

PUBLIC MATTER

FILED

DEC 23 2015

STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO

1 STATE BAR OF CALIFORNIA
OFFICE OF CHIEF TRIAL COUNSEL
2 JAYNE KIM, No. 174614
CHIEF TRIAL COUNSEL
3 JOSEPH R. CARLUCCI, No. 172309
DEPUTY CHIEF TRIAL COUNSEL
4 GREGORY P. DRESSER, No. 136532
ASSISTANT CHIEF TRIAL COUNSEL
5 ROBERT A. HENDERSON, No. 173205
SUPERVISING SENIOR TRIAL COUNSEL
6 180 Howard Street
San Francisco, California 94105-1639
7 Telephone: (415) 538-2385

8
9 STATE BAR COURT

10 HEARING DEPARTMENT - SAN FRANCISCO

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12 In the Matter of:) Case No.: 15-O-10896
13 ALDON LOUIS BOLANOS,)
No. 233915,) NOTICE OF DISCIPLINARY CHARGES
14)
15 A Member of the State Bar.)

16 **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**
24 **OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN**
25 **ORDER RECOMMENDING YOUR DISBARMENT WITHOUT**
FURTHER HEARING OR PROCEEDING. SEE RULE 5.80 ET SEQ.,
RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA.

26 The State Bar of California alleges:

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JURISDICTION

1. Aldon Louis Bolanos ("respondent") was admitted to the practice of law in the State of California on December 1, 2004, 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. 15-O-10896
Rules of Professional Conduct, rule 4-200(A)
[Illegal Fee]

2. On or about February 14, 2014, respondent entered into an agreement for and collected from Anila Maharaj a fee of \$18,577 to perform legal services that was illegal because the claim was for dental malpractice, which is governed by Business and Professions Code section 6146 and the fee collected exceeded the amount permitted by \$6,578.20, in willful violation of the Rules of Professional Conduct, rule 4-200(A).

COUNT TWO
Case No. 15-O-10896
Business and Professions Code, section 6068(a)
[Failure to Comply With Laws – MICRA Limitation and Disclosure]

3. On or about February 14, 2014, respondent entered into a contingent fee contract with Anila Maharaj, to represent her in an ongoing dental malpractice lawsuit, which was governed by Business and Professions Code section 6146 and required to be disclosed in writing by Business and Professions Code section 6147. The contract as implemented violated Business and Professions Code section 6146 because respondent collected in excess of the amount permitted and also violated Business and Professions Code section 6147 because the contract did not disclose that it was subject to the rates set forth in Business and Professions Code section 6146 which were the maximum limits for the contingency fee agreement, and thereby willfully violated Business and Professions Code, section 6068(a).

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1 act involving moral turpitude, dishonesty or corruption in willful violation of Business and
2 Professions Code, section 6106. On or about November 20, 2014, respondent dishonestly or
3 grossly negligently misappropriated for respondent's own purposes at least \$2,478 that
4 respondent's client was entitled to receive, and thereby committed an act involving moral
5 turpitude, dishonesty or corruption in willful violation of Business and Professions Code, section
6 6106.

7 **NOTICE - INACTIVE ENROLLMENT!**

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

16 **NOTICE - COST ASSESSMENT!**

17 **IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC
18 DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS
19 INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING
20 AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND
21 PROFESSIONS CODE SECTION 6086.10.**

22 Respectfully submitted,

23 THE STATE BAR OF CALIFORNIA
24 OFFICE OF CHIEF TRIAL COUNSEL

25 DATED: December 23, 2015

26 By: 
27 Robert A. Henderson
28 Supervising Senior Trial Counsel

DECLARATION OF SERVICE
BY CERTIFIED AND REGULAR MAIL

CASE NO.: 15-O-10896

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 2042 4856 28

William A. Munoz
Murphy Pearson et al
520 Capitol Mall, Ste. 250
Sacramento, CA 95814

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: December 23, 2015

Signed: _____

Paula H. D'Oyen
Declarant