

# PUBLIC MATTER

1 STATE BAR OF CALIFORNIA  
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**FILED**  
 DEC 22 2015  
 STATE BAR COURT  
 CLERK'S OFFICE  
 LOS ANGELES

STATE BAR COURT  
 HEARING DEPARTMENT - LOS ANGELES

In the Matter of: ) Case No. 15-O-11905  
 )  
 13 VINH NGOC PHAM, ) NOTICE OF DISCIPLINARY CHARGES  
 14 No. 243907, )  
 15 )  
 16 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:**

- (1) YOUR DEFAULT WILL BE ENTERED;
- (2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU WILL NOT BE PERMITTED TO PRACTICE LAW;
- (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;
- (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 ORDER RECOMMENDING YOUR DISBARMENT WITHOUT 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. Vinh Ngoc Pham (“respondent”) was admitted to the practice of law in the State of  
4 California on August 11, 2006, 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-11905

8 Business and Professions Code, section 6106

9 [Moral Turpitude – Misrepresentation of MCLE Compliance]

10 2. On or about February 3, 2014, respondent falsely reported to the State Bar, under  
11 penalty of perjury, that respondent had fully complied with respondent’s minimum continuing  
12 legal education (“MCLE”) requirements for the period of February 1, 2011 to January 31, 2014,  
13 when respondent knew or was grossly negligent in not knowing that respondent had failed to  
14 complete the MCLE requirements for that period, and thereby committed an act involving moral  
15 turpitude, dishonesty or corruption in willful violation of Business and Professions Code section  
16 6106.

17 NOTICE - INACTIVE ENROLLMENT!

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

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**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.**

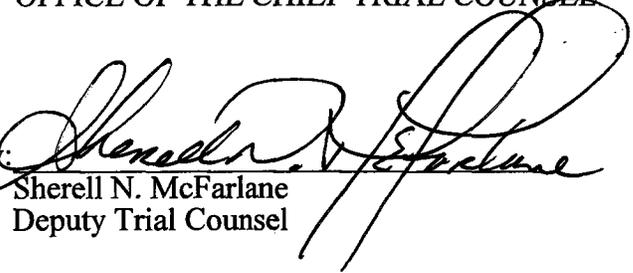
Respectfully submitted,

THE STATE BAR OF CALIFORNIA  
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED:

*December 22, 2015*

BY:



Sherell N. McFarlane  
Deputy Trial Counsel

DECLARATION OF SERVICE

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

CASE NUMBER(s): 15-O-11905

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))
By U.S. Certified Mail: (CCP §§ 1013 and 1013(a))
By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))
By Fax Transmission: (CCP §§ 1013(e) and 1013(f))
By Electronic Service: (CCP § 1010.6)

(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 1007 9445 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)

Table with 4 columns: Person Served, Business-Residential Address, Fax Number, and Electronic Address. Row 1: Kevin Patrick Gerry, 711 N. Soledad St. Santa Barbara, CA 93103, Electronic Address.

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").

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: December 22, 2015

SIGNED: Sandra Reynolds
Sandra Reynolds
Declarant