



legal services competently, return unearned fees, and return a client file in violation of Rules of Professional Conduct, rules 3-110(A) and 3-700(D)(1) and (D)(2). His misconduct was aggravated by significant harm to the client and multiple acts, but mitigated by lack of prior discipline.

**B. Pending Discipline (15-Q-11396)**

In May 2015, the parties entered into a Stipulation as to Facts and Conclusion of Law. Anderson stipulated to the following facts: (1) On June 26, 2014, the Supreme Court filed its order in case number S217633, with an effective date of July 26, 2014; (2) The order required Anderson to contact the Office of Probation and schedule a meeting with the assigned Probation Deputy to discuss the terms and conditions of probation within 30 days of the order, meet with the Probation Deputy, submit written quarterly reports, and attend a session of State Bar Ethics School; (3) Anderson did not contact the Office of Probation to schedule a meeting with his Probation Deputy by August 25, 2014; and (4) To date, Anderson did not contact the Office of Probation to schedule a meeting with his assigned Probation Deputy, nor has he submitted the quarterly reports that were due by October 10, 2014; January 10, 2015; and April 10, 2015. Anderson stipulated to the following conclusion of law: By failing to contact the Office of Probation to schedule a meeting with his Probation Deputy and by failing to submit three quarterly reports, Anderson failed to comply with all the conditions attached to his disciplinary probation in willful violation of Business and Professions Code section 6068(k).

**C. Office of the Chief Trial Counsel's Recommendation**

On May 18, 2015, the Office of the Chief Trial Counsel of the State Bar (OCTC) filed a Report and Recommendation recommending that Anderson's resignation with charges pending be accepted based on the application of the factors listed in rule 9.21(d).

## **II. CONSIDERATION OF THE GROUNDS SET FORTH IN RULE 9.21(d)**

We have considered Anderson's resignation under the grounds set forth in rule 9.21(d).

We summarize below the relevant information for each ground:

### **1. Whether the preservation of testimony is complete.**

OCTC reports that there is no need for perpetuation of the evidence.

### **2. Whether after transfer to inactive status, Anderson has practiced law or has advertised or held himself out as entitled to practice law.**

OCTC reports that it is not aware that Anderson has practiced law or held himself out as entitled to practice law since he was suspended effective May 22, 2013.

### **3. Whether Anderson performed the acts specified in rule 9.20(a)-(b).**

Anderson filed a rule 9.20 compliance declaration on March 20, 2015, stating that he had no clients, no client papers or other property to return, no unearned fees, and no pending client matters. OCTC notes that it appears that there were no acts that Anderson was required to perform pursuant to rule 9.20.

### **4. Whether Anderson provided proof of compliance with rule 9.20(c).**

Anderson's rule 9.20 compliance declaration in this case was submitted on March 20, 2015.

### **5. Whether the Supreme Court has filed a disbarment order.**

The Supreme Court has not filed a disbarment order.

### **6. Whether the State Bar Court has filed a decision recommending disbarment.**

The State Bar Court has not filed a decision recommending Anderson's disbarment.

### **7. Whether Anderson previously resigned or has been disbarred and reinstated to the practice of law.**

Anderson has not previously resigned or been disbarred in California.

**8. Whether Anderson entered a stipulation with OCTC as to facts and conclusions of law regarding pending disciplinary matters.**

In May 2015, Anderson and OCTC reached agreement on a written stipulation as to facts and conclusions of law regarding the disciplinary matter that was pending against Anderson at the time his resignation was tendered. OCTC reports that there are no other unresolved discipline matters or investigations pending against Anderson.

**9. Whether accepting Anderson's resignation will reasonably be inconsistent with the need to protect the public, the courts, or the legal profession.**

We recommend accepting Anderson's resignation for the reasons OCTC presented in its filings in this case. Anderson cooperated with OCTC by entering into a stipulation regarding the facts and conclusions of law and submitting a rule 9.20 compliance declaration. The stipulation provides a factual account of his misconduct and is available to the public and any licensing agency or other jurisdiction. No other unresolved discipline matters or investigations are pending against Anderson, and there are no pending CSF claims. Under these circumstances, we do not believe that public confidence in the discipline system will be undermined by accepting Anderson's resignation. Permitting him to resign would be consistent with the need to protect the public, the courts and the legal profession.

**III. RECOMMENDATION**

We recommend that the Supreme Court accept the resignation of Daniel Deon Anderson, State Bar number 224878. We further recommend that costs be awarded to the State Bar in accordance with Business and Professions Code section 6068.10, and that such costs be enforceable both as provided in section 6140.7 and as a money judgment.

**PURCELL**

---

Presiding Judge

**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 July 7, 2015, I deposited a true copy of the following document(s):

RECOMMENDATION ON RESIGNATION FILED JULY 7, 2015

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

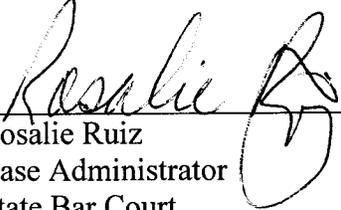
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

DANIEL D. ANDERSON  
DANIEL ANDERSON  
22 FAIRWAY DR  
ROCK SPRINGS, WY 82901

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

JAMIE J. KIM, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on July 7, 2015.

  
\_\_\_\_\_  
Rosalie Ruiz  
Case Administrator  
State Bar Court