

**SUPREME COURT MINUTES  
THURSDAY, MAY 10, 2018  
SAN FRANCISCO, CALIFORNIA**

**S237602**      E064099 Fourth Appellate District, Div. 2      **PEOPLE v. ADELMANN  
(STEVEN ANDREW)**

Opinion filed: Judgment reversed

The Court of Appeal's judgment in reversed. Defendant remains free to file a section 1170.18 petition in the San Diego County Superior Court.

Majority Opinion by Corrigan, J.

-- joined by Cantil-Sakauye, C. J., Chin, Liu, Cuéllar, Kruger, and Duarte\*, JJ.

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

**S065877**      **PEOPLE v. LOPEZ (BOBBY),  
SERNA (HERMINIO) &  
TRUJEQUE (JAMES)**

Extension of time granted

Based upon counsel Joseph Baxter's representation that the appellant Bobby Lopez's opening brief is anticipated to be filed by January 3, 2019, an extension of time in which to file that brief is granted to July 3, 2018. After that date, only three further extensions totaling about 183 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S134792**      **PEOPLE v. HUGHES  
(MERVIN RAY)**

Extension of time granted

Based upon counsel Mark D. Greenberg's representation that the appellant's reply brief is anticipated to be filed by September 15, 2018, an extension of time in which to file that brief is granted to July 9, 2018. After that date, only two further extensions totaling about 71 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S172432****PEOPLE v. CHEATHAM  
(STEVEN DEWAYNE)**

Extension of time granted

Based upon counsel Conrad Petermann's representation that the appellant's reply brief is anticipated to be filed by August 1, 2018, an extension of time in which to file that brief is granted to July 3, 2018. After that date, only one further extension totaling about 29 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S190702****SOLOMON, JR., (MORRIS)  
ON H.C.**

Extension of time granted

Based upon Deputy Attorney General David Andrew Eldridge's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by March 12, 2019, an extension of time in which to file that document is granted to July 13, 2018. After that date, only four further extensions totaling about 241 additional days are contemplated.

**S206515****PEOPLE v. MILLS (DAVID)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to July 13, 2018.

**S212376****PEOPLE v. JOHN (EMRYS  
JUSTIN) & MILLER  
(TYRONE L.)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant Emrys J. John's opening brief is extended to July 13, 2018.

**S212376****PEOPLE v. JOHN (EMRYS  
JUSTIN) & MILLER  
(TYRONE L.)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant Tyrone Miller's opening brief is extended to July 13, 2018.

**S244737** B272387 Second Appellate District, Div. 3

**MONTROSE CHEMICAL CORPORATION OF CALIFORNIA v. S.C. (CANADIAN UNIVERSAL INSURANCE COMPANY, INC.)**

Extension of time granted

On application of real parties in interest and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to June 18, 2018.

**S245996** D069751 Fourth Appellate District, Div. 1

**SAN DIEGANS FOR OPEN GOVERNMENT v. PUBLIC FACILITIES FINANCING AUTHORITY OF THE CITY OF SAN DIEGO**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to July 24, 2018.

**S247266** A148606 First Appellate District, Div. 5

**CALIFORNIA SCHOOL BOARDS ASSOCIATION v. STATE OF CALIFORNIA**

Extension of time granted

On application of appellants and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to May 29, 2018.

**S240991**

**AMENDMENTS TO THE RULES OF PROFESSIONAL CONDUCT**

Order filed

On March 30, 2017, the Board of Trustees of the State Bar of California filed a request for approval of comprehensive amendments to the California Rules of Professional Conduct. (Bus. & Prof. Code, § 6076.) The submission included 70 new or amended rules. The request is granted in part and denied in part.

Twenty-seven rules are approved as submitted by the State Bar:

Rule 1.1 Competence  
 Rule 1.3 Diligence  
 Rule 1.4.1 Communication of Settlement Offers  
 Rule 1.4.2 Disclosure of Professional Liability

- Rule 1.5 Fees for Legal Services
- Rule 1.6 Confidential Information of Client
- Rule 1.8.2 Use of Current Client's Information
- Rule 1.8.3 Gifts from Clients
- Rule 1.8.5 Payment of Personal or Business Expenses Incurred by or for a Client
- Rule 1.8.7 Aggregate Settlements
- Rule 1.8.8 Limiting Liability to Client
- Rule 1.8.10 Sexual Relations with Client
- Rule 1.8.11 Imputation of Prohibitions Under Rules 1.8.1 to 1.8.9
- Rule 1.10 Imputation of Conflicts of Interest: General Rule
- Rule 2.1 Advisor
- Rule 2.4 Lawyer as Third-Party Neutral
- Rule 3.2 Delay of Litigation
- Rule 3.7 Lawyer as Witness
- Rule 3.8 Special Responsibilities of a Prosecutor[1]
- Rule 3.9 Advocate in Nonadjudicative Proceedings
- Rule 4.1 Truthfulness in Statements to Others
- Rule 5.3.1 Employment of Disbarred, Suspended, Resigned, or Involuntarily Inactive Member
- Rule 6.5 Limited Legal Services Programs
- Rule 7.1 Communications Concerning the Availability of Legal Services
- Rule 7.3 Solicitation of Clients
- Rule 7.4 Communication of Fields of Practice and Specialization
- Rule 7.5 Firm\* Names and Letterheads

Forty-two rules are approved as modified by the court:

- Rule 1.0 Purpose and Function of the Rules of Professional Conduct — The court revises the citation in Comment [1] to conform to the California Style Guide. The court amends Comment [5].
- Rule 1.0.1 Terminology — The court revises the definition of “person” under paragraph (g-1). The court adds an asterisk after the term “person” or “person’s” in paragraphs (a), (e), (f), (m), and (n), after the term “writing” in paragraphs (e-1), after the term “firm” in paragraph (g) and (k), and after “screen” or “screening” in Comments [5] and [6].
- Rule 1.2 Scope of Representation and Allocation of Authority between Client and Lawyer — The court revises Comment [4] to conform to the California Style Guide.
- Rule 1.2.1 Assisting, Soliciting, or Inducing Violations — The court amends current rule 1-120 and adopts it as rule 1.2.1 pending the State Bar’s submission of additional revisions to proposed rule 1.2.1.
- Rule 1.4 Communication with Clients — The court removes an unnecessary comma from subparagraph (a)(1).
- Rule 1.5.1 Fee Divisions Among Lawyers — The court substitutes semicolons for commas at the end of each item in the list in subparagraph (a)(2).

- Rule 1.7 Conflict of Interest: Current Clients — The court deletes Comment [2], moves the definition of “matter” to the text of the rule as paragraph (e), and renumbers the subsequent Comments. The court deletes “or organization” and adds as asterisk next to “person” in Comment [1].
- Rule 1.8.1 Business Transactions with a Client and Pecuniary Interests Adverse to a Client — The court modifies paragraph (a) and makes additional revisions to the citations in Comments [1] and [4] to comply with the California Style Manual.
- Rule 1.8.6 Compensation from One Other Than Client — The court adds Comment [5].
- Rule 1.8.9 Purchasing Property at a Foreclosure or a Sale Subject to Judicial Review — The court adds paragraph (c) and a Comment.
- Rule 1.9 Duties to Former Clients — The court adds as asterisk next to “person’s” in paragraph (a) and “person” in subparagraph (b)(1). The court modifies citations in Comment [1] to comply with the California Style Manual and corrects internal citations in Comments [2] and [6].
- Rule 1.11 Special Conflicts of Interest for Former and Current Government Officials and Employees — The court amends an internal citation in Comment [2] and substitutes the words “personally prohibited from participating” in place of “disqualified” in Comment [7]. The court revises the citations in Comments [6] and [10] to comply with the California Style Manual.
- Rule 1.12 Former Judge, Arbitrator, Mediator, Or Other Third-Party Neutral — The court substitutes the phrase “seek employment from” for “participate in discussions regarding prospective employment with” where it appears in paragraph (b). The court deletes the asterisk after “third” in paragraph (b). The court adds the terms “personally and” before “substantially” in paragraph (b). The court substitutes the words “personally prohibited from participating” in place of “disqualified” in Comment [3].
- Rule 1.13 Organization as Client — The court adds the term “resignation,” before “or withdrawal” in paragraph (e).
- Rule 1.15 Safekeeping Funds and Property of Clients and Other Persons — The court corrects copyediting errors in paragraph (a) and Standard (1)(a)(i) through (iii), and (1)(b)(i) through (ii). The court adds an asterisk after “person” in Standard (1)(a)(i), (ii) and (iv). The court revises the citation in Comment [1] to comply with the California Style Manual.
- Rule 1.16 Declining Or Terminating Representation — The court adds an asterisk after “person” in subparagraph (a)(1) and after “tribunal’s” in Comment [4].
- Rule 1.17 Sale of a Law Practice — The court corrects an error at the end of the second sentence of Comment [2].
- Rule 1.18 Duties to Prospective Clients — The court adds an asterisk after “person’s” in Comment [1]. The court deletes an unnecessary comma in Comment [2] and revises the citation in Comment [4] to comply with the California Style Manual.
- Rule 2.4.1 Lawyer as Temporary Judge, Referee, or Court-Appointed Arbitrator — The court revises to citation in the rule and Comment [1] to the California Code of Judicial Ethics to comply with the California Style Manual.

- Rule 3.1 Meritorious Claims and Contentions — The court adds an asterisk after the word “person” in subparagraph (a)(1).
- Rule 3.3 Candor Toward The Tribunal\* — The court amends paragraph (c) and Comment [6]. The court revises the citation in Comment [5] to comply with the California Style Manual. The court adds the heading “Ex Parte Communications” before Comment [7]. The court adds an asterisk after “tribunal’s” in Comment [1] and after “tribunal” in Comment [7].
- Rule 3.4 Fairness to Opposing Party and Counsel — The court amends Comment [2].
- Rule 3.5 Contact With Judges, Officials, Employees, and Jurors — The court adds the terms “rule or” before “ruling” in the introductory phrase to paragraph (b). The court deletes the word “or” at the end of subparagraphs (b)(1) through (b)(3). The court adds the word “or” at the end of subparagraph (g)(2). The court amends Comment [1].
- Rule 3.6 Trial Publicity — The court amends the internal rule citation in Comment [2]. The court adds an asterisk after “person” in subparagraph (b)(7)(ii).
- Rule 3.10 Threatening Criminal, Administrative, or Disciplinary Charges — The court revises the citation in Comment [3] to comply with the California Style Manual. The court adds a pinpoint citation to rule 3.8(a) in Comment [4].
- Rule 4.2 Communicating with a Unrepresented Person\* — The court adds an asterisk next to “Person” in the rule title, next to “person’s” in Comment [5], and next to “person” at the end of Comment [9]. The court revises the citation in Comment [4] to comply with the California Style Manual.
- Rule 4.3 Dealing with Unrepresented Person\* — The court adds an asterisk after “Person” in the rule title and after “person’s” in Comment [2].
- Rule 4.4 Duties Concerning Inadvertently Transmitted Writings\* — The court adds an asterisk next to “person” in Comment [2].
- Rule 5.1 Responsibilities of Managerial and Supervisory Lawyers — The court removes Comment [6] and renumbers the subsequent Comments accordingly.
- Rule 5.2 Responsibilities of a Subordinate Lawyer — The court adds an asterisk after “person” in paragraph (a).
- Rule 5.3 Responsibilities Regarding Nonlawyer Assistants — The court adds an asterisk after “person’s” in paragraph (b).
- Rule 5.4 Financial and Similar Arrangements with Nonlawyers — The court adds an asterisk after “persons” in subparagraph (a)(1). The court deletes “or organization” and “organization or group” from paragraph (f). The court revises the citation in Comment [3] to conform with the California Style Manual. The court adds Comment [5].
- Rule 5.5 Unauthorized Practice of Law; Multijurisdictional Practice of Law — The court adds the word “or” at the end of subparagraph (a)(1) and adds the phrase “in that jurisdiction” to the end of subparagraph (a)(2). The court deletes the words “or entity” in paragraph (a)(2). The court revises the citations in the Comment to conform with the California Style Manual.
- Rule 5.6 Restrictions on a Lawyer’s Right to Practice — The court corrects a copyediting error in subparagraph (a)(1).

- Rule 6.3 Membership In Legal Services Organization — The court adds references to rules 1.6(a) and 1.18 in paragraph (a).
- Rule 7.2 Advertising — The court deletes the terms “or entity” from paragraph (b) and subparagraph (b)(5).
- Rule 8.1 False Statements Regarding Application for Admission to Practice Law — The court adds an asterisk after the term “person’s” in paragraphs (a) and (b) and Comment [1].
- Rule 8.1.1 Compliance with Conditions of Discipline and Agreement in Lieu of Discipline — The court revises the citation in the Comment to conform with the California Style Manual.
- Rule 8.2 Judicial and Legal Officers — The court revises the references to the California Code of Judicial Ethics in paragraphs (b) and (c) to comply with the California Style Manual.
- Rule 8.4 Misconduct — The court adds the word “those” before “activities” and “particular” before “lawyer” in Comment [6].
- Rule 8.4.1 Prohibited Discrimination, Harassment, and Retaliation — The court adds asterisk after “persons” in subparagraphs (a)(2) and (b)(2). The court revises the citation in Comment [2] to conform with the California Style Manual.
- Rule 8.5 Disciplinary Authority; Choice of Law — The court revises the citation in the Comment to conform with the California Style Manual.

The approved versions of all 69 rules are set forth in Attachment 1, and are effective November 1, 2018.

The request to approve proposed rule 1.14, regarding a lawyer’s obligations in representation of clients with diminished capacity, is denied.

It is so ordered.

Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S247856** B255450 Second Appellate District, Div. 7

**LOS ANGELES COUNTY  
METROPOLITAN  
TRANSPORTATION  
AUTHORITY v.  
PARSONS-DILLINGHAM  
METRO RAIL  
CONSTRUCTION MANAGER  
JOINT VENTURE**

Order filed

Petitioner’s Application to File a Combined Reply filed on May 4, 2018, is hereby granted.

**S248100****COLBERT (GEORGE  
KENNETH) v. S.C. (PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

**S248290****WILLIAMS (KENNETH) 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.

**S248409****CLARK (RAYMOND) v. S.C.  
(PEOPLE)**

Transferred to Court of Appeal, Fifth Appellate District

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

**S247317****GALANIS ON DISCIPLINE**

Recommended discipline imposed

The court orders that JARED MORGAN GALANIS, State Bar Number 238549, 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. JARED MORGAN GALANIS 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 July 10, 2017), 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. JARED MORGAN GALANIS 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, 2018.
3. At the expiration of the period of probation, if JARED MORGAN GALANIS has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

JARED MORGAN GALANIS 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).)

JARED MORGAN GALANIS 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.

**S247318**

**LIVINGSTON ON  
DISCIPLINE**

Recommended discipline imposed

The court orders that DAVID MICHAEL LIVINGSTON, State Bar Number 204347, 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. DAVID MICHAEL LIVINGSTON is suspended from the practice of law for a minimum of the first two years of probation (with credit for the period of interim suspension beginning September 5, 2017), 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. DAVID MICHAEL LIVINGSTON 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 3, 2018.
3. At the expiration of the period of probation, if DAVID MICHAEL LIVINGSTON has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

DAVID MICHAEL LIVINGSTON 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).)

DAVID MICHAEL LIVINGSTON 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 2019 and 2020. If DAVID MICHAEL LIVINGSTON 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.

**S247320****VIRK ON DISCIPLINE**

Recommended discipline imposed

The court orders that NAVINDER VIRK, State Bar Number 224585, 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 one year subject to the following conditions:

1. NAVINDER VIRK is suspended from the practice of law for the first 90 days of probation;
2. NAVINDER VIRK 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 8, 2018; and
3. At the expiration of the period of probation, if NAVINDER VIRK has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

NAVINDER VIRK 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).)

NAVINDER VIRK 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.

**S247321****GIBBS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JULIA PATRICIA GIBBS, State Bar Number 102072, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

JULIA PATRICIA GIBBS 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.

**S247352****ZAVALA ON DISCIPLINE**

Recommended discipline imposed

The court orders that RIORDAN J. ZAVALA, State Bar Number 143870, 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. RIORDAN J. ZAVALA is suspended from the practice of law for the first 30 days of probation;
2. RIORDAN J. ZAVALA must comply with the other conditions of probation recommended

by the Hearing Department of the State Bar Court in its Decision filed on August 31, 2017;  
and

3. At the expiration of the period of probation, if RIORDAN J. ZAVALA has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

RIORDAN J. ZAVALA 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.

**S247356****SALMONSEN, JR., ON |  
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that EUGENE ROY SALMONSEN, JR., State Bar Number 81079, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

EUGENE ROY SALMONSEN, JR., must make restitution to the Mary B. Cowan Family Revocable Living Trust of 2006 in the amount of \$23,077.74 plus 10 percent interest per year from February 5, 2014. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

EUGENE ROY SALMONSEN, JR., 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.

**S247432****GRAHAM ON DISCIPLINE**

Recommended discipline imposed

The court orders that JUSTIN DRAYTON GRAHAM, State Bar Number 219791, 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. JUSTIN DRAYTON GRAHAM 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 18, 2018; and
2. At the expiration of the period of probation, if JUSTIN DRAYTON GRAHAM 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.

**S247433****McKINLEY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that HARIS KYLE McKINLEY, State Bar Number 292894, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys. HARIS KYLE McKINLEY 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.

**S247434****MURRY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that KATHLEEN LOUISE MURRY, State Bar Number 112485, is summarily disbarred from the practice of law and that her name is stricken from the roll of attorneys. KATHLEEN LOUISE MURRY 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.

**S247436****VOKSHORI ON DISCIPLINE**

Recommended discipline imposed

The court orders that NIMA STEPHEN VOKSHORI, State Bar Number 245570, 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. NIMA STEPHEN VOKSHORI is suspended from the practice of law for the first 30 days of probation;
2. NIMA STEPHEN VOKSHORI 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 26, 2018; and
3. At the expiration of the period of probation, if NIMA STEPHEN VOKSHORI has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

NIMA STEPHEN VOKSHORI 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 2019 and 2020. If NIMA STEPHEN VOKSHORI 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.

**S247438****RUNKLE ON DISCIPLINE**

Recommended discipline imposed

The court orders that MICHAEL JOSEPH RUNKLE, State Bar Number 273383, 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. MICHAEL JOSEPH RUNKLE is suspended from the practice of law for the first six months of probation;
2. MICHAEL JOSEPH RUNKLE 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 30, 2018; and
3. At the expiration of the period of probation, if MICHAEL JOSEPH RUNKLE has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

MICHAEL JOSEPH RUNKLE 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).)

MICHAEL JOSEPH RUNKLE 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 2019 and 2020. If MICHAEL JOSEPH RUNKLE 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.

**S247451****STEPANYAN ON  
DISCIPLINE**

Recommended discipline imposed

The court orders that IZABELLA STEPANYAN, State Bar Number 270820, 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 one-year subject to the following conditions:

1. IZABELLA STEPANYAN 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 22, 2018; and

2. At the expiration of the period of probation, if IZABELLA STEPANYAN has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

IZABELLA STEPANYAN 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.

**S247452****VANDERSCHUIT ON  
DISCIPLINE**

Recommended discipline imposed

The court orders that KENT VANDERSCHUIT, State Bar Number 192674, 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. KENT VANDERSCHUIT is suspended from the practice of law for the first 30 days of probation;
2. KENT VANDERSCHUIT 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 30, 2018; and
3. At the expiration of the period of probation, if KENT VANDERSCHUIT has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

KENT VANDERSCHUIT 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.

**S247470****SMEDLEY ON DISCIPLINE**

Recommended discipline imposed

The court orders that BARBARA SMEDLEY, State Bar Number 122217, 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 one-year subject to the following conditions:

1. BARBARA SMEDLEY is suspended from the practice of law for the first 60 days of probation;

2. BARBARA SMEDLEY 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, 2018; and
3. At the expiration of the period of probation, if BARBARA SMEDLEY has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

BARBARA SMEDLEY 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.

**S247471****NEUFELD ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DANIEL HERBERT NEUFELD, State Bar Number 68476, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. DANIEL HERBERT NEUFELD must make restitution to Douglas Heskett in the amount of \$13,000 plus 10 percent interest per year from November 4, 2011. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

DANIEL HERBERT NEUFELD 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.

**S247472****ZINICOLA ON DISCIPLINE**

Recommended discipline imposed

The court orders that MICHAEL JAMES ZINICOLA, State Bar Number 113298, 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. MICHAEL JAMES ZINICOLA is suspended from the practice of law for the first 30 days of probation;
2. MICHAEL JAMES ZINICOLA 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, 2018; and
3. At the expiration of the period of probation, if MICHAEL JAMES ZINICOLA has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

MICHAEL JAMES ZINICOLA 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.

**S247473****CORNELIUS ON DISCIPLINE**

Recommended discipline imposed

The court orders that BYRON GRANT CORNELIUS, State Bar Number 108248, 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. BYRON GRANT CORNELIUS is suspended from the practice of law for the first 60 days of probation;
2. BYRON GRANT CORNELIUS 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 11, 2018; and
3. At the expiration of the period of probation, if BYRON GRANT CORNELIUS has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

BYRON GRANT CORNELIUS 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 2019 and 2020. If BRYAN GRANT CORNELIUS 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.