

# PUBLIC MATTER

1 STATE BAR OF CALIFORNIA  
2 OFFICE OF CHIEF TRIAL COUNSEL  
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12 Los Angeles, California 90017-2515  
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**FILED**

**AUG 04 2016**  
**STATE BAR COURT**  
**CLERK'S OFFICE**  
**LOS ANGELES**

STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

12 In the Matter of: ) Case No. 16-O-10016  
13 KEITH GOFFNEY, )  
14 No. 175821, ) NOTICE OF DISCIPLINARY CHARGES  
15 A Member of the State Bar )

## NOTICE - FAILURE TO RESPOND!

17 **IF YOU FAIL TO FILE A WRITTEN ANSWER TO THIS NOTICE**  
18 **WITHIN 20 DAYS AFTER SERVICE, OR IF YOU FAIL TO APPEAR AT**  
19 **THE STATE BAR COURT TRIAL:**

- 20 (1) **YOUR DEFAULT WILL BE ENTERED;**
- 21 (2) **YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU**  
22 **WILL NOT BE PERMITTED TO PRACTICE LAW;**
- 23 (3) **YOU WILL NOT BE PERMITTED TO PARTICIPATE FURTHER IN**  
24 **THESE PROCEEDINGS UNLESS YOU MAKE A TIMELY MOTION**  
25 **AND THE DEFAULT IS SET ASIDE, AND;**
- 26 (4) **YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.**  
27 **SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE**  
28 **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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The State Bar of California alleges:

JURISDICTION

1. Keith Goffney ("Respondent") was admitted to the practice of law in the State of California on November 18, 1987, 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. 16-O-10016  
Business and Professions Code, section 6068(a)  
[Failure to Comply With Laws – Unauthorized Practice of Law]

2. On or about September 29, 2015, Respondent held himself out as entitled to practice law and actually practiced law when Respondent was not an active member of the State Bar by filing an ex parte application and making an appearance on behalf of his client, Osborne LaRay Fowler, in the case entitled *County of Los Angeles v. Osborne LaRay Fowler*, Los Angeles County Superior Court Case No. BY650585, in violation of Business and Professions Code, sections 6125 and 6126, and thereby willfully violated Business and Professions Code, section 6068(a).

COUNT TWO

Case No. 16-O-10016  
Business and Professions Code, section 6106  
[Moral Turpitude]

3. On or about September 29, 2015, Respondent held himself out as entitled to practice law and actually practiced law when Respondent knew, or was grossly negligent in not knowing, Respondent was not an active member of the State Bar by filing an ex parte application and making an appearance on behalf of his client, Osborne LaRay Fowler, in the case entitled *County of Los Angeles v. Osborne LaRay Fowler*, Los Angeles County Superior Court Case No. BY650585, and thereby committed an act involving moral turpitude, dishonesty or corruption in willful violation of Business and Professions Code, section 6106.

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COUNT THREE

Case No. 16-O-10016  
Business and Professions Code, section 6068(a)  
[Failure to Comply With Laws – Unauthorized Practice of Law]

4. On or about December 3, 2015, Respondent held himself out as entitled to practice law and actually practiced law when Respondent was not an active member of the State Bar by appearing as on behalf of his client, Osborne LaRay Fowler, in the case entitled *County of Los Angeles v. Osborne LaRay Fowler*, Los Angeles County Superior Court Case No. BY650585 in violation of Business and Professions Code, sections 6125 and 6126, and thereby willfully violated Business and Professions Code, section 6068(a).

COUNT FOUR

Case No. 16-O-10016  
Business and Professions Code, section 6106  
[Moral Turpitude]

5. On or about December 3, 2015, Respondent held himself out as entitled to practice law and actually practiced law when Respondent knew, or was grossly negligent in not knowing, Respondent was not an active member of the State Bar by appearing as on behalf of his client, Osborne LaRay Fowler, in the case entitled *County of Los Angeles v. Osborne LaRay Fowler*, Los Angeles County Superior Court Case No. BY650585, and thereby committed an act involving moral turpitude, dishonesty or corruption in willful violation of Business and Professions Code, section 6106.

**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.**

**NOTICE - COST ASSESSMENT!**

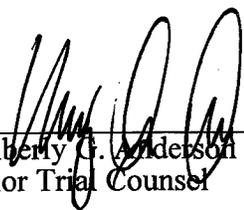
**IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS**

1 **INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING**  
2 **AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND**  
3 **PROFESSIONS CODE SECTION 6086.10.**

4 Respectfully submitted,

5 THE STATE BAR OF CALIFORNIA  
6 OFFICE OF CHIEF TRIAL COUNSEL

7 DATED: August 4, 2016

8 By: 

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10 Kimberly G. Anderson  
11 Senior Trial Counsel  
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DECLARATION OF SERVICE

by

U.S. FIRST-CLASS MAIL / U.S. CERTIFIED MAIL / OVERNIGHT DELIVERY / FACSIMILE-ELECTRONIC TRANSMISSION

CASE NUMBER(s): 16-O-10016

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))

- in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of Los Angeles.

By U.S. Certified Mail: (CCP §§ 1013 and 1013(a))

By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))

- I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for overnight delivery by the United Parcel Service ("UPS").

By Fax Transmission: (CCP §§ 1013(e) and 1013(f))

Based on agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed herein below. No error was reported by the fax machine that I used. The original record of the fax transmission is retained on file and available upon request.

By Electronic Service: (CCP § 1010.6)

Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the person(s) at the electronic addresses listed herein below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

(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 6410 6241 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. Row 1: KEITH GOFFNEY, Law Offices of Keith Goffney, 333 S Hope St, PO Box 86563, Los Angeles, CA 90086-0563, Electronic Address.

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: August 4, 2016

SIGNED:

Handwritten signature of Kim Wimbish, printed name KIM WIMBISH, and title Declarant.