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**State Bar Court of California
Hearing Department
San Francisco
REPROVAL**

<p>Counsel For The State Bar</p> <p>Suzan J. Anderson Senior Trial Counsel 180 Howard Street San Francisco, CA 94105 (415) 538-2209</p> <p>Bar # 160559</p>	<p>Case Number(s): 13-O-10924-LMA</p>	<p>For Court use only</p> <p>PUBLIC MATTER</p> <p>FILED <i>[Signature]</i></p> <p>APR 28 2014</p> <p>STATE BAR COURT CLERK'S OFFICE SAN FRANCISCO</p>
<p>In Pro Per Respondent</p> <p>John Walter Reed, Jr. 3339 Irving Street San Francisco, CA 94122 (415) 221-1224</p> <p>Bar # 180207</p>	<p>Submitted to: Settlement Judge</p> <p>STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING</p> <p>PUBLIC REPROVAL</p> <p><input type="checkbox"/> PREVIOUS STIPULATION REJECTED</p>	
<p>In the Matter of: JOHN WALTER REED, JR.</p> <p>Bar # 180207</p> <p>A Member of the State Bar of California (Respondent)</p>		

Note: All information required by this form and any additional information which cannot be provided in the space provided, must be set forth in an attachment to this stipulation under specific headings, e.g., "Facts," "Dismissals," "Conclusions of Law," "Supporting Authority," etc.

A. Parties' Acknowledgments:

- (1) Respondent is a member of the State Bar of California, admitted **December 11, 1995**.
- (2) The parties agree to be bound by the factual stipulations contained herein even if conclusions of law or disposition are rejected or changed by the Supreme Court.
- (3) All investigations or proceedings listed by case number in the caption of this stipulation are entirely resolved by this stipulation and are deemed consolidated. Dismissed charge(s)/count(s) are listed under "Dismissals." The stipulation consists of 11 pages, not including the order.
- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts."

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- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law".
- (6) The parties must include supporting authority for the recommended level of discipline under the heading "Supporting Authority."
- (7) No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any pending investigation/proceeding not resolved by this stipulation, except for criminal investigations.
- (8) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7. (Check one option only):
- Costs are added to membership fee for calendar year following effective date of discipline (public reproof).
 - Case ineligible for costs (private reproof).
 - Costs are to be paid in equal amounts prior to February 1 for the following membership years: (Hardship, special circumstances or other good cause per rule 5.132, Rules of Procedure.) If Respondent fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.
 - Costs are waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs".
 - Costs are entirely waived.
- (9) The parties understand that:
- (a) A private reproof imposed on a respondent as a result of a stipulation approved by the Court prior to initiation of a State Bar Court proceeding is part of the respondent's official State Bar membership records, but is not disclosed in response to public inquiries and is not reported on the State Bar's web page. The record of the proceeding in which such a private reproof was imposed is not available to the public except as part of the record of any subsequent proceeding in which it is introduced as evidence of a prior record of discipline under the Rules of Procedure of the State Bar.
 - (b) A private reproof imposed on a respondent after initiation of a State Bar Court proceeding is part of the respondent's official State Bar membership records, is disclosed in response to public inquiries and is reported as a record of public discipline on the State Bar's web page.
 - (c) A public reproof imposed on a respondent is publicly available as part of the respondent's official State Bar membership records, is disclosed in response to public inquiries and is reported as a record of public discipline on the State Bar's web page.

B. Aggravating Circumstances [Standards for Attorney Sanctions for Professional Misconduct, standards 1.2(f) & 1.5]. Facts supporting aggravating circumstances are required.

- (1) **Prior record of discipline**
- (a) State Bar Court case # of prior case
 - (b) Date prior discipline effective
 - (c) Rules of Professional Conduct/ State Bar Act violations:
 - (d) Degree of prior discipline
 - (e) If Respondent has two or more incidents of prior discipline, use space provided below or a separate attachment entitled "Prior Discipline."

(Do not write above this line.)

- (2) **Dishonesty:** Respondent's misconduct was intentional, surrounded by, or followed by bad faith, dishonesty, concealment, overreaching or other violations of the State Bar Act or Rules of Professional Conduct.
- (3) **Trust Violation:** Trust funds or property were involved and Respondent refused or was unable to account to the client or person who was the object of the misconduct for improper conduct toward said funds or property.
- (4) **Harm:** Respondent's misconduct harmed significantly a client, the public or the administration of justice.
- (5) **Indifference:** Respondent demonstrated indifference toward rectification of or atonement for the consequences of his or her misconduct.
- (6) **Lack of Cooperation:** Respondent displayed a lack of candor and cooperation to victims of his/her misconduct or to the State Bar during disciplinary investigation or proceedings.
- (7) **Multiple/Pattern of Misconduct:** Respondent's current misconduct evidences multiple acts of wrongdoing or demonstrates a pattern of misconduct. **See Attachment to Stipulation, at page 8.**
- (8) **Restitution:** Respondent failed to make restitution.
- (9) **No aggravating circumstances** are involved.

Additional aggravating circumstances:

C. Mitigating Circumstances [see standards 1.2(g) & 1.6]. Facts supporting mitigating circumstances are required.

- (1) **No Prior Discipline:** Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not deemed serious.
- (2) **No Harm:** Respondent did not harm the client, the public, or the administration of justice. **See Attachment to Stipulation, at page 8.**
- (3) **Candor/Cooperation:** Respondent displayed spontaneous candor and cooperation with the victims of his/her misconduct and to the State Bar during disciplinary investigation and proceedings.
- (4) **Remorse:** Respondent promptly took objective steps spontaneously demonstrating remorse and recognition of the wrongdoing, which steps were designed to timely atone for any consequences of his/her misconduct.
- (5) **Restitution:** Respondent paid \$ _____ on _____ in restitution to _____ without the threat or force of disciplinary, civil or criminal proceedings.
- (6) **Delay:** These disciplinary proceedings were excessively delayed. The delay is not attributable to Respondent and the delay prejudiced him/her.
- (7) **Good Faith:** Respondent acted with a good faith belief that was honestly held and reasonable.
- (8) **Emotional/Physical Difficulties:** At the time of the stipulated act or acts of professional misconduct Respondent suffered extreme emotional difficulties or physical or mental disabilities which expert testimony

would establish was directly responsible for the misconduct. The difficulties or disabilities were not the product of any illegal conduct by the member, such as illegal drug or substance abuse, and the difficulties or disabilities no longer pose a risk that Respondent will commit misconduct. **See Attachment to Stipulation, at page 8.**

- (9) **Severe Financial Stress:** At the time of the misconduct, Respondent suffered from severe financial stress which resulted from circumstances not reasonably foreseeable or which were beyond his/her control and which were directly responsible for the misconduct.
- (10) **Family Problems:** At the time of the misconduct, Respondent suffered extreme difficulties in his/her personal life which were other than emotional or physical in nature.
- (11) **Good Character:** Respondent's extraordinarily good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of his/her misconduct. **See Attachment to Stipulation, at page 8.**
- (12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by subsequent rehabilitation.
- (13) **No mitigating circumstances** are involved.

Additional mitigating circumstances:

Pretrial Stipulation - See Attachment to Stipulation, at page 8.
No Prior Discipline - See Attachment to Stipulation, at page 8.

D. Discipline:

- (1) **Private reproof (check applicable conditions, if any, below)**
- (a) Approved by the Court prior to initiation of the State Bar Court proceedings (no public disclosure).
- (b) Approved by the Court after initiation of the State Bar Court proceedings (public disclosure).

or

- (2) **Public reproof (Check applicable conditions, if any, below)**

E. Conditions Attached to Reproof:

- (1) Respondent must comply with the conditions attached to the reproof for a period of **one year**.
- (2) During the condition period attached to the reproof, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.
- (3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.

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- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the condition period attached to the reprobation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of the reprobation during the preceding calendar quarter. Respondent must also state in each report whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 (thirty) days, that report must be submitted on the next following quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the condition period and no later than the last day of the condition period.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the conditions attached to the reprobation.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.

No Ethics School recommended. Reason: .

- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation within one year of the effective date of the reprobation.

No MPRE recommended. Reason:

- (11) The following conditions are attached hereto and incorporated:

Substance Abuse Conditions

Law Office Management Conditions

Medical Conditions

Financial Conditions

F. Other Conditions Negotiated by the Parties:

N/A

6. On May 2, 2011, Respondent sent a check in the amount of \$75 to Member Services of the State Bar. However, Respondent did not report his compliance with MCLE requirements. Respondent believed that sending in the log with his April 4, 2011 letter was sufficient to report compliance. However, Respondent's belief was not reasonable.

7. On July 1, 2011, Respondent was placed on inactive status for failure to timely report his compliance with the State Bar's MCLE requirements.

8. On July 4, 2011, Respondent sent an email to Mr. Doskow and Ms. Kobana, holding himself out as entitled to practice law by discussing the issues in Mr. Kobana's legal matter, giving legal advice, and answering several questions Ms. Kobana had posed regarding legal issues.

9. On July 14, 2011, the State Bar sent Respondent a letter informing him that he had been enrolled on Not Eligible status effective July 1, 2011 because he had not reported compliance with the MCLE requirements. Respondent received the letter. Respondent believed that the letter was incorrect because he believed he had reported compliance. Respondent's belief was not reasonable.

10. On July 26, 2011, Respondent sent another email to Mr. Doskow and Ms. Kobana, again holding himself out as entitled to practice law by discussing the issues and giving legal advice in Mr. Kobana's legal matter.

11. On July 26, 2011, Respondent sent a second letter to the State Bar in response to its letter of July 14, 2011, informing him that he was ineligible to practice law. Respondent provided a copy of his cashed check for \$75 and a copy of the April 29, 2011 letter from Member Services. Respondent believed that he had reported compliance and timely paid the fee. Respondent's belief was not reasonable because he had still not reported compliance as set forth in the State Bar's April 29, 2011 letter.

12. On August 22, 2011, Respondent had a telephone conversation with Mr. Doskow and Ms. Kobana, wherein he held himself out as entitled to practice law by giving legal advice and discussing the overall outline and strategy of Mr. Kobana's legal matter.

13. On September 2, 2011, after being informed by Mr. Doskow and Ms. Kobana that he was listed on the State Bar's website as inactive, Respondent came into the State Bar office, signed a compliance card, paid the reinstatement penalty of \$200, and was reinstated to active status that same day.

CONCLUSIONS OF LAW:

14. By giving legal advice to Mr. Doskow and Ms. Kobana regarding Mr. Kobana's legal matters, Respondent held himself out as entitled to practice law and practiced law on July 4, July 26, and August 22, 2011, while he was not an active member of the State Bar, in violation of Business and Professions Code sections 6125 and 6126, Respondent willfully violated Business and Professions Code section 6068(a).

AGGRAVATING CIRCUMSTANCES.

Multiple Acts (Std. 1.5(b)): Respondent held himself out as entitled to practice law while he was on inactive status with the State Bar on three different occasions.

MITIGATING CIRCUMSTANCES.

Lack of Harm (Std. 1.6(c)): Respondent's client was not harmed by Respondent's misconduct and ultimately utilized some of the advice given by Respondent in filing the client's civil lawsuit.

Emotional/Physical Difficulties (Std. 1.6(d)): Respondent suffered an emotional toll when he had to move in with his parents due to their medical issues during the time of the misconduct. Respondent is no longer living with his parents, and has other family members assisting in attending to his parents' medical issues now.

Good Character (Std. 1.6(f)): Respondent has provided ten declarations, executed under penalty of perjury from people attesting to his integrity, honesty, and professionalism. The character declarations include an attorney, a paralegal, two teachers, a professor at UC Davis, the Secretary of Labor for the Commonwealth of the Northern Mariana Islands, the president and CEO of a financial services company, and three clients, including the president and major shareholder of a third generation Japanese American business, the Vice President of a real estate consulting firm, and a professor at City College of San Francisco. Each character reference acknowledged being aware of Respondent's misconduct, and each was able to point to specific reasons for his or her high opinion of Respondent's moral character in spite of the misconduct.

Additional Mitigating Circumstances:

No Prior Discipline: Although Respondent's misconduct is serious, he has no prior discipline in his 15 years of practice prior to the first act of misconduct herein and is entitled to some mitigation. (*In the Matter of Riordan* (Review Dept. 2007) 5 Cal. State Bar Ct. Rptr. 41, 49.)

Pretrial Stipulation: Respondent has now acknowledged his misconduct and stipulated to facts, conclusions of law, and disposition in order to resolve his disciplinary proceedings as efficiently as possible, thereby avoiding the necessity of a trial and saving the State Bar both time and resources. (*Silva-Vidor v. State Bar* (1989) 49 Cal.3d 1071, 1079 [where mitigative credit was given for entering into a stipulation as to facts and culpability].)

AUTHORITIES SUPPORTING DISCIPLINE.

The Standards for Attorney Sanctions for Professional Misconduct "set forth a means for determining the appropriate disciplinary sanction in a particular case and to ensure consistency across cases dealing with similar misconduct and surrounding circumstances." (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.1. All further references to Standards are to this source.) The Standards help fulfill the primary purposes of discipline, which include: protection of the public, the courts and the legal profession; maintenance of the highest professional standards; and preservation of public confidence in the legal profession. (See std. 1.1; *In re Morse* (1995) 11 Cal.4th 184, 205.)

Although not binding, the standards are entitled to “great weight” and should be followed “whenever possible” in determining level of discipline. (*In re Silverton* (2005) 36 Cal.4th 81, 92, quoting *In re Brown* (1995) 12 Cal.4th 205, 220 and *In re Young* (1989) 49 Cal.3d 257, 267, fn. 11.) Adherence to the standards in the great majority of cases serves the valuable purpose of eliminating disparity and assuring consistency, that is, the imposition of similar attorney discipline for instances of similar attorney misconduct. (*In re Naney* (1990) 51 Cal.3d 186, 190.) If a recommendation is at the high end or low end of a Standard, an explanation must be given as to how the recommendation was reached. (Std. 1.1.) “Any disciplinary recommendation that deviates from the Standards must include clear reasons for the departure.” (Std. 1.1; *Blair v. State Bar* (1989) 49 Cal.3d 762, 776, fn. 5.)

In determining whether to impose a sanction greater or less than that specified in a given Standard, in addition to the factors set forth in the specific Standard, consideration is to be given to the primary purposes of discipline; the balancing of all aggravating and mitigating circumstances; the type of misconduct at issue; whether the client, public, legal system or profession was harmed; and the member’s willingness and ability to conform to ethical responsibilities in the future. (Stds. 1.7(b) and (c).)

Respondent has stipulated to committing the unauthorized practice of law while on inactive status for non-compliance with the MCLE requirements. The appropriate standard to assess Respondent’s misconduct is standard 2.6(b), which applies to the unauthorized practice of law when a respondent is on inactive status for non-disciplinary reasons, such as MCLE-noncompliance. Standard 2.6(b) calls for discipline from suspension to reproof.

During the time Respondent was administratively inactive for MCLE non-compliance, he continued to consult with his client giving legal advice and discussing strategy. Respondent’s misconduct was serious and related to the practice of law. However, the misconduct is limited to assisting one client over a short period of time. At the time of the misconduct, Respondent believed he had complied with the MCLE requirements by sending his log of required classes taken to the Member Services Department of the State Bar and paying the \$75 late fee. This belief was unreasonable since Respondent was advised he had to report compliance by June 30, 2011, and Respondent did not send his last letter until July 26, 2011 (after the June 30, 2011 deadline). Respondent then believed it was an administrative error on the part of Member Services until his client informed him that he was listed on the State Bar website as inactive. Respondent’s belief was unreasonable based on all the letters he had received from the State Bar. Be that as it may, Respondent took immediate steps to remedy the situation by visiting the State Bar offices, paying the sanction, and reporting compliance by signing the compliance card. These facts place the degree of sanction necessary to protect the public toward the reproof end of standard 2.6(b).

The sole aggravating factor in this matter is that Respondent’s misconduct evidences multiple acts of misconduct by holding himself out as entitled to practice law three times when he was on inactive status. Respondent is entitled to substantial mitigation including emotional difficulties, good character, no harm, no prior discipline in over 15 years of practice and acknowledgment of wrongdoing by entering into a pretrial stipulation. Accordingly, based on standard 2.6(b) and the totality of the circumstances, the imposition of a public reproof with conditions will be sufficient to protect the public, the courts, and the legal profession under standard 1.1.

The requested level of discipline is also consistent with case law. In *In the Matter of Wells* (Review Dept. 2006) 4 Cal. State Bar Ct. Rptr. 896, Wells was found culpable of representing two clients in

South Carolina while residing there even though she was not admitted as an attorney in that state. Wells was found culpable of the unauthorized practice of law in another jurisdiction charging and illegal and unconscionable fees, moral turpitude for misrepresentations with a South Carolina deputy solicitor, failing to refund unearned fees, and failing to maintain fees in trust. The court imposed a six month actual suspension. The facts and circumstances in Wells warranted greater discipline than is warranted in the instant matter, due to the fact that Wells engaged in more acts of misconduct which were also more severe misconduct, and had a prior imposition of discipline, significantly harmed the public, the administration of justice and her clients, and continued to express indifference towards the consequences of her misconduct throughout disciplinary proceedings. Wells also did not have mitigation to the extent Respondent has been able to demonstrate.

DISMISSALS.

The parties respectfully request the Court to dismiss the following alleged violations in the interest of justice:

<u>Case No.</u>	<u>Count</u>	<u>Alleged Violation</u>
13-O-10924	Two	Business and Professions Code, section 6106
13-O-10924	Three	Business and Professions Code, section 6068(m)

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed Respondent that as of April 10, 2014, the estimated prosecution costs in this matter are approximately \$5,418. Respondent further acknowledges that should this stipulation be rejected or should relief from the stipulation be granted, the costs in this matter may increase due to the costs of further proceedings.

EXCLUSION FROM MCLE CREDIT

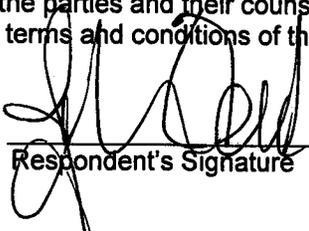
Pursuant to rule 3201, Respondent may not receive MCLE credit for completion of State Bar Ethics School. (Rules Proc. of State Bar, rule 3201.)

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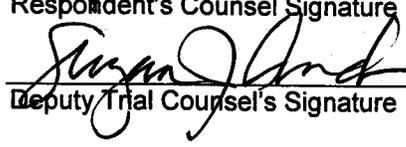
In the Matter of: JOHN WALTER REED, JR.	Case number(s): 13-O-10924-LMA
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SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Facts, Conclusions of Law, and Disposition.

4/11/2014 _____  _____ JOHN WALTER REED, JR.
Date Respondent's Signature Print Name

Date Respondent's Counsel Signature Print Name

4/11/14 _____  _____ SUZAN J. ANDERSON
Date Deputy Trial Counsel's Signature Print Name

(Do not write above this line.)

In the Matter of:
JOHN WALTER REED, JR.

Case Number(s):
13-O-10924-LMA

REPROVAL ORDER

Finding that the stipulation protects the public and that the interests of Respondent will be served by any conditions attached to the reprovial, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- The stipulated facts and disposition are APPROVED AND THE REPROVAL IMPOSED.
- The stipulated facts and disposition are APPROVED AS MODIFIED as set forth below, and the REPROVAL IMPOSED.
- All court dates in the Hearing Department are vacated.

The parties are bound by the stipulation as approved unless: 1) a motion to withdraw or modify the stipulation, filed within 15 days after service of this order, is granted; or 2) this court modifies or further modifies the approved stipulation. (See rule 5.58(E) & (F), Rules of Procedure.) **Otherwise the stipulation shall be effective 15 days after service of this order.**

Failure to comply with any conditions attached to this reprovial may constitute cause for a separate proceeding for willful breach of rule 1-110, Rules of Professional Conduct.

April 28, 2014
Date


Judge of the State Bar Court

DECLARATION OF SERVICE

by
U.S. FIRST-CLASS MAIL

CASE NUMBER(s): 13-O-10924-LMA

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, 180 Howard Street, San Francisco, California 94105, declare that:

- on the date shown below, I caused to be served a true copy of the within document described as follows:

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING PUBLIC REPROVAL

- By U.S. First-Class Mail: (CCP §§ 1013 and 1013(a))
By U.S. Certified Mail: (CCP §§ 1013 and 1013(a))
By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))
By Fax Transmission: (CCP §§ 1013(e) and 1013(f))
By Electronic Service: (CCP § 1010.6)

(for U.S. First-Class Mail) in a sealed envelope placed for collection and mailing at San Francisco, addressed to: (see below)

(for Certified Mail) in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: at San Francisco, 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:
John Walter Reed, Jr.
John Walter Reed, Jr.
3339 Irving Street
San Francisco, CA 94122

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 San Francisco, California, on the date shown below.

DATED: April 11, 2014

SIGNED: Meagan McGowan
Declarant

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 San Francisco, on April 28, 2014, I deposited a true copy of the following document(s):

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING

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 San Francisco, California, addressed as follows:

JOHN W. REED JR
3339 IRVING ST
SAN FRANCISCO, CA 94122

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

SUZAN J. ANDERSON, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on April 28, 2014.



Bernadette C.O. Molina
Case Administrator
State Bar Court