

PUBLIC MATTER

1 STATE BAR OF CALIFORNIA
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FILED

MAR 04 2016

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

9
10 STATE BAR COURT

11 HEARING DEPARTMENT - LOS ANGELES

12
13 In the Matter of:

) Case No. 15-O-13669

14 FREDDIE FLETCHER,
15 No. 134734,

) NOTICE OF DISCIPLINARY CHARGES

16 A Member of the State Bar.

17 **NOTICE - FAILURE TO RESPOND!**

18 **IF YOU FAIL TO FILE A WRITTEN ANSWER TO THIS NOTICE**
19 **WITHIN 20 DAYS AFTER SERVICE, OR IF YOU FAIL TO APPEAR AT**
20 **THE STATE BAR COURT TRIAL:**

- 21 (1) **YOUR DEFAULT WILL BE ENTERED;**
22 (2) **YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU**
23 **WILL NOT BE PERMITTED TO PRACTICE LAW;**
24 (3) **YOU WILL NOT BE PERMITTED TO PARTICIPATE FURTHER IN**
25 **THESE PROCEEDINGS UNLESS YOU MAKE A TIMELY MOTION**
26 **AND THE DEFAULT IS SET ASIDE, AND;**
27 (4) **YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.**
28 **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. Freddie Fletcher ("respondent") was admitted to the practice of law in the State of
4 California on June 14, 1988, 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-13669
8 Rules of Professional Conduct, rule 4-100(A)(2)
[Failure to Withdraw Attorney Funds Timely]

9 2. On or about May 22, 2015, Respondent deposited on behalf of Respondent's client,
10 Rosslyn Diamond, two settlement checks from Brotman Medical Center and Lexington
11 Insurance Co., each in the sum of \$87,500 and each made payable to "Freddie Fletcher Trust
12 Account", in Respondent's client trust account at Wells Fargo Bank, acct no. xxxxxx7852. As of
13 on or about May 22, 2015, Respondent's total fees as a portion of the client's settlement became
14 fixed at \$75,000. Thereafter, Respondent failed to withdraw the \$75,000 and thereby failed to
15 withdraw funds formerly belonging in part to the client and in part presently or potentially to
16 Respondent from a client trust account at the earliest reasonable time after Respondent's interest
17 in the funds became fixed, in willful violation of Rules of Professional Conduct, rule 4-
18 100(A)(2).

19
20 NOTICE - INACTIVE ENROLLMENT!

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

26 NOTICE - COST ASSESSMENT!

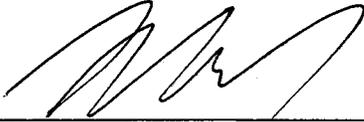
27 **IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC
28 DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS
INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING**

1 **AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND**
2 **PROFESSIONS CODE SECTION 6086.10.**

3 Respectfully submitted,

4 THE STATE BAR OF CALIFORNIA
5 OFFICE OF CHIEF TRIAL COUNSEL

6 DATED: March 4, 2016

7 By: 

8 _____
9 William Todd
10 Senior Trial Counsel

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DECLARATION OF SERVICE

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

CASE NUMBER(s): 15-O-13669

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 7724 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, Courtesy Copy to. Row 1: FREDDIE FLETCHER, 3183 Wilshire Blvd # 196-K8 Los Angeles, CA 90010, Electronic Address.

via inter-office mail regularly processed and maintained by the State Bar of California addressed to:

N/A

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: March 4, 2016

SIGNED: LAURA JETT Declarant