SUPREME COURT MINUTES FRIDAY, APRIL 26, 2019 SAN FRANCISCO, CALIFORNIA

S252946

PAIGE (ANTHONY) ON H.C.

Petition ordered withdrawn

Petitioner's request filed April 12, 2019, to withdraw the petition for writ of habeas corpus is granted.

S255440 A156288 First Appellate District, Div. 2

MADDEN (ALISON) v. REDWOOD CITY

Petition for review & application for stay denied

S254200

CASTELLANOS ON DISCIPLINE

Recommended discipline imposed

The court orders that GABRIEL CASTELLANOS (Respondent), State Bar Number 227702, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first six months of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on December 21, 2018; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Decision filed on December 21, 2018. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent 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. Respondent must also maintain the records of compliance as required by the conditions of probation.

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.

S254202

CHTYREV ON DISCIPLINE

Recommended discipline imposed

The court orders that DMITRI N. CHTYREV (Respondent), State Bar Number 266591, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first 30 days of probation;
- 2. Respondent 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 January 3, 2019; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on January 3, 2019. 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 Respondent's membership fees for each of the years 2020 and 2021. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

S254205

GILLASPEY ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that STEELE NICOLSON GILLASPEY (Respondent), State Bar Number 145935, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must make restitution to the following payees or such other recipient as may be designated by the Office of Probation or the State Bar Court:

- (1) Jane Lindsey in the amount of \$21,238.90 plus 10 percent interest per year from December 4, 2015;
- (2) Carroll Shelby Wheel Company, Inc. in the amount of \$10,000 plus 10 percent interest per year from May 18, 2017.

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

Respondent 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.

S254291

GREEN ON DISCIPLINE

Recommended discipline imposed

The court orders that ANGELA DENISE GREEN (Respondent), State Bar Number 225660, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first 30 days of probation;
- 2. Respondent 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 January 10, 2019; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on January 10, 2019. 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.

S254446

MENN II ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that WILLIAM BUCKNER MENN II (Respondent), State Bar Number 250462, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must make restitution to Shelby Gardella, or such other recipient as may be designated by the Office of Probation or the State Bar Court, in the amount of \$1,500 plus 10 percent interest per year from November 18, 2015. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

Respondent 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.

S254447

ROBERTS ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that ZACHARY BROOKE ROBERTS, State Bar Number 201739, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys. ZACHARY BROOKE ROBERTS 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.

S254448

PEARSON ON DISCIPLINE

Recommended discipline imposed

The court orders that MATTHEW DAVID PEARSON (Respondent), State Bar Number 227390, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

- 1. Respondent is suspended from the practice of law for a minimum of the first 60 days of probation, and Respondent will remain suspended until the following requirements are satisfied:
 - i. Respondent makes restitution to the following payees or such other recipient as may be designated by the Office of Probation or the State Bar Court (or reimburses the Client Security Fund, to the extent of any payment from the Fund to such payee, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles:
 - (1) Henry Timm and Inez Villanueva in the amount of \$3,000 plus 10 percent interest per year from November 15, 2017; and
 - (2) Elizabeth and Steve Read in the amount of \$1,500 plus 10 percent interest per year from November 2, 2017.
 - ii. If Respondent remains suspended for two years or longer as a result of not satisfying the preceding requirement, Respondent must also provide proof to the State Bar Court of 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. Respondent 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

- January 8, 2019.
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order, or during the period of suspension, whichever is longer 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).)

If Respondent remains suspended for 90 days or more, Respondent 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 120 and 130 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension. Respondent must also maintain the records of compliance as required by the conditions of probation.

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.

S254450

SEEGMILLER ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that WILLIAM WEST SEEGMILLER (Respondent), State Bar Number 98740, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must 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.

S254451

MEDINA ON DISCIPLINE

Recommended discipline imposed

The court orders that EDELMIRA MEDINA (Respondent), State Bar Number 285577, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

1. Respondent must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 15, 2019; and

2. At the expiration of the period of probation, if Respondent has complied with the terms 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. One-half of the costs must be paid with Respondent's membership fees for each of the years 2020 and 2021. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

S254466

BLOCK ON DISCIPLINE

Recommended discipline imposed

The court orders that VICTOR LAMONT BLOCK (Respondent), State Bar Number 205096, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first 90 days of probation;
- 2. Respondent 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 January 17, 2019; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on January 17, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent 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. Respondent must also maintain the records of compliance as required by the conditions of probation.

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 Respondent's membership fees for each of the years 2020 and 2021. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

S254469

HACKETT ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that KYLE SHELDON HACKETT (Respondent), State Bar Number 194658, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must 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.

S254470

HAMILTON ON DISCIPLINE

Recommended discipline imposed

The court orders that MARK REMAN HAMILTON (Respondent), State Bar Number 176374, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first six months of probation;
- 2. Respondent 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 January 17, 2019; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on January 17, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent 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. Respondent must also maintain the records of compliance as required by the conditions of probation.

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.

S254471

The court orders that SHARON ARLENE HEALEY (Respondent), State Bar Number 138002, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first 30 days of probation;
- 2. Respondent 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 January 18, 2019; and
- 3. At the expiration of the period of probation, if Respondent 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.

S254292

HOFFMAN ON RESIGNATION

Resignation declined

This court, having considered the request, declines to accept the voluntary resignation with charges pending of NATHAN V. HOFFMAN, State Bar number 135155, as a member of the State Bar of California. (Cal. Rules of Court, rule 9.21(d).) NATHAN V. HOFFMAN remains on inactive status. (Cal. Rules of Court, rule 9.21(a).) He may move the State Bar Court to be restored to active status, at which time the Office of Chief Trial Counsel may demonstrate any basis for his continued ineligibility to practice law. The State Bar Court will expedite the resolution of any request by NATHAN V. HOFFMAN to be restored to active status. Any return to active status will be conditioned on NATHAN V. HOFFMAN's payment of any dues, penalty payments, and restitution owed by him. The underlying disciplinary matters should proceed promptly.

Second Appellate District, Div. 3 TRANSFER ORDERS

The following matters, now pending in the Court of Appeal, Second Appellate District, are transferred from Division Three to Division Six:

- 1. B284114 People v. James Samuell
- 2. B284747 People v. Jose Guadalupe Aguayo
- 3. B286106 People v. Myles Michael Swain
- 4. B287335 People v. Fernando Sandoval, et al.
- 5. B287622 People v. Sergio Luis Herrera