
25	DATED: March 16, 2016 LAW OFFICES OF TIMOTHY V. MILNER			
26	By:			
27	Timothy V. Milner Attorney for Respondent			
28	Victor Jacobovitz			
	2 ANSWER TO COMPLAINT			
	ANSWER TO COMPLAINT			

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1	PROOF OF SERVICE			
2	STATE OF CALIFORNIA)			
3) ss. COUNTY OF LOS ANGELES)			
4 5	I am a citizen of the United States and employed in the County of Los Angeles. I am over the age of eighteen years and not a party to the within action. My business address is 3055 Wilshire Boulevard, Suite 805, Los Angeles, California 90010.			
6 7	On March 16, 2016, at Los Angeles, California, I served the foregoing document described as: ANSWER TO COMPLAINT on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope addressed as follows:			
8 9 10	STATE BAR OF CALIFORNIA Office of Chief Trial Counsel 845 South Figueroa Street Los Angeles, California 90017-2515 Attn: Drew Massey, Esq.			
11	Deputy Trial Counsel			
12	 BY U.S. MAIL I caused such envelope to be deposited in the mail, with postage thereon fully prepaid, at Los Angeles, California. [I am "readily familiar" with this firm's practice of collection and processing 			
13	correspondence for mailing. It is deposited with the U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal			
14	cancellation date or postage meter date is more than one (1) day after the date of deposit for mailing in the affidavit.]			
15	BY PERSONAL SERVICE I personally delivered such envelope to the offices of the addressee.			
16 17 18	BY MESSENGER I, the undersigned, am a citizen of the United States, a resident of the County of Los Angeles, State of California, over the age of eighteen years, and not a party to the within action. I am employed by FOX/FAST DELIVERY MESSENGER SERVICE, located at 122 N. Glendale Boulevard, Los Angeles, CA 90026. I delivered such envelope by hand to the office of the addressee.			
19 20	BY FACSIMILE I transmitted a true copy of said document by facsimile machine, pursuant to Rule 2005. The facsimile machine I used complied with Rule 2003(3) and no error was reported by the machine. Pursuant to Rule 2005(k), I caused the machine to print a transmission record of the transmission. Said fax transmission(s) was/were completed on the above date.			
21	(STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.			
22 23	(FEDERAL) I declare that I am employed in the office of a member of the bar of this court at whose direction			
. 24	the service was made.			
25	Executed on March 16, 2016, at Los Angeles, California.			
26	4 tutilist			
27	Christopher Rudzinski			
28	(Declarant)			
	PROOF OF SERVICE			

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