

**SUPREME COURT MINUTES
THURSDAY, NOVEMBER 20, 2014
SAN FRANCISCO, CALIFORNIA**

S210898 D060317 Fourth Appellate District, Div. 1 **PEOPLE v. SMITH (VINCE BRYAN)**

Opinion filed: Judgment affirmed in full

Majority Opinion by Chin, J.

-- joined by Cantil-Sakauye, C. J., Baxter, Werdegarr, Corrigan, and Bamattre-Manoukian*, JJ.

Concurring Opinion by Liu, J.

* Associate Justice of the Court of Appeal, Sixth Appellate District, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

S222395 C077597 Third Appellate District **LEONARD (KATHLEEN) v. S.C. (RETAILER'S CREDIT ASSOCIATION OF GRASS VALLEY, INC.)**

Petition for review granted; transferred to Court of Appeal, Third Appellate District

The petition for review is granted.

The matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its order denying mandamus and to issue an order directing respondent superior court to show cause why the relief sought in the petition should not be granted. Pending further order of the Court of Appeal, further proceedings in the case in the Nevada County Superior Court entitled *Retailer's Credit Association of Grass Valley, Inc. v. Kathleen Leonard*, case no. CL 12078288, are hereby stayed.

Votes: Cantil-Sakauye, C. J., Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S222630 D066965 Fourth Appellate District, Div. 1 **MARTINEZ (FRANCISCO JOSE) v. S.C. (PEOPLE)**

Petition for review & application for stay denied

S220790 C066929 Third Appellate District **PEOPLE v. SAETERN (XENG)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Philip M. Brooks is hereby appointed to represent appellant on the appeal now pending in this court.

S214221 G047922 Fourth Appellate District, Div. 3**DEPARTMENT OF
CALIFORNIA HIGHWAY
PATROL v. S.C.
(ALVARADO)**

Request for judicial notice granted

S221278**BREGMAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that KEITH BREGMAN, State Bar Number 70257, 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. KEITH BREGMAN is suspended from the practice of law for the first 30 days of probation;
2. KEITH BREGMAN must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on June 16, 2014; and
3. At the expiration of the period of probation, if KEITH BREGMAN has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

KEITH BREGMAN 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.

S221279**CORSON IV ON DISCIPLINE**

Recommended discipline imposed

The court orders that GEORGE ELLIS CORSON IV, State Bar Number 157305, is suspended from the practice of law in California for four years, execution of that period of suspension is stayed, and he is placed on probation for four years subject to the following conditions:

1. GEORGE ELLIS CORSON IV is suspended from the practice of law for the first year of probation;
2. GEORGE ELLIS CORSON IV must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on June 26, 2014; and
3. At the expiration of the period of probation, if GEORGE ELLIS CORSON IV has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

GEORGE ELLIS CORSON IV 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).)

GEORGE ELLIS CORSON IV 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.

S221280**CURTIS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that GRETA SEDEAL CURTIS, State Bar Number 175248, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

GRETA SEDEAL CURTIS must make restitution to the following payees:

- (1) Anna and Larry Troup in the amount of \$18,461.38 plus 10 percent interest per year from September 1, 2010; and
- (2) Kathryn Carr in the amount of \$209,410.38 plus 10 percent interest per year from February 18, 2010.

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

GRETA SEDEAL CURTIS 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.

S221295**GREENLAW ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that ROSEMARY BELLE GREENLAW, State Bar Number 166102, is summarily disbarred from the practice of law and that her name is stricken from the roll of attorneys.

ROSEMARY BELLE GREENLAW 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.

S221297**MAH ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DONALD MAH, State Bar Number 158045, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

DONALD MAH must make restitution to the following payees:

- (1) Donald Wong in the amount of \$2,500 plus 10 percent interest per year from April 2, 2012;
- (2) Anja Jones in the amount of \$1,000 plus 10 percent interest per year from November 26, 2012;
- (3) Helen Lee in the amount of \$2,000 plus 10 percent interest per year from June 20, 2012;
- (4) Maria and Reynaldo Gonzales in the amount of \$35,000 plus 10 percent interest per year from March 1, 2005;
- (5) Jane Pitts in the amount of \$3,500 plus 10 percent interest per year from November 15, 2012; and
- (6) Romelia Sypolt in the amount of \$1,000 plus 10 percent interest per year from January 11, 2013.

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

DONALD MAH 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.

S221303**SANDOVAL ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that PATRICK JOSEPH SANDOVAL, State Bar Number 193979, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

PATRICK JOSEPH SANDOVAL 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.

S221304**SCHWEIZER ON
DISCIPLINE**

Recommended discipline imposed

The court orders that WILLIAM GEORGE SCHWEIZER, State Bar Number 68546, 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. WILLIAM GEORGE SCHWEIZER is suspended from the practice of law for the first year of probation;
2. WILLIAM GEORGE SCHWEIZER 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 July 3, 2014; and
3. At the expiration of the period of probation, if WILLIAM GEORGE SCHWEIZER has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

WILLIAM GEORGE SCHWEIZER 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-half of the costs must be paid with his membership fees for each of the years 2015 and 2016. If WILLIAM GEORGE SCHWEIZER 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.

S221442**CONWAY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JACK KENNETH CONWAY, State Bar Number 45063, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JACK KENNETH CONWAY 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.

S221443**CUSTODIO, JR., ON
DISCIPLINE**

Recommended discipline imposed

The court orders that MIGUEL ANGEL CUSTODIO, JR., State Bar Number 248744, 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. MIGUEL ANGEL CUSTODIO, JR., is suspended from the practice of law for the first 60 days of probation;
2. MIGUEL ANGEL CUSTODIO, JR., 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 July 17, 2014; and
3. At the expiration of the period of probation, if MIGUEL ANGEL CUSTODIO, JR., has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

MIGUEL ANGEL CUSTODIO, JR., 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 2015, 2016, and 2017. If MIGUEL ANGEL CUSTODIO, JR., 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.

S221610**HU ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that EUGENE CHENG-CHIEN HU, State Bar Number 130282, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. EUGENE CHENG-CHIEN HU 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.

S221611**PASTO ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JAMES HENRY PASTO, State Bar Number 48445, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JAMES HENRY PASTO 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.

S221612**WITSOE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that LAWRENCE ANTHONY WITSOE, State Bar Number 60204, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

LAWRENCE ANTHONY WITSOE 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.

S221826**DUSKIS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that ROBERT IRVING DUSKIS, State Bar Number 50438, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

ROBERT IRVING DUSKIS 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.

S221828**FINK ON DISCIPLINE**

Recommended discipline imposed

The court orders that STEVEN ALAN FINK, State Bar Number 93762, 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. STEVEN ALAN FINK must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on July 3, 2014; and
2. At the expiration of the period of probation, if STEVEN ALAN FINK has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

STEVEN ALAN FINK 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.

S221834**GILLEN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JAMES ROBERT GILLEN, State Bar Number 68137, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JAMES ROBERT GILLEN must make restitution to the following payees:

- (1) Linda Carl in the amount of \$99,437.19 plus 10 percent interest per year from August 7, 2012;
- (2) Irene Newman in the amount of \$5,000 plus 10 percent interest per year from August 7, 2012;
- (3) John Kim in the amount of \$10,000 plus 10 percent interest per year from August 7, 2012; and
- (4) Fern Baum Williams in the amount of \$9,652.17 plus 10 percent interest per year from August 7, 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).

JAMES ROBERT GILLEN 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.

S221836**HOLLINGSWORTH ON
DISCIPLINE**

Recommended discipline imposed

The court orders that DAVID CURTIS HOLLINGSWORTH, State Bar Number 203887, 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. DAVID CURTIS HOLLINGSWORTH must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 11, 2014; and
2. At the expiration of the period of probation, if DAVID CURTIS HOLLINGSWORTH has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

DAVID CURTIS HOLLINGSWORTH 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. One-third of the costs must be paid with his membership fees for each of the years 2015, 2016, and 2017. If DAVID CURTIS HOLLINGSWORTH 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.

S221837**MOLINA ON DISCIPLINE**

Recommended discipline imposed

The court orders that MONICA RAQUEL MOLINA, State Bar Number 217385, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and she is placed on probation for three years subject to the following conditions:

1. MONICA RAQUEL MOLINA is suspended from the practice of law for the first 90 days of probation;
2. MONICA RAQUEL MOLINA 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 July 21, 2014; and
3. At the expiration of the period of probation, if MONICA RAQUEL MOLINA has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

MONICA RAQUEL MOLINA 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).)

MONICA RAQUEL MOLINA 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.

S221838**SUMNER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JOEL ALLAN SUMNER, State Bar Number 243307, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JOEL ALLAN SUMNER 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.