

PUBLIC MATTER

1 STATE BAR OF CALIFORNIA
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FILED

MAR 14 2016

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

In the Matter of:

) Case No. 15-O-14109

14 HARRY ROBERT STEINHARDT,
15 No. 84765,

) NOTICE OF DISCIPLINARY CHARGES

16 A Member of the State Bar

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. Harry Robert Steinhardt ("Respondent") was admitted to the practice of law in the
4 State of California on December 19, 1978, was a member at all times pertinent to these charges,
5 and is currently a member of the State Bar of California.

8 COUNT ONE

9 Case No. 15-O-14109
10 Rules of Professional Conduct, rule 4-100(A)
[Commingling Personal Funds in Client Trust Account]

11 Between on or about March 30, 2015 and on or about November 25, 2015, Respondent
12 deposited or commingled funds belonging to Respondent into his client trust account at Union
13 Bank, account number xxx-xxx7874,¹ as follows in wilful violation Rules of Professional
14 Conduct, rule 4-100(A):

<u>DATE DEPOSIT</u>	<u>AMT. DEPOSITED</u>	<u>FORM OF DEPOSIT</u>
3/30/2015	\$2,198.90	Personal Funds
6/11/2015	\$600	Personal Funds
6/24/2015	\$903	Social Security Check
7/22/2015	\$815.60	Social Security Check
8/26/2015	\$903	Social Security Check
9/23/2015	\$803.54	Social Security Check
10/38/2015	\$767.55	Social Security Check
11/25/2015	\$827.47	Social Security Check

21 COUNT TWO

22 Case No. 15-O-14109
23 Rules of Professional Conduct, rule 4-100(A)
[Commingling – Payment of Personal Expenses from Client Trust Account]

24 Between on or about April 6, 2015 and on or about November 30, 2015, Respondent
25 made the following electronic debits or online payments from his personal funds held in his

28 ¹ The account number has been redacted to protect the account and account holder.

1 client his trust account at Union Bank, account number xxx-xxx7874,² for the payment of
 2 personal expenses, in willful violation of Rules of Professional Conduct, rule 4-100(A):

3	<u>NO.</u>	<u>DATE</u>	<u>AMT.</u>	<u>PAYEE</u>	<u>FORM OF PAYMENT</u>
4	1.	4/06/15	\$600.83	Academy Sports	Electronic Debit
5	2.	4/06/15	\$91.06	Publix Groceries	Electronic Debit
6	3.	4/06/15	\$130.95	Costco	Electronic Debit
7	4.	4/07/15	\$36.63	The Home Depot	Electronic Debit
8	5.	4/24/15	\$27.17	Golden Corral	Electronic Debit
9	6.	4/24/15	\$74.70	Mutual of Omaha	Online Payment
10	7.	4/27/15	\$86.34	Publix Groceries	Electronic Debit
11	8.	4/30/15	\$51.89	101 N Blairstone (Publix)	Electronic Debit
12	9.	5/01/15	\$50.00	American General Life Ins.	Online Payment
13	10.	5/01/15	\$145.08	American General Life Ins.	Online Payment
14	11.	5/04/15	\$49.00	Progressive	Electronic Debit
15	12.	5/11/15	\$9.06	The Home Depot	Electronic Debit
16	13.	5/13/15	\$159.84	3551 Blairstone (Publix)	Electronic Debit
17	14.	5/26/15	\$77.67	Longhorn Steakhouse	Electronic Debit
18	15.	5/26/15	\$17.01	The Home Depot	Electronic Debit
19	16.	5/26/15	\$99.14	Costco	Electronic Debit
20	17.	5/29/15	\$63.34	Progressive Rent	Electronic Debit
21	18.	6/10/15	\$150.00	First Premier Bank Credit Card	Telephone Payment
22	19.	6/12/15	\$62.69	CVS Pharmacy	Electronic Debit
23	20.	6/15/15	\$64.01	Wholefoods	Electronic Debit
24	21.	6/22/15	\$43.50	Wholefoods	Electronic Debit
25	22.	6/22/15	\$132.73	Publix Groceries	Electronic Debit
26	23.	6/26/15	\$82.28	Publix Groceries	Electronic Debit
27	24.	6/29/15	\$64.34	Progressive Rent Pmts	Electronic Debit
28	25.	7/02/15	\$50.00	American General Life Ins.	Online Payment
29	26.	7/06/15	\$69.49	Publix Groceries	Electronic Debit
30	27.	7/06/15	\$318.88	Academy Sports	Electronic Debit
31	28.	7/14/15	\$50.00	American General Life Ins.	Online Payment
32	29.	7/24/15	\$74.70	Mutual of Omaha	Online Payment
33	30.	7/27/15	\$35.95	Trader Joe's	Electronic Debit
34	31.	7/27/15	\$42.96	The Home Depot	Electronic Debit
35	32.	7/27/15	\$48.18	Costco	Electronic Debit
36	33.	7/27/15	\$51.59	Trader Joe's	Electronic Debit
37	34.	7/29/15	\$100.49	Publix Groceries	Electronic Debit
38	35.	7/29/15	\$64.34	Progressive Rent Pmts	Electronic Debit
39	36.	7/31/15	\$50.00	American General Life Ins.	Online Payment
40	37.	7/31/15	\$145.08	American General Life Ins.	Online Payment
41	38.	8/03/15	\$29.28	Sunoco	Electronic Debit
42	39.	8/04/15	\$61.45	Publix Groceries	Electronic Debit
43	40.	8/05/15	\$64.95	Haband	Online Payment

² The account number has been redacted to protect the account and account holder.

1	41.	8/10/15	\$51.56	Trader Joe's	Electronic Debit
	42.	8/11/15	\$27.11	Bk-A-Miln (Books-A-Million)	Electronic Debit
2	43.	8/11/15	\$52.75	Red Lobster	Electronic Debit
	44.	8/31/15	\$19.32	Harry's of Tallahassee	Electronic Debit
3	45.	8/31/15	\$60.26	Publix Groceries	Electronic Debit
	46.	8/31/15	\$64.34	Progressive Rent Pmts	Electronic Debit
4	47.	9/01/15	\$320.72	American General Life Ins.	Online Payment
	48.	9/08/15	\$16.03	Wholefoods	Electronic Debit
5	49.	9/08/15	\$92.63	Publix Groceries	Electronic Debit
	50.	9/16/15	\$51.34	Tan's Asian Cafe	Electronic Debit
6	51.	9/16/15	\$190.20	Costco	Electronic Debit
	52.	9/18/15	\$20.25	Aegon	Online payment
7	53.	9/21/15	\$62.28	Publix Groceries	Electronic Debit
	54.	9/22/15	\$47.66	Winn-Dixie	Electronic Debit
8	55.	9/25/15	\$40.83	Office Depo	Electronic Debit
	56.	9/29/15	\$15.66	Smashburger	Electronic Debit
9	57.	9/29/15	\$64.34	Progressive Rent Pmts	Electronic Debit
10	58.	10/2/15	\$21.49	Academy Sports	Electronic Debit
	59.	10/5/15	\$9.22	Office Depo	Electronic Debit
11	60.	10/5/15	\$28.63	Publix Groceries	Electronic Debit
	61.	10/9/15	\$57	Publix Groceries	Electronic Debit
12	62.	10/13/15	\$27.92	Publix Groceries	Electronic Debit
	63.	10/20/15	\$89	United/DTC Insurance	Electronic Debit
13	64.	10/22/15	\$45.57	Publix Groceries	Electronic Debit
	65.	10/26/15	\$74.70	Mutual of Omaha	Online Payment
14	66.	10/28/15	\$61.77	Publix Groceries	Electronic Debit
	67.	10/29/15	\$64.34	Progressive Rent Pmts	Electronic Debit
15	68.	10/30/15	\$50	Am Gen Life Insurance	Online Payment
	69.	10/30/15	\$173.94	Am Gen Life Insurance	Online Payment
16	70.	11/2/2105	\$33.77	Publix Groceries	Electronic Debit
	71.	11/5/15	\$62.87	Publix Groceries	Electronic Debit
17	72.	11/9/15	\$52.84	Publix Groceries	Electronic Debit
	73.	11/10/15	\$52.84	Winn-Dixie	Electronic Debit
18	74.	11/12/15	\$36.45	Trader Joe's	Electronic Debit
	75.	11/25/15	\$47.33	Winn-Dixie	Electronic Debit
19	76.	11/25/15	\$51.59	Publix Groceries	Electronic Debit
	77.	11/25/15	\$89	United/DTC Insurance	Electronic Debit
20	78.	11/30/15	\$64.34	Progressive Rent Pmts	Electronic Debit

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.

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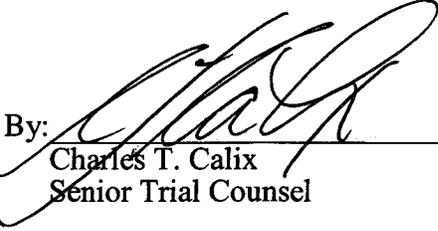
NOTICE - COST ASSESSMENT!

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 CHIEF TRIAL COUNSEL

DATED: March 14, 2016

By: 
Charles T. Calix
Senior 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-14109

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, 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.: 9414 7266 9904 2010 0882 95 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:
HARRY ROBERT STEINHARDT, 952 Beaver Creek Way Tallahassee, FL 32301, Electronic Address xxxxxxxx@hotmail.com, 952 Beaver Creek Way Tallahassee, FL 32301

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). 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, and for overnight delivery, deposited with delivery fees paid or provided for, with UPS that same day.

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 14, 2016

SIGNED: Genelle De Luca Suarez
Genelle De Luca-Suarez
Declarant