

# PUBLIC MATTER

FILED

1 STATE BAR OF CALIFORNIA  
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FEB 01 2016

STATE BAR COURT  
CLERK'S OFFICE  
LOS ANGELES

STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

13 In the Matter of: ) Case No. 15-O-14484, 15-O-14566 and  
14 ROBYN LYNETTE POOL, ) 15-O-15296  
No. 218837, ) NOTICE OF DISCIPLINARY CHARGES  
15 )  
16 A Member of the State Bar. )

## NOTICE - FAILURE TO RESPOND!

17  
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  
THE STATE BAR COURT TRIAL:

- 20 (1) YOUR DEFAULT WILL BE ENTERED;  
21 (2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU  
WILL NOT BE PERMITTED TO PRACTICE LAW;  
22 (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;  
23 (4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.  
24 SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE  
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.,  
26 RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA.

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The State Bar of California alleges:

JURISDICTION

1. Robyn Lynette Pool ("respondent") was admitted to the practice of law in the State of California on February 20, 2002, 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-14484  
Business & Professions Code, section 6106.3  
[Violation of Civil Code, section 2944.7(a)(1)-Illegal Advanced Fee]

2. On or about January 27, 2015, Respondent offered to negotiate a mortgage loan modification or other mortgage loan forbearance for a fee for a client, Cristina Rodriguez, and thereafter between February 2, 2015 and August 20, 2015 collected \$7,000 from the client before Respondent fully performed each and every service Respondent contracted to perform or represented to the client that Respondent would perform, in violation of Civil Code, section 2944.7, and in willful violation of Business and Professions Code, section 6106.3.

COUNT TWO

Case No. 15-O-14484  
Business and Professions Code, section 6068(i)  
[Failure to Cooperate in State Bar Investigation]

3. Respondent failed to cooperate and participate in a disciplinary investigation pending against Respondent by failing to provide a substantive response to the State Bar's letter of October 13, 2015, which Respondent received, that requested Respondent's response to the allegations of misconduct being investigated in case no. 15-O-14484, in willful violation of Business and Professions Code, section 6068(i).

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COUNT THREE

Case No. 15-O-14566  
Business & Professions Code, section 6106.3  
[Violation of Civil Code, section 2944.7(a)(1)-Illegal Advanced Fee]

4. On or about July 14, 2014, Respondent offered to negotiate a mortgage loan modification or other mortgage loan forbearance for a fee for clients, Rose Coglietti and Rickey Coglietti, and thereafter between July 14, 2014 and August 1, 2014 collected \$5,000 from the clients before Respondent fully performed each and every service Respondent contracted to perform or represented to the client that Respondent would perform, in violation of Civil Code, section 2944.7, and in willful violation of Business and Professions Code, section 6106.3.

COUNT FOUR

Case No. 15-O-14566  
Business and Professions Code, section 6068(i)  
[Failure to Cooperate in State Bar Investigation]

5. Respondent failed to cooperate and participate in a disciplinary investigation pending against Respondent by failing to provide a substantive response to the State Bar's letters of November 5, 2015 and December 8, 2015, which Respondent received, that requested Respondent's response to the allegations of misconduct being investigated in case no. 15-O-14566, in willful violation of Business and Professions Code, section 6068(i).

COUNT FIVE

Case No.15-O-15296  
Business & Professions Code, section 6106.3  
[Violation of Civil Code, section 2944.7(a)(1)-Illegal Advanced Fee]

6. On or about September 18, 2014, Respondent offered to negotiate a mortgage loan modification or other mortgage loan forbearance for a fee for clients Ruth and David Ajeigbe, and thereafter between September 18, 2014 and October 30, 2014 collected \$9,000 from the clients before Respondent fully performed each and every service Respondent contracted to perform or represented to the client that Respondent would perform, in violation of Civil Code, section 2944.7, and in willful violation of Business and Professions Code, section 6106.3.

1 COUNT SIX

2 Case No. 15-O-15296  
3 Business and Professions Code, section 6068(i)  
4 [Failure to Cooperate in State Bar Investigation]

5 7. Respondent failed to cooperate and participate in a disciplinary investigation pending  
6 against Respondent by failing to provide a substantive response to the State Bar's letters of  
7 November 16, 2015 and December 18, 2015, which Respondent received, that requested  
8 Respondent's response to the allegations of misconduct being investigated in case no.  
9 15-O-15296, in willful violation of Business and Professions Code, section 6068(i).

10 NOTICE - INACTIVE ENROLLMENT!

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

19 NOTICE - COST ASSESSMENT!

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

25 Respectfully submitted,

26 THE STATE BAR OF CALIFORNIA  
27 OFFICE OF CHIEF TRIAL COUNSEL

28 DATED: February 1, 2016

By: 

William Todd  
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-14484, 15-O-14566, 15-O-15296

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.: 7196 9008 9111 1007 7830 / 719 9008 9111 1007 7847 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 Courtesy Copy to. Row 1: ROBYN L. POOL, 5 Upper Newport Plz Newport Beach, CA 92660, Electronic Address, Zachary D. Wechsler Law Office of Zachary D Wechsler, APC 6100 Center Dr Ste 600 Los Angeles, CA 90045

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: February 1, 2016

SIGNED: [Signature]
Laura Jett
Declarant