

FILED

OCT 09 2014

STATE BAR OF CALIFORNIA
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STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO

STATE BAR COURT

HEARING DEPARTMENT - SAN FRANCISCO

In the Matter of:) Case No. 13-O-17121
DAVID SPRINGFIELD,) NOTICE OF DISCIPLINARY CHARGES
No. 226630,)
A Member of the State Bar)

NOTICE - FAILURE TO RESPOND!

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

- (1) YOUR DEFAULT WILL BE ENTERED;**
- (2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU
WILL NOT BE PERMITTED TO PRACTICE LAW;**
- (3) YOU WILL NOT BE PERMITTED TO PARTICIPATE FURTHER IN
THESE PROCEEDINGS UNLESS YOU MAKE A TIMELY MOTION
AND THE DEFAULT IS SET ASIDE, AND;**
- (4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.
SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE
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.**

The State Bar of California alleges:

JURISDICTION



1 1. DAVID SPRINGFIELD ("respondent") was admitted to the practice of law in the
2 State of California on November 25, 2003, was a member at all times pertinent to these charges,
3 and is currently a member of the State Bar of California.

4 COUNT ONE

5 Case No. 13-O-17121
6 Rules of Professional Conduct, rule 4-100(A)
7 [Failure to Maintain Client Funds in Trust Account]

8 2. On or about December 24, 2013, Respondent received from Respondent's client, Uri
9 Harash, \$250,000 in the form of a wire transfer into Respondent's client trust account at Wells
10 Fargo Bank Account No. xxxxx3934. Respondent was required to maintain the \$250,000 in the
11 client trust account on behalf of the client. Respondent failed to maintain a balance of \$250,000
12 on behalf of the client in Respondent's client trust account, in willful violation of Rules of
13 Professional Conduct, rule 4-100(A).

14 COUNT TWO

15 Case No. 13-O-17121
16 Business and Professions Code, section 6106
17 [Moral Turpitude - Misappropriation]

18 3. On or about December 24, 2013, Respondent received from Respondent's client, Uri
19 Harash, \$250,000 in the form of a wire transfer into Respondent's client trust account at Wells
20 Fargo Bank Account No. xxxxx3934. Respondent was required to maintain the \$250,000 in the
21 client trust account on behalf of the client. Between on or about December 25, 2013, and on or
22 about February 19, 2014, Respondent dishonestly or grossly negligently misappropriated for
23 Respondent's own purposes \$58,499.02 that Respondent was required to maintain on behalf of
24 the client, and thereby committed an act involving moral turpitude, dishonesty or corruption in
25 willful violation of Business and Professions Code, section 6106.

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COUNT THREE

Case No. 13-O-17121
Business and Professions Code, section 6068(i)
[Failure to Cooperate in State Bar Investigation]

4. Respondent failed to cooperate and participate in a disciplinary investigation pending against Respondent by failing to provide a substantive response to the State Bar's letter of May 7, 2014, which Respondent received, that requested Respondent's response to the allegations of misconduct being investigated in case no. 13-O-17121, in willful violation of Business and Professions Code, section 6068(i).

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

Respectfully submitted,

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL


By: _____
SUSAN I. KAGAN
Senior Trial Counsel

DATED: October 9, 2014

DECLARATION OF SERVICE BY CERTIFIED AND REGULAR MAIL

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**RE: DAVID SPRINGFIELD
CASE NO. 13-O-17121**

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that I am not a party to the within action; that 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; that 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; that I am aware that on motion of 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; and that 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 San Francisco, on the date shown below, a true copy of the within

NOTICE OF DISCIPLINARY CHARGES

in a sealed envelope placed for collection and mailing as *certified mail, return receipt requested*, and in an additional sealed envelope as *regular mail*, at San Francisco, on the date shown below, addressed to:

Article No. 7196 9008 9111 2393 0849


David Springfield
The Springfield Law Firm
P.O. Box 4260
Malibu, CA 90264

in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

N/A

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at San Francisco, California, on the date shown below.

DATED: October 9, 2014

Signed: 
Dawn Williams
Declarant