

<p>THE STATE BAR COURT</p> <p>HEARING DEPARTMENT</p> <p>1149 S. Hill St., 5th Fl., Los Angeles, CA 90015-2299</p>	<p>FOR CLERK'S USE ONLY:</p> <p>FILED</p> <p>MAR 18 2002</p> <p>STATE BAR COURT CLERK'S OFFICE LOS ANGELES</p>
<p>In the Matter of:</p> <p>THOMAS FRANK MANISCALCO,</p> <p>Member No. 79308,</p> <p>A Member of the State Bar.</p>	<p>Case No(s): 84-C-18994-RMT</p> <p>NOTICE OF HEARING ON CONVICTION (Business and Professions Code §§ 6101 and 6102)</p>

NOTICE TO RESPONDENT RE: DEFAULT AND INACTIVE ENROLLMENT

If you fail to file an answer to this notice within the time allowed by State Bar Rules, including extensions, or if you fail to appear at the State Bar Court trial, (1) your default shall be entered; (2) you shall be enrolled as an involuntary inactive member of the State Bar and will not be permitted to practice law unless the default is set aside on motion timely made under the Rules of Procedure of the State Bar; (3) you shall not be permitted to participate further in these proceedings unless your default is set aside; and (4) you shall be subject to additional discipline.

State Bar Rules require you to file your written response to this notice within twenty days after service.

If your default is entered: (1) evidence that would otherwise be inadmissible may be used against you in this proceeding; and (2) you will lose the opportunity to participate further in these proceedings, including presenting evidence in mitigation, countering evidence in aggravation, and moving for reconsideration, unless and until your default is set aside on motion timely made under the prescribed grounds. See rules 200 et seq., and rules 602, 603 and 604, Rules of Procedure for State Bar Court Proceedings; Business and Professions Code section 6102(g).

If your default is entered and the discipline imposed by the Supreme Court in this proceeding includes a period of actual suspension, you will remain suspended from the practice of law for at least the period of time specified by the Supreme Court. In addition, the actual suspension will continue until you have requested, and the State Bar Court has granted, a motion for termination of the actual suspension. As a condition for terminating the actual suspension, the State Bar Court may place you on probation and require you to comply with such conditions of probation as the State Bar Court deems appropriate. See rule 205, Rules of Procedure for State Bar Court Proceedings.

Pursuant to the order of the Review Department, filed February 27, 2002, a true and correct copy of which

is attached as an exhibit hereto, your conviction has been referred to the Hearing Department of the State Bar Court.

You are notified to be present in person or by counsel at a status conference to be set pursuant to rule 1210, Rules of Practice of the State Bar Court.

YOU ARE FURTHER NOTIFIED, pursuant to rules 600-607, Rules of Procedure for State Bar Court Proceedings, to be present at such time and place as is set for the first day of trial, in person or by counsel to present evidence on your behalf, to examine and cross-examine witnesses and otherwise participate in the proceedings before the State Bar Court.

Your attention is directed to the Rules of Procedure of the State Bar and Rules of Practice of the State Bar Court, which govern these proceedings. You may locate the Rules of Procedure for State Bar Court Proceedings on the Internet at <http://www.calbar.org/2bar/3sbct/rules/3r-proc.htm> and the Rules of Practice of the State Bar Court on the Internet at <http://www.calbar.org/2bar/3sbct/rules/3r-prac.htm>. If you do not have access to the Internet, please contact Linda Cho at (213) 765-1138 to obtain a copy of the rules.

NOTICE - COST ASSESSMENT

In the event these proceedings 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 sections 6086.10 and 6140.7. See also rule 280, et seq., Rules of Procedure of the State Bar.

Dated: March 18, 2002



Rose M. Luthi
Case Administrator
State Bar Court

FILED

FEB 27 2002

STATE BAR COURT
CLERKS OFFICE
LOS ANGELES

84-C-18994

REVIEW DEPARTMENT OF THE STATE BAR COURT

IN BANK

IN THE MATTER THOMAS FRANK MANISCALCO

A MEMBER OF THE STATE BAR OF CALIFORNIA

The above entitled matter is referred to the Hearing Department for a hearing and decision recommending the discipline to be imposed.

Storitz

Presiding Judge

CERTIFICATE OF SERVICE
[Rule 62(b), Rules Proc.; Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court. 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 March 18, 2002, I deposited a true copy of the following document(s):

**NOTICE OF ASSIGNMENT AND NOTICE OF INITIAL STATUS
CONFERENCE AND NOTICE OF HEARING ON CONVICTION, filed
March 18, 2002**

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

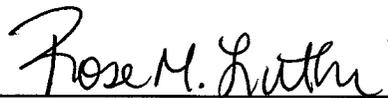
by certified mail, No. 7106 4575 1294 0225 3162, with return receipt requested, through the United States Postal Service at Los Angeles, California, addressed as follows:

**THOMAS F. MANISCALCO, ESQ.
MANISCALCO & MANISCALCO
5807 TOPANGA CYN BLVD #H208
WOODLAND HILLS CA 91367**

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

LARRY DESHA, ESQ., Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on **March 18, 2002.**



Rose M. Luthi
Case Administrator
State Bar Court