

1 STATE BAR OF CALIFORNIA
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FILED
JUL 17 2015
STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

10 STATE BAR COURT
11 HEARING DEPARTMENT - LOS ANGELES

13 In the Matter of:) Case Nos. 14-O-05367,
14 CATALINA L. MANZANO,) 15-O-10296
No. 191928,) NOTICE OF DISCIPLINARY CHARGES
15)
16 A Member of the State Bar)

18 **NOTICE - FAILURE TO RESPOND!**

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

- 21 (1) **YOUR DEFAULT WILL BE ENTERED;**
22 (2) **YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU**
WILL NOT BE PERMITTED TO PRACTICE LAW;
23 (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;
24 (4) **YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.**
25 **SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE**
26 **OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN**
ORDER RECOMMENDING YOUR DISBARMENT WITHOUT
27 **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. CATALINA L. MANZANO ("Respondent") was admitted to the practice of law in the State of California on December 4, 1997, 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. 14-O-05367
Rules of Professional Conduct, rule 4-100(A)
[Commingling – Payment of Personal Expenses from Client Trust Account]

2. On or about September 16, 2014, Respondent issued the following checks from funds in Respondent's client trust account at Wells Fargo Bank, account no. *****2776, for the payment of personal expenses, in willful violation of Rules of Professional Conduct, rule 4-100(A):

<u>Electronic Check date</u>	<u>Payee</u>	<u>Amount of payment</u>
9/16/14	Dish Network	\$101.40
9/16/14	So. Cal Edison	\$267.00

COUNT TWO

Case No. 14-O-05367
Business and Professions Code, section 6106
[Moral Turpitude – Issuance of NSF Checks]

3. On or about September 16, 2014, Respondent repeatedly issued the following checks drawn upon Respondent's client trust account at Wells Fargo Bank, account no. *****2776 when Respondent knew or was grossly negligent in not knowing that there were insufficient funds in the CTA to pay them, and thereby committed an act involving moral turpitude, dishonesty or corruption in willful violation of Business and Professions Code, section 6106:

<u>Electronic Check Date</u>	<u>Payee</u>	<u>Amount of Check</u>	<u>Date Returned</u>
9/16/14	Dish Network	\$101.40	9/16/14
9/16/14	So. Cal Edison	\$267.00	9/16/14

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COUNT THREE

Case No. 15-O-10296
Rules of Professional Conduct, rule 4-100(A)
[Commingling – Payment of Personal Expenses from Client Trust Account]

4. On or about December 4, 2014, Respondent issued the following Electronic Payments from funds in Respondent’s client trust account at Wells Fargo Bank, account no. *****2776, for the payment of personal expenses, in willful violation of Rules of Professional Conduct, rule 4-100(A):

<u>Electronic Payment Date</u>	<u>Payee</u>	<u>Amount of Payment</u>
12/4/14	Dish Network	\$20.00
12/4/14	Verizon	\$236.93

COUNT FOUR

Case No. 15-O-10296
Business and Professions Code, section 6106
[Moral Turpitude – Issuance of NSF Electronic Payments]

5. On or about December 4, 2014, Respondent repeatedly issued the following Electronic Payments drawn upon Respondent’s client trust account at Wells Fargo Bank, account no. *****2776 when Respondent knew or was grossly negligent in not knowing that there were insufficient funds in the CTA to pay them, and thereby committed an act involving moral turpitude, dishonesty or corruption in willful violation of Business and Professions Code, section 6106:

<u>Electronic Payment Date</u>	<u>Payee</u>	<u>Amount of Payment</u>	<u>Date Returned</u>
12/4/14	Dish Network	\$20.00	12/4/14
12/4/14	Verizon	\$236.93	12/4/14

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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

DATED:

7-17-15

By:



ADRIANA M. BURGER
Deputy Trial Counsel

DECLARATION OF SERVICE

by

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

CASE NUMBER(s): 14-O-05367 and 15-O-10296

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))
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 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.: 9414 7266 9904 2010 0698 29 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:
Catalina L. Manzano, PO Box 802332, Santa Clarita, CA 91380, Electronic Address: catmanzano@yahoo.com

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').

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: July 17, 2015

SIGNED:

Handwritten signature of Kim Wimbish, KIM WIMBISH, Declarant