

**SUPREME COURT MINUTES
MONDAY, JANUARY 30, 2017
SAN FRANCISCO, CALIFORNIA**

S045184**PEOPLE v. BONILLA
(STEVEN WAYNE)**

Order filed

Because appellant is represented by counsel, the Clerk is directed to return to appellant the pro se submissions received on October 26, 2016, December 22, 2016, and January 13, 2017. (*In re Barnett* (2003) 31 Cal.4th 466.)

S045184**PEOPLE v. BONILLA
(STEVEN WAYNE)**

Order filed

The petition for writ of habeas corpus, received on October 12, 2016, and purported to be submitted by Spencer Brasure, fails to show the existence of exceptional circumstances warranting a decision by this court to allow the filing of a next friend petition on behalf of appellant. (*In re Harrell* (1970) 2 Cal.3d 675, 689.) The Clerk is directed not to file the petition and to instead return it and the document received on January 5, 2017, to Brasure.

S239654**WILLIAMS (ANTONIO R.) v.
S.C. (PEOPLE)**

Transferred to Court of Appeal, First Appellate District

The above-entitled matter is transferred to the Court of Appeal, First Appellate District.

S238676**SEELEY ON DISCIPLINE**

Recommended discipline imposed

The court orders that DAVID ANDREW SEELEY, State Bar Number 78089, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. DAVID ANDREW SEELEY is suspended from the practice of law for the first thirty days of probation;
2. DAVID ANDREW SEELEY must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 12, 2016; and
3. At the expiration of the period of probation, if DAVID ANDREW SEELEY has complied with all conditions of probation, the period of stayed suspension will be satisfied and that

suspension will be terminated.

DAVID ANDREW SEELEY must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One third of the costs must be paid with his membership fees for each of the years 2018, 2019, and 2020. If DAVID ANDREW SEELEY 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.

S238679**NGUYEN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that TAM NGUYEN, State Bar Number 159601, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

TAM NGUYEN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S238681**OCAIN ON DISCIPLINE**

Recommended discipline imposed

The court orders that REBECCA LYNN OCAIN, State Bar Number 215907, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and she is placed on probation for two years subject to the following conditions:

1. REBECCA LYNN OCAIN must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 18, 2016; and
2. At the expiration of the period of probation, if REBECCA LYNN OCAIN has complied with the terms of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

REBECCA LYNN OCAIN must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S238697**BARILLA ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that FRANK FRANCIS BARILLA, State Bar Number 103282, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

FRANK FRANCIS BARILLA must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S238702**HUBER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MARK EUGENE HUBER, State Bar Number 179183, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

MARK EUGENE HUBER must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S238705**KAPLAN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that STEVEN GREGORY KAPLAN, State Bar Number 137381, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

STEVEN GREGORY KAPLAN must make restitution to David Goldstein in the amount of \$400 plus 10 percent interest per year from October 30, 2012. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

STEVEN GREGORY KAPLAN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S238713**BATCHAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that CYRUS LEON BATCHAN, State Bar Number 287341, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed,

and he is placed on probation for three years subject to the following conditions:

1. CYRUS LEON BATCHAN is suspended from the practice of law for a minimum of the first two years of probation (with credit given for the period of interim suspension which commenced on August 13, 2014), and he will remain suspended until he provides proof to the State Bar Court of his rehabilitation, fitness to practice and present learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
2. CYRUS LEON BATCHAN must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 21, 2016.
3. At the expiration of the period of probation, if CYRUS LEON BATCHAN has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

CYRUS LEON BATCHAN must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

CYRUS LEON BATCHAN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S238714

BOBUS ON DISCIPLINE

Recommended discipline imposed

The court orders that RICHARD LEE BOBUS, State Bar Number 250664, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. RICHARD LEE BOBUS is suspended from the practice of law for the first 30 days of probation;
2. RICHARD LEE BOBUS must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 12, 2016; and
3. At the expiration of the period of probation, if RICHARD LEE BOBUS has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S238715**GRIBBEN ON DISCIPLINE**

Recommended discipline imposed

The court orders that STEVEN MICHAEL GRIBBEN, State Bar Number 236796, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. STEVEN MICHAEL GRIBBEN is suspended from the practice of law for the first thirty days of probation;
2. STEVEN MICHAEL GRIBBEN must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 13, 2016; and
3. At the expiration of the period of probation, if STEVEN MICHAEL GRIBBEN has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

STEVEN MICHAEL GRIBBEN must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One half of the costs must be paid with his membership fees for each of the years 2018 and 2019. If STEVEN MICHAEL GRIBBEN 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.

S238716**HOOMIRATANA ON
DISCIPLINE**

Recommended discipline imposed

The court orders that ART HOOMIRATANA, State Bar Number 247253, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. ART HOOMIRATANA is suspended from the practice of law for a minimum of the first 90 days of probation, and he will remain suspended until the following conditions are satisfied:
 - i. He makes restitution to the following payees (or reimburses the Client Security Fund, to the extent of any payment from the fund to the payees, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles:
 - (1) Michael Blaisdell in the amount of \$10,000 plus 10 percent interest per year from August 31, 2014;
 - (2) Madeline Brigante in the amount of \$10,000 plus 10 percent interest per year from August 6, 2012; and
 - (3) Ramin Goudarzi in the amount of \$25,500 plus 10 percent interest per year from October 1, 2012;
 - ii. If he remains suspended for two years or more as a result of not satisfying the preceding

condition, he must also provide proof to the State Bar Court of his rehabilitation, fitness to practice and present learning and ability in the general law before the suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)

2. ART HOOMIRATANA must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 18, 2016.
3. At the expiration of the period of probation, if ART HOOMIRATANA has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

ART HOOMIRATANA must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2018, 2019, and 2020. If ART HOOMIRATANA 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.

S238719**KOH ON DISCIPLINE**

Recommended discipline imposed

The court orders that GERALD JONG GOO KOH, State Bar Number 234548, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. GERALD JONG GOO KOH is suspended from the practice of law for a minimum of the first two years of probation (with credit given for the period of interim suspension which commenced on August 13, 2014), and he will remain suspended until he provides proof to the State Bar Court of his rehabilitation, fitness to practice and present learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
2. GERALD JONG GOO KOH must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 21, 2016.
3. At the expiration of the period of probation, if GERALD JONG GOO KOH has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

GERALD JONG GOO KOH must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

GERALD JONG GOO KOH must also comply with California Rules of Court, rule 9.20, and

perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2018, 2019, and 2020. If GERALD JONG GOO KOH 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.

S238683**SARRO ON RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation with charges pending of JAMES VICTOR SARRO, State Bar Number 54491, as a member of the State Bar of California is accepted. If JAMES VICTOR SARRO subsequently seeks reinstatement, the State Bar may consider all disciplinary charges that are currently pending against him.

JAMES VICTOR SARRO must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may be considered in any future reinstatement proceeding.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S238699**DANMEYER ON
RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation with charges pending of DIANA R. DANMEYER, State Bar Number 185897, as a member of the State Bar of California is accepted. If DIANA R. DANMEYER subsequently seeks reinstatement, the State Bar may consider all disciplinary charges that are currently pending against her.

DIANA R. DANMEYER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may be considered in any future reinstatement proceeding.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.