

THE STATE BAR OF CALIFORNIA
OFFICE OF CHIEF TRIAL COUNSEL
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FILED
JAN 23 2019
STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE) Case No. 18-C-18190
CONVICTION OF:)
) Transmittal of Records of Conviction of Attorney (Bus. & Prof.
GARY WAYNE ERVIN,) Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
No. 91333)
) [X] Felony;
) [] Crime(s) involved moral turpitude;
A Member of the State Bar) [] Probable cause to believe the crime(s) involved moral
) turpitude;
) [X] Crime(s) which may or may not involve moral turpitude or
) other misconduct warranting discipline;
) [] Transmittal of Notice of Finality of Conviction.

To the CLERK OF THE STATE BAR COURT:

1. Transmittal of records.

- [X] A. Pursuant to the provisions of Business and Professions Code, section 6101-6102 and California Rules of Court, rule 9.5 et seq., the Office of Chief Trial Counsel transmits a certified copy of the record of convictions of the following member of the State Bar and for such consideration and action as the Court deems appropriate:
- [] B. Notice of Appeal
- [] C. Evidence of Finality of Conviction
- [] D. Other



Name of Member: Gary Wayne Ervin

Date member admitted to practice law in California: February 4, 1980

Member's Address of Record: 4977 Hillhurst Drive

Fair Oaks, CA 95628

2. Date and court of conviction; offense(s).

The record of conviction reflects that the above-named member of the State Bar was convicted as follows:

Date of entry of conviction: October 16, 2018

Convicting court: Sacramento Superior Court

Case number(s): 18FE004023

Crime(s) of which convicted and classification(s): Violation of Penal Code section 245(a)(1), assault with deadly weapon, one count, a felony that may or may not involve moral turpitude or other misconduct warranting discipline. (*In re Larkin* (1989) 48 Cal.3d 236.)

3. Compliance with Rule 9.20. (Applicable only if checked.)

We bring to the Court's attention that, should the Court enter an order of interim suspension herein, the Court may wish to require the above-named member to comply with the provisions of rule 9.20, California Rules of Court, paragraph (a), within 30 days of the effective date of any such order; and to file the affidavit with the Clerk of the State Bar Court provided for in paragraph (c) of rule 9.20 within 40 days of the effective date of said order, showing the member's compliance with the provisions of rule 9.20.

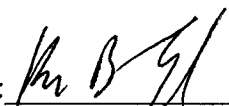
4. Other information to assist the State Bar Court

DOCUMENTS TRANSMITTED:

Amended Information
Court Minutes

THE STATE BAR OF CALIFORNIA
OFFICE OF CHIEF TRIAL COUNSEL

DATED: January 22, 2019

BY: 
Kevin B. Taylor
Senior Trial Counsel

A copy of this transmittal and its
Attachments have been sent to:

Gary Wayne Ervin
4977 Hillhurst Drive
Fair Oaks, CA 95628

DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 18-C-18190

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that I am not a party to the within action; that 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; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of 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; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of San Francisco, on the date shown below, a true copy of the within

TRANSMITTAL OF RECORDS OF CONVICTION OF ATTORNEY, including:

**Amended Information
Court Minutes**

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 9414 7266 9904 2112 6641 82, at San Francisco, on the date shown below, addressed to:


**Gary Wayne Ervin
4977 Hillhurst Drive
Fair Oaks, CA 95628**

in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

N/A

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

DATED: January 23, 2019

Signed: 
Ina M. Strehle
Declarant