

# PUBLIC MATTER

1 STATE BAR OF CALIFORNIA  
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## FILED

AUG 15 2014  
 STATE BAR COURT  
 CLERK'S OFFICE  
 LOS ANGELES

STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

12 In the Matter of: ) Case No. 14-O-04073  
 13 DANIEL KRISTOF LAK, )  
 14 No. 216983, ) NOTICE OF DISCIPLINARY CHARGES  
 15 A Member of the State Bar )

### NOTICE - FAILURE TO RESPOND!

17 **IF YOU FAIL TO FILE A WRITTEN ANSWER TO THIS NOTICE**  
 18 **WITHIN 20 DAYS AFTER SERVICE, OR IF YOU FAIL TO APPEAR AT**  
 19 **THE STATE BAR COURT TRIAL:**

- 20 (1) **YOUR DEFAULT WILL BE ENTERED;**
- 21 (2) **YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU**  
**WILL NOT BE PERMITTED TO PRACTICE LAW;**
- 22 (3) **YOU WILL NOT BE PERMITTED TO PARTICIPATE FURTHER IN**  
**THESE PROCEEDINGS UNLESS YOU MAKE A TIMELY MOTION**  
**AND THE DEFAULT IS SET ASIDE, AND;**
- 23 (4) **YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.**  
**SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE**  
**OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN**  
**ORDER RECOMMENDING YOUR DISBARMENT WITHOUT**  
**FURTHER HEARING OR PROCEEDING. SEE RULE 5.80 ET SEQ.,**  
**RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA.**

26 The State Bar of California alleges:

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1 statement was false, and thereby committed an act involving moral turpitude, dishonesty, or  
2 corruption in willful violation of Business and Professions Code section 6106, as follows:

3 A. Informing the Office of Probation in his quarterly report due October 10, 2013, that  
4 he did not practice law at any time during the reporting period of June 30, 2013  
5 through September 30, 2013, when Respondent, who was not entitled to practice law  
6 during that reporting period, knowingly held himself out to his client, Daniel  
7 Sullivan, as entitled to practice.

8 COUNT THREE

9 Case No. 14-O-04073  
10 Business and Professions Code, section 6106  
11 [Moral Turpitude – Misrepresentation to Office of Probation]

12 5. Respondent made the following misrepresentation to the Office of Probation, in State  
13 Bar case no. 12-O-11263, when Respondent knew, or was grossly negligent in not knowing, the  
14 statement was false, and thereby committed an act involving moral turpitude, dishonesty, or  
15 corruption in willful violation of Business and Professions Code section 6106, as follows:

16 Informing the Office of Probation in his quarterly report due January 10, 2014, that  
17 there were no disciplinary proceedings pending against him in State Bar Court when  
18 Respondent knew that a Notice of Disciplinary Charges in case nos. 13-O-11189, et  
19 al., was filed on December 6, 2013.

20 COUNT FOUR

21 Case No. 14-O-04073  
22 Business and Professions Code, section 6106  
23 [Moral Turpitude – Misrepresentation to Office of Probation]

24 6. Respondent made the following misrepresentation to the Office of Probation, in State  
25 Bar case no. 12-O-11263, when Respondent knew, or was grossly negligent in not knowing, the  
26 statement was false, and thereby committed an act involving moral turpitude, dishonesty, or  
27 corruption in willful violation of Business and Professions Code section 6106, as follows:

28 A. Informing the Office of Probation in his quarterly report due April 10, 2014 (filed  
June 16, 2014), that there were no disciplinary proceedings pending against him in

1 State Bar Court when Respondent knew that the Notice of Disciplinary Charges in  
2 case nos. 13-O-11189, et al., filed on December 6, 2013, was pending in State Bar  
3 Court.

4  
5 **NOTICE - INACTIVE ENROLLMENT!**

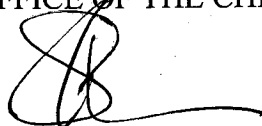
6 **YOU ARE HEREBY FURTHER NOTIFIED THAT IF THE STATE BAR**  
7 **COURT FINDS, PURSUANT TO BUSINESS AND PROFESSIONS CODE**  
8 **SECTION 6007(c), THAT YOUR CONDUCT POSES A SUBSTANTIAL**  
9 **THREAT OF HARM TO THE INTERESTS OF YOUR CLIENTS OR TO**  
10 **THE PUBLIC, YOU MAY BE INVOLUNTARILY ENROLLED AS AN**  
11 **INACTIVE MEMBER OF THE STATE BAR. YOUR INACTIVE**  
12 **ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE**  
13 **RECOMMENDED BY THE COURT.**

14  
15 **NOTICE - COST ASSESSMENT!**

16 **IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC**  
17 **DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS**  
18 **INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING**  
19 **AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND**  
20 **PROFESSIONS CODE SECTION 6086.10.**

21  
22 Respectfully submitted,

23  
24 THE STATE BAR OF CALIFORNIA  
25 OFFICE OF THE CHIEF TRIAL COUNSEL

26  
27 

28 DATED: August 15, 2014

By: \_\_\_\_\_  
Lee Ann Kern  
Deputy Trial Counsel

DECLARATION OF SERVICE

by

U.S. FIRST-CLASS MAIL / U.S. CERTIFIED MAIL / OVERNIGHT DELIVERY / FACSIMILE-ELECTRONIC TRANSMISSION

CASE NUMBER(s): 14-O-04073

I, the undersigned, am over the age of eighteen (18) years and not a party to the within action, whose business address and place of employment is the State Bar of California, 845 South Figueroa Street, Los Angeles, California 90017, declare that:

- on the date shown below, I caused to be served a true copy of the within document described as follows:

NOTICE OF DISCIPLINARY CHARGES

- By U.S. First-Class Mail: (CCP §§ 1013 and 1013(a))
By U.S. Certified Mail: (CCP §§ 1013 and 1013(a))
By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))
By Fax Transmission: (CCP §§ 1013(e) and 1013(f))
By Electronic Service: (CCP § 1010.6)

- (for U.S. First-Class Mail) in a sealed envelope placed for collection and mailing at Los Angeles, addressed to: (see below)
(for Certified Mail) in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 6409 9475 at Los Angeles, addressed to: (see below)
(for Overnight Delivery) together with a copy of this declaration, in an envelope, or package designated by UPS, Tracking No.: addressed to: (see below)

Table with 4 columns: Person Served, Business-Residential Address, Fax Number, Courtesy Copy to. Row 1: DANIEL KRISTOF LAK, LAW OFFICES OF DANIEL LAK, 18101 VON KARMAN AVE, STE. 330 IRVINE, CA 92612, Electronic Address.

via inter-office mail regularly processed and maintained by the State Bar of California addressed to:

N/A

I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service, and overnight delivery by the United Parcel Service ('UPS').

I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed at Los Angeles, California, on the date shown below.

DATED: August 15, 2014

SIGNED: [Signature] SANDRA JONES Declarant