

traffic cases while on administrative suspension. He was suspended for one year, execution stayed, and placed on two years' probation, with conditions including a 90-day actual suspension. (*In re Jack Israel Adler on Discipline* (S202054), State Bar Court case No. 11-O-15383) Second, in 2013, he stipulated that he failed to file a declaration of compliance in violation of rule 9.20 (c). He was suspended for one year, execution stayed, and placed on two years of probation, with conditions including a six-month actual suspension. (*In re Jack Israel Adler on Discipline* (S213497), State Bar Court case No. 12-N-17280.) Adler remains on disciplinary probation.

On November 19, 2014, OCTC file a notice of disciplinary charges in State Bar Court case number 14-N-02367, charging Adler with a violation of rule 9.20. Adler failed to respond, and, on February 10, 2015, the Court entered his default and enrolled him as inactive. On June 4, 2015, OCTC filed a petition requesting that the Court recommend Adler's disbarment to the Supreme Court pursuant to rule 5.85 of the Rules of Procedure of the State Bar of California.

Earlier, on May 21, 2015, OCTC filed its report and recommendation on Adler's resignation request. OCTC proposed that this Court recommend to the Supreme Court that Adler's resignation with charges pending be declined.

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

We have considered Adler's resignation in light of the grounds set forth in rule 9.21(d). Below is a summary of the relevant information as to each ground.

1. Whether the preservation of testimony is complete

OCTC reports that perpetuation of testimony is unnecessary because it has all necessary evidence required to prosecute the pending matters.

2. Whether Respondent committed the unauthorized practice of law after he submitted his resignation

OCTC reports that it has no information to suggest that Adler has advertised or held himself out as entitled to practice law after he became ineligible to practice.

3. Whether Respondent performed the acts specified by rule 9.20(a)-(b)

OCTC reports that it has no information that Adler has performed the acts specified by rule 9.20(a)-(b).

4. Whether Respondent provided proof of compliance with rule 9.20(c)

Adler has not filed a rule 9.20 compliance declaration.

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 or opinion recommending Adler's disbarment. A petition for Adler's disbarment is pending before the Hearing Department of the Court.

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

Adler has not previously resigned or been disbarred.

8. Whether Respondent and OCTC have entered into a stipulation as to the facts and conclusions of law regarding the pending disciplinary matter

Adler and OCTC have not reached an agreement on a written stipulation as to the facts and conclusions of law regarding Respondent's pending disciplinary proceedings.

9. Whether the acceptance of Respondent's resignation will reasonably be inconsistent with the need to protect the public, the courts, or the legal profession

Adler should not be allowed the benefit of resigning because it would undermine public confidence in the disciplinary system and the legal profession. Adler has two prior disciplines,

and OCTC has petitioned for his disbarment on grounds his default was entered in his third disciplinary proceeding. Moreover, Adler has failed to perform the acts required by rule 9.21.

III. RECOMMENDATION

We recommend that the Supreme Court decline to accept the resignation of Jack Israel Adler, State Bar number 97380.

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. 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 10, 2015, I deposited a true copy of the following document(s):

**RECOMMENDATION OF SUMMARY DISBARMENT
FILED JULY 10, 2015**

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


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

**JACK I. ADLER
24657 CLEAR WATER DR
MORENO VALLEY, CA 92551**

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

SHERELL N. MCFARLANE, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on July 10, 2015.



Jasmine Guladzhyan
Case Administrator
State Bar Court