

**SUPREME COURT MINUTES
MONDAY, JUNE 21, 2021
SAN FRANCISCO, CALIFORNIA**

S260130 B290948 Second Appellate District, Div. 2 **PEOPLE v. OLLO (TREYVON LOVE)**

Opinion filed: Judgment reversed

We reverse the judgment and remand to the Court of Appeal to apply the holding herein and to consider any other issues raised but not resolved in the Court of Appeal's original consideration. Majority Opinion by Liu, J.

-- joined by Cantil-Sakauye, C. J., Corrigan, Cuéllar, Kruger, Groban, and Jenkins, JJ.

S266254 A157026 First Appellate District, Div. 1 **B. (BRENNON) v. S.C. (WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT)**

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 25, 2021.

S268585 **HILL (BRIAN T.) ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to informal response is extended to July 21, 2021.

S269405 **SEPEHRY-FARD (FAREED)
v. COURT OF APPEAL,
SIXTH APPELLATE
DISTRICT (U.S. BANK
NATIONAL ASSOCIATION)**

Vexatious litigant application denied

The application of petitioner for leave to file a petition for writ of mandate is hereby denied.

S268200**RUBIN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MICHAEL PHILIP RUBIN (Respondent), State Bar Number 86732, 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, and may be collected by the State Bar through any means permitted by law.

S268201**MOORE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MONICA MICHELLE MOORE (Respondent), State Bar Number 258133, 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, and may be collected by the State Bar through any means permitted by law.

S268203**SAWYER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JASON ROBERT SAWYER (Respondent), State Bar Number 204060, 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 Wendy Sawyer, or such other recipient as may be designated by the Office of Probation or the State Bar Court, in the amount of \$558,371.13 plus 10 percent interest per year from April 1, 2016 (or reimburse 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). Reimbursement to the Fund is enforceable as a money judgment and may be collected by the State Bar through any means permitted by law.

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, and may be collected by the State Bar through any means permitted by law.

S268207**WRIGHT ON DISCIPLINE**

Recommended discipline imposed

The court orders that TIMOTHY DANIEL WRIGHT (Respondent), State Bar Number 108871, 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 March 10, 2021; 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 March 10, 2021. 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, and may be collected by the State Bar through any means permitted by law.

S268208**HOLLENBECK ON
DISCIPLINE**

Recommended discipline imposed

The court orders that LINDA TRACEY HOLLENBECK (Respondent), State Bar Number 145048, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and Respondent is placed on probation for three years subject to the following conditions:

1. Respondent is suspended from the practice of law for a minimum of the first 18 months of probation, and Respondent will remain suspended until the following requirements are satisfied:
 - i. Respondent makes restitution to WS Communities, LLC, or such other recipient as may be designated by the Office of Probation or the State Bar Court, in the amount of

\$225,455.20 plus 10 percent interest per year from December 4, 2018 (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.

Reimbursement to the Fund is enforceable as a money judgment and may be collected by the State Bar through any means permitted by law; and

- 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 March 12, 2021.
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 March 12, 2021. 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, and may be collected by the State Bar through any means permitted by law.

S268210

**EAGLEBURGER ON
DISCIPLINE**

Recommended discipline imposed

The court orders that GERALD GREGORY EAGLEBURGER (Respondent), State Bar Number 63728, 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 other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on March 2, 2021; 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.

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 March 2, 2021. 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, and may be collected by the State Bar through any means permitted by law.

S268213

**KOULOURIS ON
DISCIPLINE**

Recommended discipline imposed

The court orders that PETER THOMAS KOULOURIS (Respondent), State Bar Number 173553, 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 a minimum of the first nine months of probation, and Respondent will remain suspended until the following requirements are satisfied:
 - i. Respondent makes restitution to David Phillips, or such other recipient as may be designated by the Office of Probation or the State Bar Court, in the amount of \$12,000 plus 10 percent interest per year from the date the discipline order becomes effective (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. Reimbursement to the Fund is enforceable as a money judgment and may be collected by the State Bar through any means permitted by law; and
 - 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 February 25, 2021.
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 February 25, 2021. 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, and may be collected by the State Bar through any means permitted by law. One-half of the costs must be paid with Respondent's annual fees for each of the years 2022 and 2023. 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.

S268216**COWLES ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DAWN COWLES (Respondent), State Bar Number 149011, 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 Virginia Rezai-Hariri, or such other recipient as may be designated by the Office of Probation or the State Bar Court, in the amount of \$9,953.31 plus 10 percent interest per year from August 31, 2019 (or reimburse 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). Reimbursement to the Fund is enforceable as a money judgment and may be collected by the State Bar through any means permitted by law.

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, and may be collected by the State Bar through any means permitted by law.

S268217**KARPELES ON DISCIPLINE**

Recommended discipline imposed

The court orders that JACK HOWARD KARPELES (Respondent), State Bar Number 134478, 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 three years subject to the following conditions:

1. Respondent is suspended from the practice of law for the first 60 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 February 22, 2021; 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 February 22, 2021. 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, and may be collected by the State Bar through any means permitted by law. One-third of the costs must be paid with Respondent's annual fees for each of the years 2022, 2023, and 2024. 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.

S268218**INHOFE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that TEMOJAI WITH INHOFE (Respondent), State Bar Number 230321, 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, and may be collected by the State Bar through any means permitted by law.

S268219**FOONDOS ON DISCIPLINE**

Recommended discipline imposed

The court orders that STEPHEN JAMES FOONDOS (Respondent), State Bar Number 148982, is suspended from the practice of law in California for 18 months, execution of that period of suspension is stayed, and Respondent is placed on probation for 18 months subject to the following conditions:

1. 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

February 26, 2021; 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.

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 February 26, 2021. 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, and may be collected by the State Bar through any means permitted by law. One-half of the costs must be paid with Respondent's annual fees for each of the years 2022 and 2023. 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.

S268202**SMITH ON RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation with charges pending of DAVID MICHAEL SMITH (Attorney), State Bar Number 242063, as an attorney of the State Bar of California is accepted. If Attorney subsequently seeks reinstatement, the State Bar may consider all disciplinary charges that are currently pending against Attorney.

Attorney must 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, and may be collected by the State Bar through any means permitted by law.

S269355**ARSHAWSKY ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PAUL ARSHAWSKY, State Bar Number 114622, as an attorney of the State Bar of California is accepted.

S269356**CARLSON ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CHRIS ALEX CARLSON, State Bar Number 117803, as an attorney of the State Bar of California is accepted.

S269357**CHUNG ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KRISTINA HIEYONG CHUNG, State Bar Number 164681, as an attorney of the State Bar of California is accepted.

S269359**DIETRICH ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ERIN KINK DIETRICH, State Bar Number 114128, as an attorney of the State Bar of California is accepted.

S269360**HIRSCHHORN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of STEVEN JOSHUA HIRSCHHORN, State Bar Number 190935, as an attorney of the State Bar of California is accepted.

S269361**HOVER-ROSEN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARILYN CHRISSELL HOVER-ROSEN, State Bar Number 112398, as an attorney of the State Bar of California is accepted.

S269362**HOWARD ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARK ELDON HOWARD, State Bar Number 114288, as an attorney of the State Bar of California is accepted.

S269363**LOMBARDO ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ANTHONY PATRICK LOMBARDO, State Bar Number 152808, as an attorney of the State Bar of California is accepted.

S269364**DuBOSE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GUY STEVEN DuBOSE, State Bar Number 89428, as an attorney of the State Bar of California is accepted.

S269420**BLOOM ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ALAN STUART BLOOM, State Bar Number 151406, as an attorney of the State Bar of California is accepted.

S269423**CODY ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARTHA ROSE CODY, State Bar Number 237855, as an attorney of the State Bar of California is accepted.

S269424**DEMBICER ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MELISSA ELLEN DEMBICER, State Bar Number 158902, as an attorney of the State Bar of California is accepted.

S269425**DURAND ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PAULETTE JANELLE DURAND, State Bar Number 118487, as an attorney of the State Bar of California is accepted.

S269427**GOLDEN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RICHARD BRAGG GOLDEN, State Bar Number 112766, as an attorney of the State Bar of California is accepted.

S269428**GREENE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CATHERINE ANTOINETTE GREENE, State Bar Number 115706, as an attorney of the State Bar of California is accepted.

S269429**LOLLIE-JACKSON ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DEBBIE ANN LOLLIE-JACKSON, State Bar Number 107576, as an attorney of the State Bar of California is accepted.

S269431**SHAW ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DWIGHT TRACY SHAW, State Bar Number 90919, as an attorney of the State Bar of California is accepted.

S269432**TORGERSON ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LYNNE ANN TORGERSON, State Bar Number 152720, as an attorney of the State Bar of California is accepted.

S269433**MONTIEL ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SUZANNE ELIZABETH WHITE MONTIEL, State Bar Number 221251, as an attorney of the State Bar of California is accepted.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1523)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:
(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

Fourth Appellate District, Div. 2 **TRANSFER ORDERS**

The following matters, now pending in the Court of Appeal, Fourth Appellate District, are transferred from Division Two to Division One:

1. E076956 People v. Thonglinh Khemphomma
2. E076769 People v. Stephen Lattin
3. E076621 People v. Mario Cruz
4. E076619 People v. Francisco Garcia
5. E076545 People v. Marcus Rowland
6. E076524 People v. Andrew Gallegos
7. E076500 People v. Kenneth Easley
8. E076671 In re R.W.; People v. R.W.