

PUBLIC MATTER

FILED

1 STATE BAR OF CALIFORNIA
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JUL 20 2016

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

12 In the Matter of:) Case Nos. 15-O-11499; 15-N-15301; 16-O-
 13 RUBEN DANIEL SANCHEZ,) 11297
 No. 164298,) NOTICE OF DISCIPLINARY CHARGES
 14)
 15 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:**

- 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.
SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE
OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN
23 ORDER RECOMMENDING YOUR DISBARMENT WITHOUT
24 FURTHER HEARING OR PROCEEDING. SEE RULE 5.80 ET SEQ.,
RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA.**

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1 The State Bar of California alleges:

2 JURISDICTION

3 1. Ruben Daniel Sanchez ("Respondent") was admitted to the practice of law in the
4 State of California on June 4, 1993, was a member at all times pertinent to these charges, and is
5 currently a member of the State Bar of California.

6 COUNT ONE

7 Case No. 15-O-11499
8 Rules of Professional Conduct, rule 3-110(A)
9 [Failure to Perform with Competence]

10 2. On or about April 11, 2013, Robert Moreno employed Respondent to perform legal
11 services, namely to pursue a legal malpractice action, which Respondent intentionally,
12 recklessly, or repeatedly failed to perform with competence, in willful violation of Rules of
13 Professional Conduct, rule 3-110(A), by the following:

- 14 A) Failing to supervise his contract paralegal between June 28, 2013 and
15 December 6, 2013;
- 16 B) Failing to file an answer to the cross-complaint on or before November 15,
17 2013;
- 18 C) Failing to respond to discovery requests on or before December 5, 2013;
- 19 D) Failing to oppose defendant's Motions to Compel Discovery on or before
20 December 5, 2013;
- 21 E) Failing to oppose defendant's Motion for Summary Judgment on or before
22 March 7, 2014; and
- 23 F) Failing to timely file a Motion to Set Aside Default on or before May 14, 2014.

24 COUNT TWO

25 Case No. 15-O-11499
26 Rules of Professional Conduct, rule 3-700(D)(1)
27 [Failure to Release File]

28 3. Respondent failed to release promptly, after termination of Respondent's employment
on or about December 11, 2014, to respondent's client, Robert Moreno, all of the client's papers

1 and property following the client's request for the client's file on November 19, 2014, in wilful
2 violation of Rules of Professional Conduct, rule 3-700(D)(1).

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4 COUNT THREE

5 Case No. 15-O-11499
6 Business and Professions Code, section 6068(i)
7 [Failure to Cooperate in State Bar Investigation]

8 4. Respondent failed to cooperate and participate in a disciplinary investigation pending
9 against Respondent by failing to provide a substantive response to the State Bar's letters of May
10 26, 2015 and September 1, 2015, which respondent received, that requested Respondent's
11 response to the allegations of misconduct being investigated in case no. 15-O-11499, in wilful
12 violation of Business and Professions Code section 6068(i).

13 COUNT FOUR

14 Case No. 15-O-11499
15 Business and Professions Code, section 6068(m)
16 [Failure to Respond to Client Inquiries]

17 5. Respondent failed to respond promptly to five written reasonable status inquiries
18 made by Respondent's client, Robert Moreno, between February 13, 2014 and February 27, 2014
19 and November 2014 and February 2015 that Respondent received in a matter in which
20 Respondent had agreed to provide legal services, in willful violation of Business and Professions
21 Code section 6068(m).

22 COUNT FIVE

23 Case No. 15-N-15301
24 California Rules of Court, rule 9.20
25 [Failure to Obey Rule 9.20]

26 6. Respondent failed to file a declaration of compliance with California Rules of Court,
27 rule 9.20 in conformity with the requirements of rule 9.20(c) with the clerk of the State Bar
28 Court by August 28, 2015, as required by Supreme Court order number S226058, in willful
violation of California Rules of Court, rule 9.20. (A true and correct copy of the rule 9.20 order
is attached hereto as Exhibit 1 and is incorporated by reference.)

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COUNT SIX

Case No. 16-O-11297
Business and Professions Code section 6068(k)
[Failure to Comply With Conditions of Probation]

7. Respondent failed to comply with conditions attached to Respondent's disciplinary probation in State Bar case no. 07-O-13599, et al. as follows, in willful violation of Business and Professions Code section 6068(k):

- A. Failing to timely file the quarterly report due by January 10, 2015;
- B. Failing to timely file the quarterly report due by April 10, 2015; and
- C. Failing to pay restitution and submit satisfactory proof of payment by December 19, 2015.

NOTICE - INACTIVE ENROLLMENT!

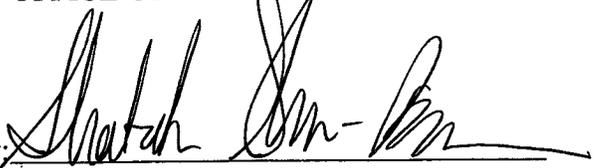
YOU ARE HEREBY FURTHER NOTIFIED THAT IF THE STATE BAR COURT FINDS, PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6007(c), THAT YOUR CONDUCT POSES A SUBSTANTIAL THREAT OF HARM TO THE INTERESTS OF YOUR CLIENTS OR TO THE PUBLIC, YOU MAY BE INVOLUNTARILY ENROLLED AS AN INACTIVE MEMBER OF THE STATE BAR.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

NOTICE - COST ASSESSMENT!

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

Respectfully submitted,

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

By: 
Shataka Shores-Brooks
Deputy Trial Counsel

DATED: July 20, 2016

JUN 19 2015

(State Bar Court No. 14-O-03658)

S226058

Frank A. McGuire Clerk

Deputy

IN THE SUPREME COURT OF CALIFORNIA

En Banc

In re RUBEN DANIEL SANCHEZ on Discipline

The court orders that Ruben Daniel Sanchez, State Bar Number 164298, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. Ruben Daniel Sanchez is suspended from the practice of law for the first one year of probation;
2. Ruben Daniel Sanchez must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 19, 2015; and
3. At the expiration of the period of probation, if Ruben Daniel Sanchez has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Ruben Daniel Sanchez must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2016, 2017, and 2018. If Ruben Daniel Sanchez fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

I, Frank A. McGuire, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court as shown by the records of my office.

Witness my hand and the seal of the Court this

day of

JUN 19 2015

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Clerk

CANTIL-SAKAUYE

Chief Justice

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DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBERS: 15-O-11499; 15-N-15301; 16-O-11297

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 845 South Figueroa Street, Los Angeles, California 90017, 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 Los Angeles, 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, Article No.: 9414 7266 9904 2010 0851 19, at Los Angeles, on the date shown below, addressed to:

**Ruben D. Sanchez
69 265 El Dobe Rd
Cathedral City, CA 92234**

**And by regular US Mail to:
Ruben D. Sanchez**

**69 265 El Dobe Rd
Cathedral City, CA 92234**

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 Los Angeles, California, on the date shown below.

DATED: July 20, 2016

Signed: 

**Max Carranza
Declarant**