

STATE BAR COURT OF CALIFORNIA HEARING DEPARTMENT 845 S. Figueroa Street, 3 rd Floor Los Angeles, CA 90017-2515	FOR CLERK'S USE ONLY: FILED JAN 09 2018 STATE BAR COURT CLERK'S OFFICE LOS ANGELES
In the Matter of: STEPHEN FRANCIS GUINER, A Member of the State Bar, No. 44495.	Case No(s): 18-TB- 10226 DFM ORDER OF INVOLUNTARY INACTIVE ENROLLMENT (Bus. & Prof. Code, §6007(b)(1) AND ABATEMENT

On January 8, 2018, a pretrial conference was held in case No. 15-O-15624. In attendance at that time were Shataka Shores-Brooks, representing the State Bar, and Respondent.

Just prior to the commencement of the pretrial conference, Respondent filed a document captioned, "Assertion of Claim of Mental Incompetence in Pending Proceeding and Action, Alleging Inability to Assist Counsel in Representation of Member Pursuant to Business and Professions Code Sec. 6007(b)(1)." In this document, Respondent requested an abatement of the scheduled trial, based on Respondent's stated inability to participate in the defense of this matter due to issues of Respondent's mental and physical incompetence. The State Bar indicated that it had received a copy of the filed document and had no objection to either Respondent being enrolled ineligible to practice pursuant to section 6007(b)(1) or to the disciplinary matter being abated.

In a discussion of Section 6007, subdivision (b)(1), of the Business and Professions Code, Respondent acknowledged that he understood that his request would result in him being enrolled involuntarily ineligible to practice law and that this enrollment would continue unless and until he filed a petition to be restored to active practice, showing that his mental competence had been restored. This court then stated that it would enter an order under that provision, enrolling Respondent ineligible to practice law, and then abate that pending matter (which entails vacating the existing trial date), unless the court determined that other procedural steps were first required. No objection was made by either side to that handling.

This court has determined that, under the circumstances, no additional procedural steps are required before an order may be issued pursuant to section 6007, subdivision (b)(1). Accordingly, as a result of Respondent's stated inability to assist in the defense of case No. 15-O-15624, it is ordered that Respondent be enrolled as an inactive member of the State Bar of California pursuant to Business and Professions Code section 6007, subdivision (b)(1), effective three days after service of this order by mail. (Rules Proc. of State Bar, rule 5.172.) The State Bar Court staff is directed to give written notice of this order to Respondent and counsel for the State Bar.

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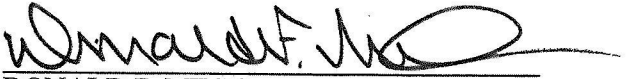
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In a separate order issued in case No. 15-O-15624, that proceeding is ordered abated until further order of this court.

IT IS SO ORDERED.

Dated: January 8, 2018


DONALD F. MILES
Judge 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 January 9, 2018, I deposited a true copy of the following document(s):

ORDER OF INVOLUNTARY INACTIVE ENROLLMENT (Bus. & Prof. Code, §6007(b)(1) AND ABATEMENT

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

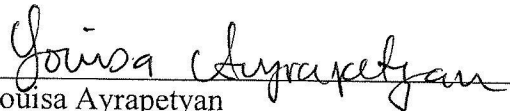
- ☒ by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

STEPHEN FRANCIS GUINER
7203 LOTUS AVE # C
SAN GABRIEL, CA 91775

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

SHATAKA A. SHORES-BROOKS, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on January 9, 2018.



Louisa Ayrapetyan
Case Administrator
State Bar Court