

PUBLIC MATTER

STATE BAR COURT OF CALIFORNIA
HEARING DEPARTMENT – LOS ANGELES

FILED
AUG 03 2016 P.B.
STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

In the Matter of	)	Case Nos.: 15-O-14599 (15-O-14705;
	)	15-O-14821; 15-O-15481;
	)	16-O-10023; 16-O-10309;
	)	16-O-10744; 16-O-10793;
ERIKSON McDONNELL DAVIS,	)	16-O-10847; 16-O-11140;
	)	16-O-12721)
)	
Member No. 197841,	)	ORDER AMENDING ORDER
	)	APPROVING STIPULATION RE FACTS,
	)	CONCLUSIONS OF LAW AND
	)	DISPOSITION WITH MODIFICATIONS
)	
<u>A Member of the State Bar.</u>)	

On July 21, 2016, the court filed an order approving, with certain modifications, a Stipulation Re Facts, Conclusions of Law and Disposition (Stipulation) in the above-entitled matter.

Thereafter, on July 26, 2016, the parties requested a telephonic conference with the court regarding the Stipulation which was modified by the court's July 21, 2016 order.

The court held a telephonic status conference with the parties on August 2, 2016.

After discussions with the parties at the telephonic status conference, the court now issues this order amending its July 21, 2016 order approving the Stipulation with modifications. The court's July 21, 2016 order approving the parties' Stipulation with modifications is hereby modified as follows:




1. At modification number 2, “ ‘recklessly’ ” is deleted, and in its place is inserted “repeatedly”.

2. Modification number 3 is deleted in its entirety, and in its place is inserted the following: “On page 11 of the Stipulation, the following footnote is added after paragraph 15: The court notes that the section 6106 violation for breach of fiduciary duty is based, in part, on the same facts underlying the rule 3-110(A) and section 6106.3 violations. As such, no additional discipline is being imposed for the 3-110(A) and 6106.3 violations.”

Any objection to this order amending the court’s July 21, 2016 order approving the parties’ Stipulation with modifications, must be filed within 15 days after service of this order. If no timely objection is filed, the Stipulation, as modified by the original July 21, 2016 order and by this amended order, is approved, and a staff member of the State Bar Court is directed to transmit the record in this matter to the Supreme Court without further delay.

IT IS SO ORDERED.

Dated: August 3, 2016


REBECCA MEYER ROSENBERG
Judge Pro Tempore of the State Bar Court

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on August 3, 2016, I deposited a true copy of the following document(s):

ORDER APPROVING STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION WITH MODIFICATIONS

in a sealed envelope for collection and mailing on that date as follows:

- ☒ by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

**ARTHUR LEWIS MARGOLIS
MARGOLIS & MARGOLIS LLP
2000 RIVERSIDE DR
LOS ANGELES, CA 90039**

- ☒ by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

ELI D. MORGENSTERN, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on August 3, 2016.



Paul Barona
Case Administrator
State Bar Court