

(Do not write above this line.)

State Bar Court of California Hearing Department Los Angeles DISBARMENT		
<p>Counsel for the State Bar</p> <p>Kristina B. Ramos Deputy Trial Counsel 845 South Figueroa Street Los Angeles, California 90017 (213) 765-1038</p> <p>Bar # 309991</p>	<p>Case Number(s): 18-N-12368-DFM</p>	<p>For Court use only</p> <p style="text-align: center; font-size: 1.2em;">FILED</p> <p style="text-align: center; font-size: 1.2em;"><i>W</i></p> <p style="text-align: center;">AUG 24 2018</p> <p style="text-align: center;">STATE BAR COURT CLERK'S OFFICE LOS ANGELES</p> <p style="text-align: center; font-size: 1.5em; font-weight: bold;">PUBLIC MATTER</p>
<p>In Pro Per Respondent</p> <p>Frank Edward Goseco 9 Carmesi Rancho Santa Margarita, CA 92688-1655 (949) 923-5115</p> <p>Bar # 132732</p>	<p>Submitted to: Settlement Judge</p> <p>STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING; ORDER OF INVOLUNTARY INACTIVE ENROLLMENT</p> <p>DISBARMENT</p> <p><input type="checkbox"/> PREVIOUS STIPULATION REJECTED</p>	
<p>In the Matter of: FRANK EDWARD GOSECO</p> <p>Bar # 132732</p> <p>A Member of the State Bar of California (Respondent)</p>		

Note: All information required by this form and any additional information which cannot be provided in the space provided, must be set forth in an attachment to this stipulation under specific headings, e.g., "Facts," "Dismissals," "Conclusions of Law," "Supporting Authority," etc.

A. Parties' Acknowledgments:

- (1) Respondent is a member of the State Bar of California, admitted **December 17, 1987**.
- (2) The parties agree to be bound by the factual stipulations contained herein even if conclusions of law or disposition are rejected or changed by the Supreme Court.
- (3) All investigations or proceedings listed by case number in the caption of this stipulation are resolved by this stipulation and are deemed consolidated. Dismissed charge(s)/count(s) are listed under "Dismissals." The stipulation consists of **11** pages, not including the order.
- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts."
- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law."



- (6) The parties must include supporting authority for the recommended level of discipline under the heading "Supporting Authority."
- (7) No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any pending investigation/proceeding not resolved by this stipulation, except for criminal investigations.
- (8) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7. It is recommended that (check one option only):
- Costs be 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. Unless the time for payment of discipline costs is extended pursuant to subdivision (c) of section 6086.10, costs assessed against a member who is actually suspended or disbarred must be paid as a condition of reinstatement or return to active status.
 - Costs are waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs."
 - Costs are entirely waived.
- (9) ORDER OF INACTIVE ENROLLMENT:
The parties are aware that if this stipulation is approved, the judge will issue an order of inactive enrollment under Business and Professions Code section 6007, subdivision (c)(4), and Rules of Procedure of the State Bar, rule 5.111(D)(1).

B. Aggravating Circumstances [Standards for Attorney Sanctions for Professional Misconduct, standards 1.2(h) & 1.5]. Facts supporting aggravating circumstances are required.

- (1) **Prior record of discipline:**
- (a) State Bar Court case # of prior case: **State Bar Court Case No. 14-C-02707-YDR, et al. See pages 7-8, and Exhibit 1, 37 pages.**
 - (b) Date prior discipline effective: **April 18, 2015.**
 - (c) Rules of Professional Conduct/ State Bar Act violations: **Business and Professions Code, sections 6106 and 6102; and California Rules of Court, rule 9.10.**
 - (d) Degree of prior discipline: **Two (2) years stayed suspension and four (4) years probation with conditions, including six (6) months actual suspension. See Exhibit 1, page 1.**
 - (e) If Respondent has two or more incidents of prior discipline, use space provided below:

State Bar Court Case No. 17-PM-04034-YDR. See pages 7-8, and Exhibit 2, 384 pages. Effective: January 12, 2018. Violation: Business and Professions Code, section 6093(b). Degree of Discipline: Two (2) years actual suspension and until respondent provides proof to the State Bar Court of his rehabilitation and fitness to practice and present learning and ability in the general law. See Exhibit 2, page 1.
- (2) **Intentional/Bad Faith/Dishonesty:** Respondent's misconduct was dishonest, intentional, or surrounded by, or followed by bad faith.

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- (3) **Misrepresentation:** Respondent's misconduct was surrounded by, or followed by misrepresentation.
- (4) **Concealment:** Respondent's misconduct was surrounded by, or followed by concealment.
- (5) **Overreaching:** Respondent's misconduct was surrounded by, or followed by overreaching.
- (6) **Uncharged Violations:** Respondent's conduct involves uncharged violations of the Business and Professions Code or the Rules of Professional Conduct.
- (7) **Trust Violation:** Trust funds or property were involved and Respondent refused or was unable to account to the client or person who was the object of the misconduct for improper conduct toward said funds or property.
- (8) **Harm:** Respondent's misconduct harmed significantly a client, the public, or the administration of justice.
- (9) **Indifference:** Respondent demonstrated indifference toward rectification of or atonement for the consequences of Respondent's misconduct.
- (10) **Lack of Candor/Cooperation:** Respondent displayed a lack of candor and cooperation to victims of Respondent's misconduct, or to the State Bar during disciplinary investigations or proceedings.
- (11) **Multiple Acts:** Respondent's current misconduct evidences multiple acts of wrongdoing.
- (12) **Pattern:** Respondent's current misconduct demonstrates a pattern of misconduct.
- (13) **Restitution:** Respondent failed to make restitution.
- (14) **Vulnerable Victim:** The victim(s) of Respondent's misconduct was/were highly vulnerable.
- (15) **No aggravating circumstances** are involved.

Additional aggravating circumstances:

C. Mitigating Circumstances [Standards 1.2(i) & 1.6]. Facts supporting mitigating circumstances are required.

- (1) **No Prior Discipline:** Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not likely to recur.
- (2) **No Harm:** Respondent did not harm the client, the public, or the administration of justice.
- (3) **Candor/Cooperation:** Respondent displayed spontaneous candor and cooperation with the victims of Respondent's misconduct or to the State Bar during disciplinary investigations and proceedings.
- (4) **Remorse:** Respondent promptly took objective steps demonstrating spontaneous remorse and recognition of the wrongdoing, which steps were designed to timely atone for any consequences of Respondent's misconduct.
- (5) **Restitution:** Respondent paid \$ _____ on _____ in restitution to _____ without the threat or force of disciplinary, civil or criminal proceedings.

- (6) **Delay:** These disciplinary proceedings were excessively delayed. The delay is not attributable to Respondent and the delay prejudiced Respondent.
- (7) **Good Faith:** Respondent acted with a good faith belief that was honestly held and objectively reasonable.
- (8) **Emotional/Physical Difficulties:** At the time of the stipulated act or acts of professional misconduct, Respondent suffered extreme emotional difficulties or physical or mental disabilities which expert testimony would establish was directly responsible for the misconduct. The difficulties or disabilities were not the product of any illegal conduct by Respondent, such as illegal drug or substance abuse, and the difficulties or disabilities no longer pose a risk that Respondent will commit misconduct.
- (9) **Severe Financial Stress:** At the time of the misconduct, Respondent suffered from severe financial stress which resulted from circumstances not reasonably foreseeable or which were beyond Respondent's control and which were directly responsible for the misconduct.
- (10) **Family Problems:** At the time of the misconduct, Respondent suffered extreme difficulties in Respondent's personal life which were other than emotional or physical in nature.
- (11) **Good Character:** Respondent's extraordinarily good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of Respondent's misconduct.
- (12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by subsequent rehabilitation.
- (13) **No mitigating circumstances** are involved.

Additional mitigating circumstances:

Pretrial Stipulation, see page 8.

D. Recommended Discipline:

Disbarment

Respondent is disbarred from the practice of law in California and Respondent's name is stricken from the roll of attorneys.

E. Additional Requirements:

- (1) **California Rules of Court, Rule 9.20:** Respondent must comply with the requirements of California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of the Supreme Court order imposing discipline in this matter. Failure to do so may result in disbarment or suspension.

For purposes of compliance with rule 9.20(a), the operative date for identification of "clients being represented in pending matters" and others to be notified is the filing date of the Supreme Court order, not any later "effective" date of the order. (*Atheam v. State Bar* (1982) 32 Cal.3d 38, 45.) Further, Respondent is required to file a rule 9.20(c) affidavit even if Respondent has no clients to notify on the date the Supreme Court filed its order in this proceeding. (*Powers v. State Bar* (1988) 44 Cal.3d 337, 341.) In addition to being punished as a crime or contempt, an attorney's failure to comply with rule 9.20 is, inter alia, cause for disbarment, suspension, revocation of any pending disciplinary probation, and denial of an application for reinstatement after disbarment. (Cal. Rules of Court, rule 9.20(d).)

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(2) **Restitution (Single Payee):** Respondent must make restitution in the amount of \$ _____, plus 10 percent interest per year from _____, to _____ (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).

(3) **Restitution (Multiple Payees):** Respondent must make restitution to each of the following payees (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):

<i>Payee</i>	<i>Principal Amount</i>	<i>Interest Accrues From</i>

(4) **Other Requirements:** It is further recommended that Respondent be ordered to comply with the following additional requirements:

ATTACHMENT TO

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF: FRANK EDWARD GOSECO

CASE NUMBER: 18-N-12368-DFM

FACTS AND CONCLUSIONS OF LAW.

Respondent admits that the following facts are true and that he is culpable of violations of the specified statutes and/or Rules of Professional Conduct.

Case No. 18-N-12368-DFM (State Bar Investigation)

FACTS:

1. On October 20, 2014, respondent entered into a Stipulation Regarding Facts, Conclusions of Law, and Disposition (“Stipulation”) with the State Bar of California in State Bar Court Case No. 14-C-02707-YDR, *et al.*
2. On November 12, 2014, the Hearing Department of the State Bar Court filed the Stipulation in State Bar Court Case No. 14-C-02707-YDR, *et al.* recommending to the Supreme Court of California the discipline set forth in the Stipulation.
3. On March 19, 2015, in State Bar Court Case No. 14-C-02707-YDR, *et al.* (Supreme Court Case No. S223448), the Supreme Court issued an order (“Disciplinary Order I”) providing that respondent be suspended from the practice of law for two (2) years, that execution of the suspension be stayed, that he be placed on probation for four (4) years subject to certain probation conditions, and that he be actually suspended for six (6) months.
4. On July 11, 2017, in State Bar Court Case No. 17-PM-04034-YDR, the Office of Probation filed a motion to revoke respondent’s probation for respondent’s violation of the probation conditions set forth in Disciplinary Order I. Respondent did not file a response to the motion to revoke probation.
5. On September 26, 2017, the Hearing Department of the State Bar Court filed an Order Granting the Motion to Revoke Probation and Ordering Respondent’s Involuntary Inactive Enrollment in State Bar Court Case No. 17-PM-04034-YDR. The Hearing Department found that respondent did not comply with the probation conditions, as set forth in Disciplinary Order I, including the following: (1) respondent was late in scheduling a meeting with the Office of Probation; (2) respondent failed to file an underlying criminal matter report with his quarterly reports; (3) respondent failed to timely provide the Office of Probation with a medical waiver and access to his medical records; (4) respondent failed to attend four Alcoholics Anonymous meetings every month and provide proof of such attendance on several quarterly reports; and (5) respondent failed to provide adequate information regarding his Salvation Army outpatient treatment program.
6. On December 13, 2017, in State Bar Court Case No. 17-PM-04034-YDR (Supreme Court Case No. S223448), the Supreme Court issued another order (“Disciplinary Order II”), which provided

that respondent's probation be revoked and that respondent be actually suspended from the practice of law for a minimum of two (2) years and until he provides proof to the State Bar Court of his rehabilitation, fitness to practice, and learning and ability in the general law. The Supreme Court also ordered respondent to comply with California Rules of Court, rule 9.20, by performing acts specified in subdivisions (a) [notify clients and opposing counsel of suspension and return unearned fees] and (c) [file proof of compliance] within 30 and 40 days, respectively. Respondent received the order, which became effective on January 12, 2018.

7. Based on the effective date of the Supreme Court order, the due date for respondent's rule 9.20 compliance declaration was February 21, 2018.

8. On January 9, 2018, the Office of Probation mailed a letter to respondent's membership records address reminding respondent that a rule 9.20 compliance declaration was to be filed with the State Bar Court by February 21, 2018. The letter was also uploaded to respondent's State Bar profile page. On the same day, respondent received an email from the Office of Probation informing him that the reminder letter had been uploaded.

9. On February 21, 2018, respondent filed a rule 9.20 compliance declaration with State Bar Court. The declaration consisted of five questions and instructed respondent to answer each question by checking one box per question. On February 23, 2018, the Office of Probation deemed respondent's rule 9.20 declaration as non-compliant because respondent gave conflicting responses by checking both boxes for each question on the declaration filed.

10. On February 23, 2018, the Office of Probation mailed respondent a 9.20 non-compliance letter to his membership records address. The Office of Probation informed respondent that his declaration was not compliant with rule 9.20 because he checked all of the boxes on the declaration. The Office of Probation included a blank 9.20 compliance declaration with the letter.

11. On May 25, 2018, respondent filed a compliant rule 9.20 declaration, 93 days after the due date of February 21, 2018.

CONCLUSIONS OF LAW:

12. By filing his Rule 9.20 declaration with the State Bar Court 93 days after the deadline ordered by the Supreme Court, respondent failed to file a timely declaration of compliance with California Rules of Court, rule 9.20 in conformity with the requirements of rule 9.20(c) with the clerk of the State Bar Court by February 21, 2018, as required by Supreme Court Order in case no. S223448, respondent willfully violated California Rules of Court, rule 9.20.

AGGRAVATING CIRCUMSTANCES.

Prior Record of Discipline (Std. 1.5(a)): Respondent has two prior impositions of discipline.

In State Bar Court Case No. 14-C-02707-YDR, *et al.*, effective April 18, 2018, respondent was suspended for two years, stayed, and placed on probation for four years with conditions, including six months actual suspension. Respondent stipulated that (1) on April 14, 2009, he was convicted of violating California Vehicle Code, sections 23152(a) and 23152(b) (driving under the influence of drugs or alcohol, and driving with a blood alcohol content of .08% or more, respectively); (2) on March 18, 2009, he was convicted of violating California Penal Code, section 602.5(b) (aggravated trespass); (3)

on March 21, 2014, he was convicted of violating California Vehicle Code, sections 223152(a), 23152(b), and 20002(a) (driving under the influence of alcohol or drugs, driving with a blood alcohol content of .08% or more, and hit and run with property damage, respectively); and (4) the facts and circumstances surrounding each of these violations involved moral turpitude. Respondent's misconduct was aggravated by multiple acts of misconduct, indifference, and significant harm to the public and administration of justice. Respondent's misconduct was mitigated by no prior record of discipline, cooperation, and entering into a pretrial stipulation. Exhibit 1 is a certified copy of the prior discipline imposed in State Bar Court Case No. 14-C-02707-YDR, *et al.*

In State Bar Court Case No. 17-PM-04034-YDR, respondent was actually suspended for two years, effective January 12, 2018, and was to remain suspended until he provided proof of his rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to revocation of respondent's State Bar disciplinary probation imposed in State Bar Court Case No. 14-C-02707-YDR, *et al.* for: failing to timely scheduling a meeting with the Office of Probation; failing to file an underlying criminal matter report with his quarterly reports; failing to timely provide the Office of Probation with a medical waiver and access to his medical records; failing to attend four Alcoholics Anonymous meetings every month and provide proof of such attendance on several quarterly reports; and failing to provide adequate information regarding his Salvation Army outpatient treatment program. Respondent's misconduct was aggravated by his prior record of discipline and multiple acts of misconduct. Respondent received no mitigating credit. Exhibit 2 is a certified copy of the prior discipline imposed in State Bar Court Case No. 17-PM-04034-YDR.

Indifference Toward Rectification or Atonement for the Consequences of the Misconduct (Std. 1.5(g)): Respondent repeatedly failed to comply with the terms of his State Bar disciplinary probation imposed in State Bar Case No. 14-C-02707-YDR, *et al.* and did not file a response to the Office of Probation's motion to revoke his probation in State Bar Case No. 17-PM-04034-YDR. After his initial State Bar disciplinary probation was revoked, respondent again failed to comply with a Supreme Court order in State Bar Case No. 17-PM-04034-YDR by failing to file a 9.20 declaration that was in compliance with subdivision (c) of rule 9.20, even with reminders from the Office of Probation. Respondent's continued non-compliance indicates an on-going indifference, lack of remorse, and lack of willingness to conform to his ethical duties. (*In the Matter of Meyer* (Review Dept. 1997) 3 Cal. State Bar Ct. Rptr. 697, 702 [the attorney's failure to belatedly file his probation report once he was aware of the proceedings established indifference towards rectification of or atonement for the consequences of his or her misconduct].)

MITIGATING CIRCUMSTANCES.

Pretrial Stipulation: By entering into this stipulation, respondent has acknowledged misconduct and is entitled to mitigation for recognition of wrongdoing and saving the State Bar significant resources and time. (*Silva-Vidor v. State Bar* (1989) 49 Cal.3d 1071, 1079 [where mitigative credit was given for entering into a stipulation as to facts and culpability]; *In the Matter of Spaith* (Review Dept. 1996) 3 Cal. State Bar Ct. Rptr. 511, 521 [where the attorney's stipulation to facts and culpability was held to be a mitigating circumstance].)

AUTHORITIES SUPPORTING DISCIPLINE.

The Standards for Attorney Sanctions for Professional Misconduct "set forth a means for determining the appropriate disciplinary sanction in a particular case and to ensure consistency across cases dealing with similar misconduct and surrounding circumstances." (Rules Proc. of State Bar, tit. IV, Stds. for

Atty. Sanctions for Prof. Misconduct, std. 1.1. All further references to standards are to this source.) The standards help fulfill the primary purposes of discipline, which include: protection of the public, the courts and the legal profession; maintenance of the highest professional standards; and preservation of public confidence in the legal profession. (See std. 1.1; *In re Morse* (1995) 11 Cal.4th 184, 205.)

Although not binding, the standards are entitled to “great weight” and should be followed “whenever possible” in determining level of discipline. (*In re Silvertown* (2005) 36 Cal.4th 81, 92, quoting *In re Brown* (1995) 12 Cal.4th 205, 220 and *In re Young* (1989) 49 Cal.3d 257, 267, fn. 11.) Adherence to the standards in the great majority of cases serves the valuable purpose of eliminating disparity and assuring consistency, that is, the imposition of similar attorney discipline for instances of similar attorney misconduct. (*In re Naney* (1990) 51 Cal.3d 186, 190.) If a recommendation is at the high end or low end of a standard, an explanation must be given as to how the recommendation was reached. (Std. 1.1.) “Any disciplinary recommendation that deviates from the Standards must include clear reasons for the departure.” (Std. 1.1; *Blair v. State Bar* (1989) 49 Cal.3d 762, 776, fn. 5.)

In determining whether to impose a sanction greater or less than that specified in a given standard, in addition to the factors set forth in the specific standard, consideration is to be given to the primary purposes of discipline; the balancing of all aggravating and mitigating circumstances; the type of misconduct at issue; whether the client, public, legal system or profession was harmed; and the member’s willingness and ability to conform to ethical responsibilities in the future. (Stds. 1.7(b) and (c).)

Rule 9.20(d) states, “... A suspended member’s willful failure to comply with the provisions of this rule is a cause for disbarment or suspension and for revocation of any pending probation.” Standard 1.8(b) states that if a member has two or more prior records of discipline, disbarment is appropriate if a) actual suspension was ordered in any of the priors, b) the prior disciplinary matters coupled with the current record demonstrate a pattern of misconduct or c) the prior matters coupled with the current record demonstrate the members unwillingness or inability to conform to ethical responsibilities. Disbarment is appropriate unless the most compelling mitigating circumstances clearly predominate if the misconduct underlying the prior discipline occurred during the same period as the current misconduct. Thus, under standard 1.8(b), the sanction in the present matter must be disbarment unless respondent has compelling mitigation that clearly predominate.

Respondent violated the Supreme Court’s order to comply with rule 9.20 because he failed to file the declaration of compliance with the State Bar Court by February 21, 2018. Instead, respondent filed his compliance declaration on May 25, 2018, 93 days late. His multiple prior records of discipline and indifference toward rectification aggravate his misconduct, while the only mitigating factor is respondent’s agreement to a pretrial stipulation. On balance, the mitigation is not sufficiently compelling to warrant discipline less than disbarment.

Additionally, case law on violations of rule 9.20 supports disbarment. (See *Bercovich v. State Bar* (1990) 50 Cal.3d 116, 131 [“disbarment is generally the appropriate sanction for willful violation of rule 955 [now rule 9.20]”]; *In the Matter of Babero* (Review Dept. 1993) 2 Cal. State Bar Ct. Rptr. 322; *Lydon v. State Bar* (1988) 45 Cal.3d 1181; *Powers v. State Bar* (1988) 44 Cal.3d 337; *In the Matter of Esau* (Review Dept. 2007) 5 Cal. State Bar Ct. Rptr. 131.) Though respondent now enters a pre-filing stipulation, there are no other mitigating factors, and the mitigation here is not sufficiently compelling to justify discipline less than disbarment. Therefore, for the reasons previously cited, the appropriate level of discipline for respondent’s violation of Rules of Court, rule 9.20, is disbarment. This discipline will

also serve the primary purposes of attorney discipline, which include protection of the public, the courts, and the legal profession.

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of Chief Trial Counsel has informed respondent that as of July 9, 2018, the discipline costs in this matter are \$2,744. Respondent further acknowledges that should this stipulation be rejected or should relief from the stipulation be granted, the costs in this matter may increase due to the cost of further proceedings.

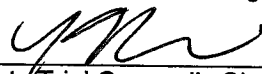
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In the Matter of: FRANK EDWARD GOSECO	Case Number(s): 18-N-12368-DFM
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SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Facts, Conclusions of Law, and Disposition.

7/23/2018  Frank Edward Goseco
Date Respondent's Signature Print Name

7/31/2018  Kristina B. Ramos
Date Deputy Trial Counsel's Signature Print Name

(Do not write above this line.)

In the Matter of: FRANK EDWARD GOSECO	Case Number(s): 18-N-12368
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DISBARMENT ORDER

Finding the stipulation to be fair to the parties and that it adequately protects the public, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- The stipulated facts and disposition are APPROVED and the DISCIPLINE RECOMMENDED to the Supreme Court.
 - The stipulated facts and disposition are APPROVED AS MODIFIED as set forth below, and the DISCIPLINE IS RECOMMENDED to the Supreme Court.
 - All Hearing dates are vacated.
1. On page 6 of the Stipulation, the sentence after the heading "Facts and Conclusions of Law," "violations of the specified statutes and/or Rules of Professional Conduct" is deleted, and in its place is inserted "a violation of the specified rule of the California Rules of Court."
 2. On page 7 of the Stipulation, at numbered paragraph 12, line 1, "compliant" is inserted after "his".
 3. On page 7 of the Stipulation, under "Aggravating Circumstances," line 2, "April 18, 2018" is deleted, and in its place is inserted "April 18, 2015."
 4. On page 9 of the Stipulation, fourth full paragraph, line 1, "the" at the end of the line is deleted, and in its place is inserted "a compliant".
 5. On page 9 of the Stipulation, fourth full paragraph, line 2, "his" is deleted, and in its place is inserted "a compliant".

The parties are bound by the stipulation as approved unless: 1) a motion to withdraw or modify the stipulation, filed within 15 days after service of this order, is granted; or 2) this court modifies or further modifies the approved stipulation. (See Rules Proc. of State Bar, rule 5.58(E) & (F).) **The effective date of this disposition is the effective date of the Supreme Court order herein, normally 30 days after the filed date of the Supreme Court order.** (See Cal. Rules of Court, rule 9.18(a).)

Respondent Frank Edward Goseco is ordered transferred to involuntary inactive status pursuant to Business and Professions Code section 6007, subdivision (c)(4). Respondent's inactive enrollment will be effective three (3) calendar days after this order is served by mail and will terminate upon the effective date of the Supreme Court's order imposing discipline herein, or as provided for by rule 5.111(D)(2) of the Rules of Procedure of the State Bar of California, or as otherwise ordered by the Supreme Court pursuant to its plenary jurisdiction.

August 24, 2018
Date

Cynthia Valenzuela
CYNTHIA VALENZUELA
Judge of the State Bar Court

SUPREME COURT
FILED

(State Bar Court Nos. 14-C-02707; 14-C-02708; 14-C-02710)

MAR 19 2015

S223448

Frank A. McGuire Clerk

IN THE SUPREME COURT OF CALIFORNIA Deputy

En Banc

In re FRANK EDWARD GOSECO on Discipline

The court orders that Frank Edward Goseco, State Bar Number 132732, 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 four years subject to the following conditions:

1. Frank Edward Goseco is suspended from the practice of law for the first six months of probation;
2. Frank Edward Goseco 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 November 12, 2014; and
3. At the expiration of the period of probation, if Frank Edward Goseco has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Frank Edward Goseco 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).)

Frank Edward Goseco 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 2016 and 2017. If Frank Edward Goseco 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.

I, Frank A. McGuire, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court as shown by the records of my office.

Witness my hand and the seal of the Court this

_____ day of MAR 20 2015

Clerk

By: _____

Deputy

CANTIL-SAKAUYE
Chief Justice

ORIGINAL

(Do not write above this line.)

State Bar Court of California Hearing Department Los Angeles ACTUAL SUSPENSION		
Counsel For The State Bar Ashod Mooradian Senior Trial Counsel 845 S. Figueroa Street Los Angeles, CA 90017 (213) 765-1004 Bar # 194283	Case Number(s): 14-C-02707; 14-C-02708; 14-C-02710; (Cons.)	For Court use only FILED NOV 12 2014 <i>AK</i> STATE BAR COURT CLERK'S OFFICE LOS ANGELES
Counsel For Respondent Christopher C. Barsness Law Office of Chris Barsness 333 City Blvd. West, Suite 2050 Orange, CA 92868 (949) 288-6533 Bar # 222861	PUBLIC MATTER	
In the Matter of: FRANK EDWARD GOSECO Bar # 132732 A Member of the State Bar of California (Respondent)	Submitted to: Settlement Judge STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING ACTUAL SUSPENSION <input type="checkbox"/> PREVIOUS STIPULATION REJECTED	

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BS
10/15

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- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law".
- (6) The parties must include supporting authority for the recommended level of discipline under the heading "Supporting Authority."
- (7) No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any pending investigation/proceeding not resolved by this stipulation, except for criminal investigations.
- (8) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7. (Check one option only):
- Until costs are paid in full, Respondent will remain actually suspended from the practice of law unless relief is obtained per rule 5.130, Rules of Procedure.
 - Costs are to be paid in equal amounts prior to February 1 for the following membership years: **Two billing cycles following the effective date of the Supreme Court order.** (Hardship, special circumstances or other good cause per rule 5.132, Rules of Procedure.) If Respondent 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.
 - Costs are waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs".
 - Costs are entirely waived.

B. Aggravating Circumstances [Standards for Attorney Sanctions for Professional Misconduct, standards 1.2(f) & 1.5]. Facts supporting aggravating circumstances are required.

- (1) **Prior record of discipline**
- (a) State Bar Court case # of prior case
 - (b) Date prior discipline effective
 - (c) Rules of Professional Conduct/ State Bar Act violations:
 - (d) Degree of prior discipline
 - (e) If Respondent has two or more incidents of prior discipline, use space provided below.
- (2) **Dishonesty:** Respondent's misconduct was intentional, surrounded by, or followed by bad faith, dishonesty, concealment, overreaching or other violations of the State Bar Act or Rules of Professional Conduct.
- (3) **Trust Violation:** Trust funds or property were involved and Respondent refused or was unable to account to the client or person who was the object of the misconduct for improper conduct toward said funds or property.
- (4) **Harm:** Respondent's misconduct harmed significantly a client, the public or the administration of justice. **See Attachment at page 16.**
- (5) **Indifference:** Respondent demonstrated indifference toward rectification of or atonement for the consequences of his or her misconduct. **See Attachment at page 16.**

(Do not write above this line.)

- (6) **Lack of Cooperation:** Respondent displayed a lack of candor and cooperation to victims of his/her misconduct or to the State Bar during disciplinary investigation or proceedings.
- (7) **Multiple/Pattern of Misconduct:** Respondent's current misconduct evidences multiple acts of wrongdoing or demonstrates a pattern of misconduct. **See Attachment at page 16.**
- (8) **Restitution:** Respondent failed to make restitution.
- (9) **No aggravating circumstances** are involved.

Additional aggravating circumstances:

None.

C. Mitigating Circumstances [see standards 1.2(g) & 1.6]. Facts supporting mitigating circumstances are required.

- (1) **No Prior Discipline:** Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not deemed serious.
- (2) **No Harm:** Respondent did not harm the client, the public, or the administration of justice.
- (3) **Candor/Cooperation:** Respondent displayed spontaneous candor and cooperation with the victims of his/her misconduct and to the State Bar during disciplinary investigation and proceedings.
- (4) **Remorse:** Respondent promptly took objective steps spontaneously demonstrating remorse and recognition of the wrongdoing, which steps were designed to timely atone for any consequences of his/her misconduct.
- (5) **Restitution:** Respondent paid \$ _____ on _____ in restitution to _____ without the threat or force of disciplinary, civil or criminal proceedings.
- (6) **Delay:** These disciplinary proceedings were excessively delayed. The delay is not attributable to Respondent and the delay prejudiced him/her.
- (7) **Good Faith:** Respondent acted with a good faith belief that was honestly held and reasonable.
- (8) **Emotional/Physical Difficulties:** At the time of the stipulated act or acts of professional misconduct Respondent suffered extreme emotional difficulties or physical or mental disabilities which expert testimony would establish was directly responsible for the misconduct. The difficulties or disabilities were not the product of any illegal conduct by the member, such as illegal drug or substance abuse, and the difficulties or disabilities no longer pose a risk that Respondent will commit misconduct.
- (9) **Severe Financial Stress:** At the time of the misconduct, Respondent suffered from severe financial stress which resulted from circumstances not reasonably foreseeable or which were beyond his/her control and which were directly responsible for the misconduct.
- (10) **Family Problems:** At the time of the misconduct, Respondent suffered extreme difficulties in his/her personal life which were other than emotional or physical in nature.
- (11) **Good Character:** Respondent's extraordinarily good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of his/her misconduct.

(Do not write above this line.)

(12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.

(13) **No mitigating circumstances** are involved.

Additional mitigating circumstances:

See Attachment at page 17.

D. Discipline:

(1) **Stayed Suspension:**

(a) Respondent must be suspended from the practice of law for a period of **two (2) years**.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1) Standards for Attorney Sanctions for Professional Misconduct.

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

(b) The above-referenced suspension is stayed.

(2) **Probation:**

Respondent must be placed on probation for a period of **Four (4) years**, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 9.18, California Rules of Court)

(3) **Actual Suspension:**

(a) Respondent must be actually suspended from the practice of law in the State of California for a period of **six months**.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

E. Additional Conditions of Probation:

(1) If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct.

(2) During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.

(Do not write above this line.)

- (3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: .
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) The following conditions are attached hereto and incorporated:
- | | |
|--|---|
| <input checked="" type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

- (1) **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. **Failure to pass the MPRE results in actual suspension without**

(Do not write above this line.)

further hearing until passage. But see rule 9.10(b), California Rules of Court, and rule 5.162(A) & (E), Rules of Procedure.

No MPRE recommended. Reason:

- (2) **Rule 9.20, California Rules of Court:** Respondent must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (3) **Conditional Rule 9.20, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (4) **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) **Other Conditions:**

(Do not write above this line.)

In the Matter of: FRANK EDWARD GOSECO	Case Number(s): 14-C-02707; 14-C-02708; 14-C-02710 (Cons.)
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Substance Abuse Conditions

- a. Respondent must abstain from use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.
- b. Respondent must attend at least four (4) meetings per month of:
- Alcoholics Anonymous
 - Narcotics Anonymous
 - The Other Bar
 - Other program

As a separate reporting requirement, Respondent must provide to the Office of Probation satisfactory proof of attendance during each month, on or before the tenth (10th) day of the following month, during the condition or probation period.

- c. Respondent must select a license medical laboratory approved by the Office of Probation. Respondent must furnish to the laboratory blood and/or urine samples as may be required to show that Respondent has abstained from alcohol and/or drugs. The samples must be furnished to the laboratory in such a manner as may be specified by the laboratory to ensure specimen integrity. Respondent must cause the laboratory to provide to the Office of Probation, at the Respondent's expense, a screening report on or before the tenth day of each month of the condition or probation period, containing an analysis of Respondent's blood and/or urine obtained not more than ten (10) days previously.
- d. Respondent must maintain with the Office of Probation a current address and a current telephone number at which Respondent can be reached. Respondent must return any call from the Office of Probation concerning testing of Respondent's blood or urine within twelve (12) hours. For good cause, the Office of Probation may require Respondent to deliver Respondent's urine and/or blood sample(s) for additional reports to the laboratory described above no later than six hours after actual notice to Respondent that the Office of Probation requires an additional screening report.
- e. Upon the request of the Office of Probation, Respondent must provide the Office of Probation with medical waivers and access to all of Respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

Respondent also agrees as follows:

- 1) Within seven (7) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program (required as part of his criminal probation in Orange County Superior Court case number 13HM09795,) Respondent shall provide written notice to the Office of Probation of his

(Do not write above this line.)

completion, termination or withdrawal from the Salvation Army out-patient treatment program. As used in this condition, "written notice" means providing notice either by certified mail, return-receipt requested correctly and timely addressed to the assigned probation deputy or by proper and timely personal service to the supervising attorney of the Office of Probation;

2) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat Respondent. As used in this condition, "approved" means that the ASAM certification of the medical doctor and the medical doctor's agreement to actually evaluate and treat Respondent are in fact verified by the assigned probation deputy or supervising attorney.

3) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide a complete copy of this stipulation to an approved ASAM certified medical doctor and all treatment providers;

4) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall execute all necessary waivers of confidentiality with an approved ASAM certified medical doctor as well as any treatment providers, including drug testing facilities;

5) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation an original, signed declaration from an approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of this stipulation;

6) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation a copy of the waiver provided to an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver;

7) Within forty-five (45) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to undergo an Evaluation with an approved ASAM certified medical doctor. The evaluation will be for the purposes of (a) determining whether Respondent continues to have a substance abuse or addiction problem, (b) setting treatment conditions Respondent is to undertake as a result of the Evaluation, if any, and (c) obtaining a written report from the evaluating physician. Respondent shall bear all costs of the Evaluation, the resulting report, and any treatment conditions recommended by the evaluator. Respondent understands that his treatment conditions may change if his treatment providers deem it necessary, and that he is to bear the cost of such treatment, which in some cases could include in-patient treatment. Respondent understands that (a) the treatment conditions, if any, shall become part of his probation requirements, (b) he must provide the Office of Probation with any proof of treatment compliance or waiver requested by the Office of Probation, and (c) any violation of the treatment conditions is a violation of the probation requirements;

(Do not write above this line.)

8) Within sixty (60) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to provide a copy of an approved ASAM certified medical doctor's written report to the Office of Probation. If an approved ASAM certified medical doctor requires additional information in order to propose treatment conditions, including, but not limited to, interviewing third parties, Respondent will make good faith efforts to provide timely the additional information. Respondent will provide proof of such good faith efforts to the Office of Probation within 10 days of any request;

9) Within ten (10) calendar days of any change in treatment condition, Respondent is to provide the original written notice to the Office of Probation specifically setting forth the changes. With that written notice, Respondent is to provide an original, signed declaration from an approved ASAM certified medical doctor acknowledging receipt of a copy of the written notice and agreement with its accuracy;

10) Respondent shall report compliance with the treatment conditions by statement under penalty of perjury in each written quarterly report to the Office of Probation required pursuant to the discipline in this matter;

11) Respondent shall have his approved ASAM certified medical doctor submit to the Office of Probation an original, signed declaration that Respondent is in compliance with the treatment conditions by each January 10, April 10, July 10, and October 10 covered by this discipline. Respondent understands that the declarations and reports may be shared with the Office of the Chief Trial Counsel and the State Bar Court;

12) Respondent understands that treatment conditions associated with other issues or entities, such as a criminal probation, may not satisfy treatment conditions required by this section;

13) If treatment providers are added or changed, Respondent must notify the Office of Probation of the name, address, and telephone number of all such treatment providers within ten days of the retaining of each one. Within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an original signed declaration from the treatment provider stating that it received a complete copy of this stipulation. Also within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an executed waiver of confidentiality as well as an original, signed declaration from the treatment providers acknowledging receipt of the waiver;

14) Respondent has been informed of the existence and nature of the State Bar's Lawyer Assistance Program and of the State Bar Court's Alternative Discipline Program, and Respondent has specifically declined to seek entry into either;

15) Satisfactory proof of attendance of AA meetings shall include the name of Respondent's sponsor (if Respondent has a sponsor), address, telephone number, and any other contact information (e.g. fax, e-mail, etc.). Respondent is to provide this information to the Office of Probation within ten calendar days of the effective date of the discipline and within ten calendar days of any change in sponsor and/or the sponsor's address and/or telephone number and/or any other contact information;

(Do not write above this line.)

16) Satisfactory proof of attendance of AA meetings shall also include the name of the meeting; the location of the meeting; and the name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) of the meeting secretary or other representative willing to assist the Office of Probation in confirming Respondent's attendance;

17) Respondent shall exert all efforts in gaining the assistance of Respondent's sponsor, meeting secretary, or other representative to assist the Office of Probation in confirming Respondent's attendance. Respondent shall provide proof of such efforts to the Office of Probation within ten days of any request for such proof. It is not satisfactory proof of attendance for Respondent to sign as the verifier of Respondent's proof of attendance.

ATTACHMENT TO
STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF: FRANK EDWARD GOSECO
CASE NUMBERS: 14-C-02707; 14-C-02708; 14-C-02710 (Cons.)

FACTS AND CONCLUSIONS OF LAW.

Respondent admits that the following facts are true and that the facts and circumstances surrounding the offenses for which he was convicted involved moral turpitude.

A. FACTS

Case No. 14-C-02710 (Conviction Proceeding)¹

FACTS RE: PROCEDURAL BACKGROUND:

1. This is a proceeding pursuant to sections 6101 and 6102 of the Business and Professions Code and rule 9.10 of the California Rules of Court.
2. On October 29, 2008, in Orange County Superior Court ("OCSC") case number 08HM08798, Respondent was charged with misdemeanor violations of *Vehicle Code* sections 23152(a) [Driving under the influence of alcohol or drugs] and 23152(b) [Driving while BAC is .08% or more] with one prior DUI conviction.²
3. On April 14, 2009, Respondent pled guilty to misdemeanor violations of *Vehicle Code* sections 23152(a) and 23152(b) and was sentenced to five years of informal probation, 90 days of jail, \$390 in fines and restitution, 18 months in a multiple offender Alcohol program, MADD victim's impact panel, and DUI court.
4. On June 12, 2014, the Review Department of the State Bar Court issued an order referring the matter to the Hearing Department for a hearing and decision recommending the discipline to be imposed in the event the Hearing Department finds that the facts and circumstances surrounding the offenses for which Respondent was convicted (in these consolidated matters) involved moral turpitude or other conduct warranting discipline.

¹ For clarity, these consolidated cases are discussed in chronological order based on date of arrest.

² On July 21, 2000, in OCSC case number 00CM04487, Respondent was convicted of misdemeanor violations of *Vehicle Code* sections 23152(a) and 23152(b) and sentenced to five years of informal probation, 365 days in jail (suspended), three years driver's license restriction, 120 days in Nancy Clark recovery program, attendance in the multiple offender alcohol program, and MADD victim's impact panel. Respondent also had one stale prior DUI conviction: on June 6, 1995, in OCSC case number 95HM00181, Respondent pled guilty to a misdemeanor violation of *Vehicle Code* section 23152(a) [Driving under the influence of alcohol or drugs] and was sentenced to 36 months informal probation.

FACTS AND CIRCUMSTANCES SURROUNDING RESPONDENT'S CONVICTION:

5. On September 30, 2008, Respondent's vehicle was involved in an automobile collision with another vehicle in the vicinity of Irvine, California. The driver of Respondent's vehicle did not stop, did not provide any of the required information to the other driver, did not check on the welfare of the other driver, but rather drove away and fled the scene.

6. The victim of the "hit and run" reported the incident to the California Highway Patrol ("CHP") stating that the other vehicle was a tan color Lexus and provided the license plate number of the vehicle, which was later determined to be registered to Respondent's address. CHP then put the information they received regarding the "hit and run" into a bulletin and sent it to the Irvine police department requesting their assistance in conducting a field interview of the driver of the tan color Lexus.

7. On Thursday, October 2, 2008, at approximately 11:50 am, an Irvine police officer was driving in the vicinity of Respondent's residence and spotted a tan color Lexus. The officer was able to confirm, as the officer passed in front of the vehicle, that the Lexus' license plate matched the license plate of the vehicle involved in the "hit and run." As the officer turned to pursue the tan color Lexus, the Lexus made an aggressive U-turn and headed in the opposite direction. The officer then also made a U-turn attempting to catch the tan color Lexus. The tan color Lexus was driving at a high-rate of speed and made many turns. Based on the rate of speed and the quick movements, it appeared to the officer that the driver of the tan color Lexus was trying to get away.

8. When the officer caught up with the Lexus it was already parked in the driveway of Respondent's residence. The officer saw the driver of the Lexus, who was later identified as Respondent, quickly exit the vehicle.

9. The officer engaged in a conversation with Respondent and asked him if he was involved in a "hit and run" accident. Respondent provided several evasive answers about ownership of the vehicle, but ultimately admitted to the officer that he was in fact the owner of the vehicle. As the conversation continued, the officer saw that Respondent displayed objective symptoms of intoxication. Respondent indicated that he had "a couple of beers" but stopped drinking at 1:00 a.m. However, the officer found a receipt in Respondent's pocket which showed that Respondent had purchased a liter of Tequila at 8:52 a.m. that same morning. The Tequila bottle (which was partially consumed) and two other liquor bottles were also found inside Respondent's vehicle at the time of Respondent's arrest.

10. The officer had Respondent perform two field sobriety tests, which Respondent failed. The officer then obtained Respondent's consent to conduct breath tests for blood alcohol concentration ("BAC"). The tests showed that Respondent had a BAC of 0.223 percent. Thereafter, Respondent was arrested for DUI and having a BAC greater than 0.08 percent.

Case No. 14-C-02707 (Conviction Proceeding)

FACTS RE: PROCEDURAL BACKGROUND:

11. This is a proceeding pursuant to sections 6101 and 6102 of the Business and Professions Code and rule 9.10 of the California Rules of Court.

12. On October 7, 2008, in OCSC case number 08WF2129, Respondent was charged with a felony violation of *Penal Code* section 459-460(a) [First Degree Residential Burglary].

13. On March 18, 2009, Respondent pled guilty to a misdemeanor violation of *Penal Code* section 602.5(b) [Aggravated Trespass] and was sentenced to three years informal probation, \$220 in fines, \$1,500 in restitution, and completion of a Doctor Sober program. Respondent was also ordered to pay \$2,300.93 for the preparation of a "Pre-Plea" report.

14. On December 16, 2010, Respondent was found in violation of his probation conditions imposed as part of the sentence for this conviction.

15. On June 26, 2014, the Review Department of the State Bar Court issued an order referring the matter to the Hearing Department for a hearing and decision recommending the discipline to be imposed in the event the Hearing Department finds that the facts and circumstances surrounding the offenses for which Respondent was convicted (in these consolidated matters) involved moral turpitude or other conduct warranting discipline.

FACTS AND CIRCUMSTANCES SURROUNDING RESPONDENT'S CONVICTION:

16. On Sunday, October 5, 2008, at approximately 1:30 a.m., Respondent entered the apartment of Joseph Pratt ("Pratt") using a key. Pratt, who was 53 years old at the time, lived alone in his apartment. Pratt, awoken by noise emanating from his kitchen, left his bedroom, walked down the hallway next to the kitchen and then observed Respondent (a complete stranger to Pratt) in his kitchen, eating salami, which Respondent had taken out of Pratt's refrigerator. Pratt called out to Respondent, "Who's there?" Respondent did not respond, but immediately left Pratt's residence. Pratt did not attempt to detain Respondent but instead called the police.

17. The police arrived at Pratt's apartment complex and observed Respondent, who matched the description given by Pratt, standing in the shadows of some trees near the apartment complex. The officer shined his vehicle's spotlight on Respondent and exited the patrol car. Respondent then turned away from the officer and began to quickly walk back towards the apartment complex. The officer ordered Respondent to stop or else a Taser would be used on Respondent. Respondent stopped and turned around.

18. While speaking to Respondent, the officer could smell a strong odor of an alcoholic beverage coming from his breath and person. Respondent provided several evasive answers for why he was in the area.

19. Then, Pratt was brought outside by another officer to look at Respondent. Pratt then identified Respondent as the person he found in his residence earlier that morning.

20. The officer continued to question Respondent and asked why he was in the Pratt residence. Respondent denied being in the Pratt residence and would not say why he was in the area or where he was coming from.

21. During this questioning, the officer searched Respondent's pockets and found multiple sets of keys and several receipts for alcohol from Los Alamitos Liquor which is located across the alley from Pratt's apartment complex. The receipts indicated that Respondent had made purchases from Los Alamitos Liquor as recently as two hours prior to being detained by the police.

22. The officer then attempted to determine how Respondent gained access to Pratt's apartment by interviewing the victim. Pratt stated that he always locks his door and knows his door was locked when he went to bed that night. The officer inspected the door and door jamb, but there was no evidence of forced entry. Then, the officer tried the one key found in Respondent's pocket and it unlocked the deadbolt of Pratt's front door with ease. The key had no evidence of filing or grinding and worked as if that key was made for that particular lock. The officer tried several other keys that were found in Respondent's pockets to determine if there was a malfunction in Pratt's door lock, but none of the other keys fit or worked in the lock. Pratt indicated all of his keys were accounted for, that he does not have a spare, and none of his keys were missing.

23. Then, the officer returned to Respondent and showed him the key that was earlier found in Respondent's pockets that seemed to be the actual key for Pratt's door lock.³ The officer asked Respondent why he had that key and Respondent said, "It's the key to my office in Seal Beach." Later that same evening, the officer drove to Respondent's office to determine if the key found in Respondent's pockets that opened Pratt's door lock in fact also was the key to Respondent's office. The key did not fit any of the doors at Respondent's office. Further, the key that did open Respondent's office was a completely different looking key.

24. Based on the evidence and statements collected at the scene, Respondent was placed under arrest for a violation of *Penal Code* section 459, Burglary.

25. Subsequent to Respondent being arrested and charged, and prior to Respondent pleading guilty and being convicted, the Orange County Probation Department prepared a "Pre-Plea" report. The "Pre-Plea" report included a statement from the victim, who stated that he was bothered for approximately two weeks following the incident and has not slept well since, adding, "It can be scary when someone enters your house at night with a key that fits my locks."

Case No. 14-C-02708 (Conviction Proceeding)

FACTS RE: PROCEDURAL BACKGROUND:

26. This is a proceeding pursuant to sections 6101 and 6102 of the Business and Professions Code and rule 9.10 of the California Rules of Court.

27. On November 21, 2013, in OCSC case number 13HM09795, Respondent was charged with misdemeanor violations of *Vehicle Code* sections 23152(a) [Driving under the influence of alcohol or drugs] and 23152(b) [Driving while BAC is .08% or more] with a prior DUI conviction. Then, on November 19, 2014, the criminal complaint was amended to add Count 3, a misdemeanor violation of *Vehicle Code* section 20002(a) [Hit and Run with Property Damage].

28. On March 21, 2014, Respondent pled guilty to misdemeanor violations of *Vehicle Code* sections 23152(a), 23152(b) and 20002(a). Respondent was sentenced to five years informal probation,

³ On October 6, 2008, a police officer returned to Pratt's apartment complex with the key found in Respondent's pocket that worked in Pratt's door. The officer attempted to ascertain if the key was a master key for the apartment complex by trying the key in the door locks of other apartments located in Pratt's apartment complex. The key fit each door, however the key did not unlock any of them. The officer concluded that the key found in Respondent's pocket was specifically keyed for Pratt's door lock.

30 days of jail, \$390 in fines and restitution, 18 months in a multiple offender Alcohol program, and MADD victim's impact panel.

29. On June 12, 2014, the Review Department of the State Bar Court issued an order referring the matter to the Hearing Department for a hearing and decision recommending the discipline to be imposed in the event the Hearing Department finds that the facts and circumstances surrounding the offenses for which Respondent was convicted (in these consolidated matters) involved moral turpitude or other conduct warranting discipline.

FACTS AND CIRCUMSTANCES SURROUNDING RESPONDENT'S CONVICTION:

30. On Tuesday, November 19, 2013, at approximately 5:20 p.m., Respondent was driving, accelerated through a red light, attempted to make a left turn into oncoming traffic, and struck a vehicle driven by 52 year-old woman who was passing through the intersection under a solid green light.

31. The impact of the collision was strong enough to cause airbags to deploy in both Respondent's vehicle and in the victim's vehicle. The victim was pulled from her wrecked vehicle through the passenger door and brought to safety. She complained of back pain and chest-wall tenderness and was treated at the scene by paramedics.

32. Immediately after the collision, Respondent exited his vehicle and said something unintelligible to the victim. After unsuccessfully trying to restart his vehicle, Respondent began to walk toward the corner of the intersection. The victim and witnesses noticed Respondent was barefoot and walking northwest, but they assumed he was getting clear of the intersection. Then, according to one of the witnesses, Respondent began to quicken his pace almost to a jog, continuing away from the intersection until he moved entirely out of sight.

33. When the Irvine police officer arrived at the scene of the collision a short time later, Respondent was no longer present. The officer spoke with the victim and witnesses who all said that Respondent fled the scene and gave a description of Respondent. The officer conducted a search of Respondent's vehicle before impounding it. During the search, the officer also noted that the front seats were wet and smelled of alcohol as if someone had spilled an alcoholic beverage on them. The officer also found a maintenance receipt with Respondent's name and address.

34. Two other officers then went to the address discovered by the officer at the scene. Upon arrival, the officers were greeted by a male who identified himself as Respondent's roommate. After the officers explained that Respondent had been involved in a serious traffic collision, the roommate stated that Respondent was at home but that the officers still could not come inside because Respondent did not want to be "arrested for his third DUI." The officers eventually entered the residence to perform a "welfare check" on Respondent. The officers found Respondent and he appeared to be swaying and having a difficult time keeping his balance. Respondent had multiple apparent injuries and fresh blood marks on his clothing. Further, Respondent's appearance and clothing matched the description of the driver who fled from the scene of the traffic collision. The officers also noted that Respondent displayed objective symptoms of intoxication. Shortly thereafter, a paramedic arrived and began treating Respondent. The officers heard Respondent telling the treating paramedic that he had been driving and was involved in a traffic accident.

35. Respondent was transported to a hospital for further evaluation and treatment. At the emergency room, the officer heard Respondent tell the treating doctor that he had been driving and was involved in a traffic collision.

36. After Respondent had been treated by the ER doctor, the officer explained to Respondent that a DUI investigation was underway due to the fact that Respondent was seen fleeing the scene of a traffic collision coupled with the presence of objective symptoms of his intoxication. The officer asked Respondent if he was driving the vehicle involved in the traffic collision and Respondent at first said, "Yes," but then changed to say, "No" and that his roommate was driving. The officer also asked Respondent what he had been drinking and Respondent said, "Nothing, diet coke."

37. The officer subsequently placed Respondent under arrest for DUI and asked him to submit to a test of his blood or his breath. Respondent agreed to a blood test and it was later confirmed that his BAC was 0.32 percent.

B. CONCLUSION OF LAW:

38. The facts and circumstances surrounding the offenses for which Respondent was convicted in consolidated case numbers 14-C-02707, 14-C-02708, and 14-C-02710 involved moral turpitude.

AGGRAVATING CIRCUMSTANCES.

Multiple Acts of Misconduct (Std. 1.5(b)): In this matter, Respondent was convicted in three consolidated matters. Also in two of the convictions, Respondent pled guilty to multiple criminal violations.

Harm (Std. 1.5(f)): In the current matter, Respondent's misconduct caused significant harm to the public and the administration of justice. Specifically, Respondent repeated dishonesty to the arresting officers in each conviction case was inconsistent with his duties as an officer of the court. Further, Respondent's legal knowledge, training and experience should have alerted him to the importance of being truthful and non-evasive to the police.

Indifference (Std. 1.5(g)): Respondent's indifference is demonstrated by his continued insistence that he was not drunk or was not at fault for property damage created in the wake of his alcohol-related criminal conduct. Respondent's indifference thus is evidence that he is unable or unwilling to fulfill his ethical duties, exhibits a disturbing lack of insight into the misconduct as well as posing a serious risk that he will repeat his misdeeds. (*In the Matter of Layton* (Review Dept. 1993) 2 Cal. State Bar Ct. Rptr. 366, 380; See also *Weber v. State Bar* (1988) 47 Cal.3d 492, 506 [an attorney's failure to acknowledge the wrongfulness of his or her acts is an aggravating factor]; *In the Matter of Katz* (Review Dept. 1991) 1 Cal. State Bar Ct. Rptr. 502, 511 [the law does not require false penitence, but it does require that the respondent accept responsibility for his acts and come to grips with his culpability; *Morse v. State Bar* (1995) 11 Cal.4th 184, 209 [although an attorney accused of misconduct has the right to vigorously defend himself, when the attorney's conduct reflects a seeming unwillingness even to consider the appropriateness of his statutory interpretation or to acknowledge at some point that his position was meritless or even wrong to some extent, the attorney has move beyond tenacity to truculence; *Blair v. State Bar* (1989) 49 Cal.3d 762, 781-782 ["His assertion no discipline should be imposed shows that he does not recognize his problems and that he may not correct them].)

MITIGATING CIRCUMSTANCES.

No Prior Discipline: Respondent was admitted to practice on December 17, 1987. Respondent had practiced law for over 20 years without a prior record of discipline when the earliest misconduct herein occurred. Although the misconduct in this matter is serious, involving criminal conduct, property damage and physical injuries to himself and others, the significant period of time without discipline is entitled to some limited mitigation. (*In the Matter of Stamper* (Review Dept. 1990) 1 Cal. State Bar Ct. Rptr. 96, 106, fn.13.; *In the Matter of Riordan* (Review Dept. 2007) 5 Cal. State Bar Ct. Rptr. 41, 49.)

Pretrial Stipulation: Respondent entered into a stipulation of facts, conclusions of law and disposition prior to trial, thereby preserving State Bar Court time and resources. (*Silva-Vidor v. State Bar* (1989) 49 Cal.3d 1071, 1079 [where mitigating credit was given for entering into a stipulation as to facts and culpability].)

AUTHORITIES SUPPORTING DISCIPLINE.

The Standards for Attorney Sanctions for Professional Misconduct “set forth a means for determining the appropriate disciplinary sanction in a particular case and to ensure consistency across cases dealing with similar misconduct and surrounding circumstances.” (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, Std. 1.1. All further references to Standards are to this source.) The Standards help fulfill the primary purposes of discipline, which include: protection of the public, the courts and the legal profession; maintenance of the highest professional standards; and preservation of public confidence in the legal profession. (See Std. 1.1; *In re Morse* (1995) 11 Cal.4th 184, 205.)

Although not binding, the Standards are entitled to “great weight” and should be followed “whenever possible” in determining level of discipline. (*In re Silverton* (2005) 36 Cal.4th 81, 92, quoting *In re Brown* (1995) 12 Cal.4th 205, 220 and *In re Young* (1989) 49 Cal.3d 257, 267, fn. 11.) Adherence to the Standards in the great majority of cases serves the valuable purpose of eliminating disparity and assuring consistency, that is, the imposition of similar attorney discipline for instances of similar attorney misconduct. (*In re Naney* (1990) 51 Cal.3d 186, 190.) If a recommendation is at the high end or low end of a Standard, an explanation must be given as to how the recommendation was reached. (Std. 1.1.) “Any disciplinary recommendation that deviates from the Standards must include clear reasons for the departure.” (Std. 1.1; *Blair v. State Bar* (1989) 49 Cal.3d 762, 776, fn. 5.)

In determining whether to impose a sanction greater or less than that specified in a given Standard, in addition to the factors set forth in the specific Standard, consideration is to be given to the primary purposes of discipline; the balancing of all aggravating and mitigating circumstances; the type of misconduct at issue; whether the client, public, legal system or profession was harmed; and the member’s willingness and ability to conform to ethical responsibilities in the future. (Stds. 1.7(b) and (c).)

As discussed above, Respondent was convicted of aggravated trespass and two DUI’s, one of which included a conviction for a “hit and run” with property damage. Respondent also has a criminal history that includes two prior DUI convictions that, while not part of the misconduct in the present matters, are instructive on Respondent’s knowledge concerning the inherent danger involved in his decision to drink and drive as well as his decision to not continue in a treatment program that would have substantially reduced the risk that he would re-offend.

In connection with each of the above-discussed convictions, Respondent was sentenced to lengthy periods of criminal probation which included the requirement to attend various programs aimed at curbing his alcohol abuse and educating Respondent on the dangers posed by drunk driving. nevertheless, as noted above, on at least one occasion, Respondent has still willfully violated the terms of his criminal probation. Consequently, Respondent's criminal misconduct, when viewed in its entirety, demonstrates a disregard for the law and the safety of the public that amounts to moral turpitude.

In *In re Alkow* (1966) 64 Cal.2d 838, an attorney was convicted of vehicular manslaughter after running down a pedestrian. Prior to the accident, the attorney had been denied renewal of his driver's license because of his impaired vision, and in the little more than three years from his license expiration was convicted of more than 20 traffic violations. At the time of the accident, the attorney was on probation for three separate incidents, all three finding that he drove without a license and in two cases failed to observe a right of way or a stop sign. The Supreme Court determined that the attorney showed "a complete disregard for the conditions of his probation, the law and the safety of the public..." and concluded, that under its applicable definitions, the attorney's criminal conduct involved moral turpitude. (*In re Alkow, supra*, 64 Cal.2d at p. 841.)

In the present consolidated matters, Respondent has been convicted of alcohol-related criminal offenses twice in 2008 and once in 2013. Despite Respondent's lengthy history of criminal misconduct, and the justice system's repeated efforts to educate Respondent as to the dangers inherent in his criminal behavior, Respondent has continued to reoffend. Respondent's criminal misconduct therefore evinces a disregard for the conditions of his probation and the safety of the public that is akin to the attorney's misconduct in *Alkow*. Under the Supreme Court's applicable definition, the facts and circumstances surrounding Respondent's convictions in these consolidated matters involved moral turpitude.

Further, in the present consolidated matters, Respondent's convictions all included statements to the police at the time of his arrest (or subsequent to his arrest) that were false or later determined to be false. For instance, Respondent denied to the officer that he owned a vehicle or that he was intoxicated or even that he had consumed alcohol when such statements were false. Thus, Respondent's dishonest conduct further supports the above-stated conclusion that the facts and circumstances surrounding Respondent's convictions in these consolidated matters involved moral turpitude.

In this matter, Standard 2.11(c) is the most severe applicable standard based on Respondent's various misdemeanor convictions. Standard 2.11(c) provides that "[d]isbarment or actual suspension is appropriate for final conviction of a misdemeanor involving moral turpitude."

Respondent's misconduct in these consolidated matters is aggravated by the fact that he has committed multiple acts of misconduct. (See, e.g., *In re Carr* (1988) 46 Cal.3d 1089 [six months' actual suspension levied on attorney with prior disciplinary record for two convictions of drunk driving].) In addition, as the above recitation of facts demonstrates, in case nos. 14-C-02710 and 14-C-02707 Respondent's criminal conduct in both matters occurred over the span of only a few days (i.e., between October 2, 2008 and October 5, 2008.) Further, as discussed above, Respondent's misconduct herein is further aggravated by the harm caused to the public, including one third party who physically injured in her collision with Respondent as well as by Respondent's indifference.

On the other hand, Respondent's misconduct is mitigated by the fact that he had practiced law for over 20 years without a prior record of discipline when the earliest misconduct herein occurred.

Respondent's misconduct is further mitigated by entering in this stipulation prior to trial, thereby preserving State Bar Court time and resources.

Decisional law is consistent in condemning the multiple acts of misconduct like those perpetrated by Respondent in these consolidated matters. (See, e.g., *In re Carr*, *supra*, 46 Cal.3d 1089 [six months' actual suspension levied on attorney with prior disciplinary record for two convictions of drunk driving].)

In consideration of the foregoing, the appropriate level of discipline under Standard 2.11(c) that best serves the protection of the public, the courts and the profession, as well as the maintenance of high professional standards for attorneys and the preservation of public confidence in the legal profession is a two year suspension, stayed, four years' probation on standard terms and conditions including compliance with his the terms and conditions of his criminal probation, a six month actual suspension, a substance abuse condition including attendance at Alcoholics Anonymous or a similar program four times per month, an evaluation of Respondent (after completion of the six month out-patient program required pursuant to Respondent's criminal probation) for a report to specify Respondent's treatment schedule for the remainder of Respondent's State Bar probation as well as compliance with rule 9.20, California Rules of Court.

COSTS OF DISCIPLINARY PROCEEDINGS.

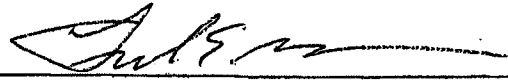
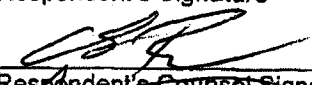
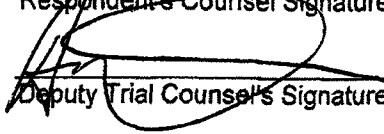
Respondent acknowledges that the Office of the Chief Trial Counsel has informed Respondent that as of October 15, 2014, the prosecution costs in these consolidated matters are \$7,341.00. Respondent further acknowledges that should this stipulation be rejected or should relief from the stipulation be granted, the costs in this matter may increase due to the cost of further proceedings.

(Do not write above this line.)

In the Matter of: FRANK EDWARD GOSECO	Case number(s): 14-C-02707; 14-C-02708; 14-C-02710 (Cons.)
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SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Facts, Conclusions of Law, and Disposition.

<u>10/16/14</u> Date	 Respondent's Signature	Frank Edward Goseco Print Name
<u>10/16/14</u> Date	 Respondent's Counsel Signature	Chris Charles Barsness Print Name
<u>10/20/14</u> Date	 Deputy Trial Counsel's Signature	Ashod Mooradian Print Name

(Do not write above this line.)

In the Matter of: FRANK EDWARD GOSECO	Case Number(s): 14-C-02707; 14-C-02708; 14-C-02710 (Cons.)
--	---

ACTUAL SUSPENSION ORDER

Finding the stipulation to be fair to the parties and that it adequately protects the public, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- The stipulated facts and disposition are APPROVED and the DISCIPLINE RECOMMENDED to the Supreme Court.
- The stipulated facts and disposition are APPROVED AS MODIFIED as set forth below, and the DISCIPLINE IS RECOMMENDED to the Supreme Court.
- All Hearing dates are vacated.

The parties are bound by the stipulation as approved unless: 1) a motion to withdraw or modify the stipulation, filed within 15 days after service of this order, is granted; or 2) this court modifies or further modifies the approved stipulation. (See rule 5.58(E) & (F), Rules of Procedure.) **The effective date of this disposition is the effective date of the Supreme Court order herein, normally 30 days after file date. (See rule 9.18(a), California Rules of Court.)**

NOVEMBER 6, 2014
Date



GEORGE E. SCOTT, JUDGE PRO TEM
Judge of the State Bar Court

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on November 12, 2014, I deposited a true copy of the following document(s):

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING

in a sealed envelope for collection and mailing on that date as follows:

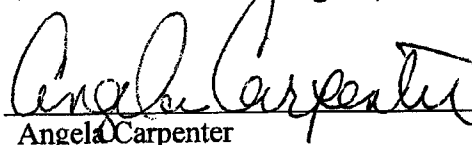
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

CHRISTOPHER C. BARSNESS
BARTH CALDERON, LLP
333 CITY BLVD WEST
STE 2050
ORANGE, CA 92868

- by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

ASHOD MOORADIAN, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on November 12, 2014.



Angela Carpenter
Case Administrator
State Bar Court

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CHRISTOPHER BARSNESS (SBN 222861)
Law Office of Chris Barsness
333 City Blvd. West Suite 2050
Orange, CA 92868
Phone (949) 288-6533 Fax (615) 577-0410

Attorney for Respondent
FRANK EDWARD GOSECO

FILED

AUG 04 2014
STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

**STATE BAR COURT
HEARING DEPARTMENT - LOS ANGELES**

In the Matter of:)	
FRANK EDWARD GOSECO	)	NO.s: 14-C-2707; 14-C-2708;
(SBN 132732)	)	14-C-2710
)	
A Member of the State Bar	)	RESPONDENT'S ANSWER TO NOTICE
Of California	)	OF HEARING ON CONVICTION
)	
)	
)	

**TO THE HONORABLE RICHARD PLATEL, JUDGE OF THE STATE BAR COURT
OF THE STATE BAR OF CALIFORNIA, AND TO THE OFFICE OF THE CHIEF TRIAL
COUNSEL OF THE STATE BAR OF CALIFORNIA:**

Pursuant to Rule 5.345(B) of the Rules of Procedure of the State Bar of California, Respondent FRANK EDWARD GOSECO, by and through his attorney(s) of record, hereby submits the following in response to the Notices of Hearing on Conviction (hereinafter "NHC") on file herein:

Under the provisions of the Rules of Procedure of the State Bar of California, Respondent FRANK EDWARD GOSECO hereby generally denies each and every allegation of the NHC and the whole thereof and further denies the Respondent has violated any Rule of Professional Conduct or Business & Professions Code in any manner whatsoever. In response to the specific allegations set forth in the NHC on file herein, Respondent asserts:

Case No. 14-C-2707

- Respondent denies that the conviction of Penal Code §602.5(b) (Aggravated Trespass) and facts leading to and surrounding the conviction involved moral turpitude.

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2. Respondent denies that the conviction of Penal Code §602.5(b) (Aggravated Trespass) and facts leading to and surrounding the conviction are misconduct warranting the imposition of discipline.

Case No. 14-C-2708

3. Respondent denies that the convictions of Vehicle Code §20002(a) (Hit and Run with Property Damage) and §23152(a) & (b) (Driving Under the Influence and with blood alcohol level more than .08%) and facts leading to and surrounding the convictions involved moral turpitude.

4. Respondent denies that the convictions of Vehicle Code §20002(a) (Hit and Run with Property Damage) and §23152(a) & (b) (Driving Under the Influence and with blood alcohol level more than .08%) and facts leading to and surrounding the convictions are misconduct warranting the imposition of discipline.

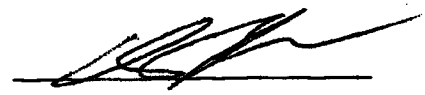
Case No. 14-C-2710

5. Respondent denies that the convictions of Vehicle Code §23152 (a) & (b) (Driving under the influence and with a blood alcohol level more than .08%) and facts leading to and surrounding the convictions involved moral turpitude.

6. Respondent denies that the convictions of Vehicle Code §23152 (a) & (b) (Driving under the influence and with a blood alcohol level more than .08%) and facts leading to and surrounding the convictions are misconduct warranting the imposition of discipline.

Dated: July 31, 2014

Respectfully Submitted,



By: CHRIS BARSNESS (SBN 222861)
Attorney for Respondent, FRANK GOSECO

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DECLARATION OF SERVICE BY MAIL

I, the undersigned, declare as follows:

I am employed in the County of Orange, State of California. I am over the age of 18 and am not a party to the above-named action. My business address is 333 City Blvd. West #2050, Orange, CA 92868.

On the 31st Day of July, 2014, I served the attached:

Respondent's Answer to Notice of Hearing on Conviction

by placing a true copy of the above listed documents in an envelope addressed to each person named below at the address shown:

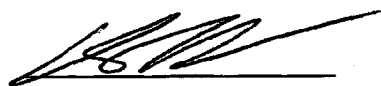
State Bar Court- Hearing Department, State Bar of California, 845 South Figueroa Street, Los Angeles, CA 90017

Ashod Mooradian, Senior Trial Counsel, OCTC, 845 South Figueroa Street, Los Angeles, CA 90017

and then sealing and placing said envelope(s) for collection with a United States Postal Service Mail Pickup Box.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on this 31st day of July, 2014, at Orange, California.

Date: July 31, 2014



Name: Chris Barsness

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
CHARLES A. MURRAY, No. 146069
845 South Figueroa Street
Los Angeles, California 90017-2515
Telephone: (213) 765-1000

FILED

JUN 09 2014

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE)
CONVICTION OF:) Case No. 14-C-2707
)
) Transmittal of Records of Conviction of Attorney (Bus. & Prof.
FRANK EDWARD GOSECO,) Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
No. 132732)
) [] Felony;
) [] Crime(s) involved moral turpitude;
A Member of the State Bar) [] Probable cause to believe the crime(s) involved moral
) turpitude;
) [] 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.

- 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 the 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 (Minutes/All Categories certified on 05/22/14)
- D. Other

Name of Member: Frank Edward Goseco

Date member admitted to practice law in California: December 17, 1987

Member's Address of Record: Law Office Frank E. Goseco

194 N. Marina Dr., Ste. 200

Long Beach, CA 90803

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: March 18, 2009

Convicting court: Superior Court of California, County of Orange

Case number(s): 08WF2129

Crime(s) of which convicted and classification(s): Violation of Penal Code § 602.5(b) (Aggravated Trespass), one count, a misdemeanor which may involve moral turpitude as in *In re Hurwitz* (1976) 17 Cal. 3d 562.

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

On March 18, 2009, the complaint was amended by interlineation to add Penal Code Section 602.5(b), a misdemeanor as count two. Respondent pled guilty to the added count two and count one was dismissed. Since the court clerk has declined to complete the State Bar's Notice of Appeal form, the Minutes/All Categories certified on May 22, 2014 is being presented as proof that no party has filed an appeal within 30 days after pronouncement of Judgment on March 18, 2009 (See Cal. Rules of Court, rule 8.853) or within 60 days after pronouncement of Judgment (See Cal. Rules of Court, rule 8.308).

DOCUMENTS TRANSMITTED:

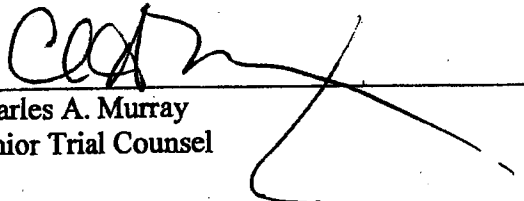
Complaint
Guilty Plea Form
Sentence Recommendation Form
Minutes/All Categories

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED:

9 June 2014

BY:


Charles A. Murray
Senior Trial Counsel

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

Frank Edward Goseco
Law Office Frank E. Goseco
194 N. Marina Dr., Ste. 200
Long Beach, CA 90803

DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 14-C-2707

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 845 South Figueroa Street, Los Angeles, California 90017, 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 Los Angeles, on the date shown below, a true copy of the within

TRANSMITTAL OF RECORDS OF CONVICTION OF ATTORNEY; Complaint; Guilty Plea Form; Sentence Recommendation Form; Minutes/All Categories

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 6410 0003, at Los Angeles, on the date shown below, addressed to:

**Frank E. Goseco
194 N. Marina Drive, Ste. 200
Long Beach, CA 90803**

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 Los Angeles, California, on the date shown below.

DATED: June 9, 2014

Signed: _____

**Lupe Pacheco
Declarant**

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
CHARLES A. MURRAY, No. 146069
845 South Figueroa Street
Los Angeles, California 90017-2515
Telephone: (213) 765-1000

FILED

MAY 21 2014

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. 14-C-2708
CONVICTION OF:)
) Transmittal of Records of Conviction of Attorney (Bus. & Prof.
FRANK EDWARD GOSECO,) Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
No. 132732)
) [] 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;
) [X] Transmittal of Notice of Finality of Conviction.

To the CLERK OF THE STATE BAR COURT:

1. Transmittal of records.

- 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 the 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 (Notice of Lack of Appeal)
- D. Other

Name of Member: Frank Edward Goseco

Date member admitted to practice law in California: December 17, 1987

Member's Address of Record: Law Office of Frank E. Goseco

194 N. Marina Dr., Ste. 200

Long Beach, CA 90803

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: March 21, 2014

Convicting court: Superior Court of California, County of Orange

Case number(s): 13HM09795

Crime(s) of which convicted and classification(s): Violation of Vehicle Code § 23152(a) (DUI, with one Prior), one count, and Vehicle Code § 23152(b) (.08% or More BAC with one Prior), one count, both misdemeanors which may not involve moral turpitude as in *In re Kelley* (1990) 52 Cal. 3d 487; Vehicle Code § 20002(a) (Hit and Run with Property Damage), one count, a misdemeanor which may or may not involve moral turpitude or other misconduct warranting discipline.

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:

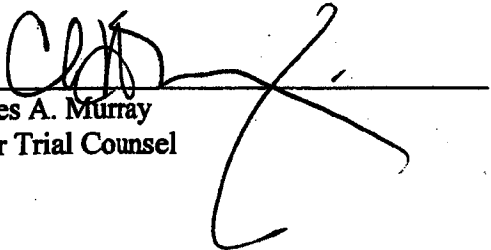
Complaint
Amended Complaint
Guilty Plea Form
Sentencing
Minutes/All Categories
Notice of Lack of Appeal

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED:

5/20/2014

BY:


Charles A. Murray
Senior Trial Counsel

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

Frank Edward Goseco
Law Office of Frank E. Goseco
194 N. Marina Dr., Ste. 200
Long Beach, CA 90803

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DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 14-C-2708

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 845 South Figueroa Street, Los Angeles, California 90017, 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 Los Angeles, on the date shown below, a true copy of the within

Transmittal of Records of Conviction of Attorney; Complaint; Amended Complaint; Guilty Plea Form; Sentencing; Minutes/All Categories; Notice of Lack of Appeal

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 6410 9969, at Los Angeles, on the date shown below, addressed to:


**Frank Edward Goseco
Law Office of Frank E. Goseco
194 N. Marina Drive, Ste. 200
Long Beach, CA 90803**

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 Los Angeles, California, on the date shown below.

DATED: May 21, 2014

Signed: 

Lupe Pacheco
Declarant

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
CHARLES A. MURRAY, No. 146069
845 South Figueroa Street
Los Angeles, California 90017-2515
Telephone: (213) 765-1000

FILED

MAY 23 2014

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. 14-C-2710
CONVICTION OF:)
) Transmittal of Records of Conviction of Attorney (Bus. & Prof.
FRANK EDWARD GOSECO,) Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
No. 132732)
) [] 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;
) [X] 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 the 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
- [X] C. Evidence of Finality of Conviction (Notice of Lack of Appeal)
- [] D. Other

Name of Member: Frank Edward Goseco

Date member admitted to practice law in California: December 17, 1987

Member's Address of Record: Law Office of Frank E. Goseco

194 N. Marina Dr., Ste. 200

Long Beach, CA 90803

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: April 14, 2009

Convicting court: Superior Court of California, County of Orange

Case number(s): 08HM08798

Crime(s) of which convicted and classification(s): Violation of Vehicle Code § 23152 (a)(DUI with one Prior), one count, a misdemeanor and Vehicle Code § 23152(b) (.08% or More BAC with one Prior), one count, a misdemeanor, both crimes which may or may not involve moral turpitude as in *In re Kelley* (1990) 52 Cal. 3d 487.

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:

Complaint
DUI Court Probation Terms/Guilty Plea Form
Minutes/All Categories
Notice of Lack of Appeal

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED:

5/21/2014

BY:


Charles A. Murray
Senior Trial Counsel

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

Frank Edward Goseco
Law Office of Frank E. Goseco
194 N. Marina Dr., Ste. 200
Long Beach, CA 90803

DECLARATION OF SERVICE BY CERTIFIED MAIL

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CASE NUMBER: 14-C-2710

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 845 South Figueroa Street, Los Angeles, California 90017, 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 Los Angeles, on the date shown below, a true copy of the within

Transmittal of Records of Conviction of Attorney; Complaint; DUI Court Probation Terms/Guilty Plea Form; Minutes/All Categories; Notice of Lack of Appeal

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 6410 9983, at Los Angeles, on the date shown below, addressed to:

**Frank Edward Goseco
Law Office of Frank E. Goseco
194 N. Marina Dr., Ste. 200
Long Beach, CA 90803**

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 Los Angeles, California, on the date shown below.

DATED: May 23, 2014

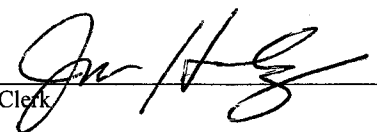
Signed: _____

**Lépe Pacheco
Declarant**

The document to which this certificate is affixed is a full, true and correct copy of the original on file and of record in the State Bar Court.



ATTEST April 17, 2018
State Bar Court, State Bar of California,
Los Angeles

By 
Clerk

SUPREME COURT
FILED

DEC 13 2017

Jorge Navarrete Clerk

(State Bar Court No. 17-PM-04034)

S223448

Deputy

IN THE SUPREME COURT OF CALIFORNIA

En Banc

In re FRANK EDWARD GOSECO on Discipline

The court orders that the probation of Frank Edward Goseco, State Bar Number 132732, is revoked. The court further orders that:

1. Frank Edward Goseco is suspended from the practice of law for a minimum of two years, and he will remain suspended until he provides proof to the State Bar Court of his rehabilitation, fitness to practice and 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. Frank Edward Goseco is given credit towards the suspension for the period of involuntary inactive enrollment which commenced on September 29, 2017.

Frank Edward Goseco 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.

I, Jorge Navarrete, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court as shown by the records of my office.

Witness my hand and the seal of the Court this

13 day of December 2017
Month

By: 
Deputy

CANTIL-SAKAUYE

Chief Justice

FILED

SEP 26 2017

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

PUBLIC MATTER

STATE BAR COURT OF CALIFORNIA

HEARING DEPARTMENT - LOS ANGELES

In the Matter of	)	Case No. 17-PM-04034-YDR (S223448)
FRANK EDWARD GOSECO,	)	ORDER GRANTING MOTION TO REVOKE
A Member of the State Bar, No. 132732.	)	PROBATION AND FOR INVOLUNTARY
	)	INACTIVE ENROLLMENT

Introduction¹

In this probation revocation proceeding, Frank Edward Goseco (Respondent), is charged with violating his probation conditions imposed by the California Supreme Court. The Office of Probation of the State Bar of California (Office of Probation) seeks to revoke his probation, to impose upon Respondent the entire period of suspension previously stayed, and to involuntarily enroll Respondent as an inactive member of the State Bar.

The court finds, by preponderance of the evidence, that Respondent has violated his probation conditions and hereby grants the motion. Therefore, the court orders that Respondent be involuntarily enrolled as an inactive member of the State Bar. The court also recommends, among other things, that Respondent's probation be revoked, that the previously stayed, two-year suspension be lifted, and that he be actually suspended for two years and until he provides proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the

¹ Unless otherwise indicated, all references to rules refer to the State Bar Rules of Professional Conduct. Furthermore, all statutory references are to the Business and Professions Code, unless otherwise indicated.

general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)

Significant Procedural History

On July 11, 2017, the Office of Probation filed and properly served a motion to revoke probation on Respondent.² The motion was mailed to Respondent's official membership records address. Respondent did not file a response within 20 days of the service of the motion.

The court took this matter under submission on August 30, 2017.

Findings of Fact and Conclusions of Law

Respondent was admitted to the practice of law in California on December 17, 1987, and has been a member of the State Bar of California at all times since that date.

Facts

On March 19, 2015, in Supreme Court case no. S223448, the California Supreme Court ordered, among other things, that Respondent be suspended from the practice of law for two years, that execution of the suspension be stayed, that he be placed on probation for four years, and that he be actually suspended for six months.

The Supreme Court also ordered that Respondent comply, among other things, with certain probation conditions. As stated below, Respondent failed to comply with the following probation conditions:

1. Within 30 days from the effective date of discipline – by May 18, 2015, contact the Office of Probation and schedule a meeting with his assigned probation deputy to discuss the terms and conditions of his probation. Respondent did not comply in that he contacted his probation deputy almost two months late, on July 10, 2015, to

² The court takes judicial notice of the certified copy of Respondent's prior record of discipline attached to the motion (Supreme Court order No. 223448; State Bar Court case nos. 14-C-02707; 14-C-02708; 14-C-02710).

schedule his required meeting. (The meeting was then held as scheduled on July 14, 2015.);

2. Comply with the State Bar Act and the Rules of Professional Conduct and report such compliance in writing, under penalty of perjury, to the Office of Probation each January 10, April 10, July 10, and October 10 (quarterly reports). Respondent did not comply in that he failed to file his first quarterly report which was due July 10, 2015. On July 10, 2015, Respondent e-mailed a letter with a "re:" line stating that it was his first quarterly report; however, it did not set forth the period it covered, was not under penalty of perjury, and did not state that he had complied with the Rules of Professional Conduct and the Business and Professions Code. Respondent has timely filed the quarterly reports due October 10, 2015 through April 10, 2017; in each report, Respondent has stated that he is in compliance with the State Bar Act, Rules of Professional Conduct, and all probation conditions, notwithstanding the numerous violations set forth below.
3. Respondent was ordered to comply with all conditions of probation imposed in his underlying criminal matters and declare such in conjunction with his quarterly reports to be filed with the Office of Probation (underlying criminal matter reports). Respondent did not comply in that he has failed to file an underlying criminal matter report with his quarterly report due July 10, 2015. On July 10, 2015, Respondent e-mailed a letter with a "re:" line stating that it was his first quarterly report; however, it did not set forth the period it covered and was not attested to under penalty of perjury. In his October 10, 2015 and January 10, 2017³ quarterly reports, Respondent checked

³ Respondent attached a "payment confirmation" to the Orange County Superior Court, but did not provide any evidence to demonstrate that his criminal probation was modified, terminated, or expired.

the boxes stating that during the reporting period, his criminal probation was modified, terminated or expired and that he had attached a statement of facts or copy of the document effectuating said change; however, no statement of facts or document(s) evidencing said changes were attached.

4. Respondent was ordered to comply with many substance abuse conditions but failed to do so. Specifically,
 - a. Upon the request of the Office of Probation, Respondent was to provide the Office of Probation with medical waivers and access to all of Respondent's medical records. By letter mailed and e-mailed to Respondent on April 14, 2015, the Office of Probation requested that Respondent provide a medical waiver by May 18, 2015. Respondent did not comply in that he failed to provide the requested medical waiver until almost five months later – on October 10, 2015.
 - b. Respondent was ordered to attend at least four Alcoholics Anonymous (AA) meetings per month. As a separate reporting requirement, Respondent was ordered to provide to the Office of Probation satisfactory proof of attendance during each month, on or before the 10th day of the following month. Satisfactory proof required that Respondent include, among other things, contact information for the meeting secretary or other representative willing to assist the Office of Probation in confirming Respondent's attendance. Respondent did not comply by failing to timely file the monthly reports on at least 18 occasions between June 2015 and June 2017 and by failing to consistently attend four AA meetings each month.
 - c. Satisfactory proof of attendance of AA meetings must include the name of Respondent's sponsor (if Respondent has a sponsor), address, telephone number,

and another other contact number. Respondent was ordered to provide this information within 10 calendar days of the effective date of discipline. The effective date of Respondent's discipline was April 18, 2015, so he was to provide the ordered information by April 28, 2015. He did not do so until July 10, 2015.

- d. Satisfactory proof of attendance of AA meetings was to also include the name of the meeting; the location of the meeting; and the name, address, telephone number, and other contact information to assist the Office of Probation in confirming Respondent's attendance. Although Respondent's proof of attendance included the name of the meeting, they did not include the meeting location (except for Respondent's report filed April 10, 2017, which did include the locations).
- e. Respondent was required to comply with numerous outpatient substance abuse treatment conditions in connection with the Salvation Army program.

Respondent was required to comply as follows:

- (i) Within seven calendar days after his completion of the Salvation Army outpatient⁴ treatment program, Respondent was to provide written notice to Office of Probation by (1) certified mail, return receipt requested, correctly and timely addressed to his probation deputy, or (2) timely personal service to Office of Probation Supervising Attorney. By e-mail sent July 10, 2015, Respondent provided a certificate of completion of the Salvation Army treatment program which was dated April 8, 2015. As such, it was not the notice required in his stipulation, and even if it had been, it was late.

⁴ The Office of Probation notes that in Respondent's July 10, 2015 e-mail, he included a letter stating that the Salvation Army program was "residential." However, the certificate provided by Respondent does not specify whether the program was residential or outpatient.

(ii) Within 15 calendar days after his completion of the Salvation Army treatment program, Respondent was to provide the Office of Probation the name, address and telephone number of an ASAM (American Society of Addiction Medicine) certified medical doctor who agreed to treat Respondent; the Office of Probation was to verify that the medical doctor was ASAM certified and that the doctor had agreed to actually evaluate and treat Respondent. Because Respondent completed the treatment program on April 8, 2015, Respondent was to provide the ordered information by April 23, 2015. Respondent did not do so until more than a year later, on May 10, 2016.

(iii) Within 15 calendar days after his completion of the Salvation Army treatment program, Respondent was to provide a complete copy of Respondent's stipulation to an ASAM certified medical doctor. Because Respondent completed the treatment program on April 8, 2015, Respondent was to provide the doctor with the stipulation by April 23, 2015. In an e-mail sent May 10, 2016, Respondent asserted that he gave Dr. Kamal Artin "a complete packet of my probation order and requirements." Respondent did not set forth the date he gave these materials to Dr. Kamal Artin and did not provide a copy of what was provided so that the Office of Probation could confirm that the "packet" included a complete copy of the stipulation.

(iv) Within 15 calendar days of his completion of the Salvation Army treatment program, Respondent was to execute all necessary waivers of confidentiality with an approved ASAM certified medical doctor. Because Respondent completed the treatment program on April 8, 2015, Respondent was to provide the waiver by April 23, 2015. In an e-mail sent October 10, 2016, Respondent provided the

Office of Probation a general authorization to obtain and disclose medical information, but there was no evidence that Respondent provided the waiver to any approved ASAM certified medical doctor.

(v) Within 30 calendar days of his completion of the Salvation Army treatment program, Respondent was to provide the Office of Probation an original signed declaration from an approved ASAM certified medical doctor acknowledging receipt of a complete copy of the stipulation. Because Respondent completed the treatment program on April 8, 2015, Respondent was to provide the waiver by May 8, 2015. At no time has Respondent provided the required declaration.

(vi) Within 30 calendar days after his completion of the Salvation Army treatment program, Respondent was to provide (1) a copy of the waiver provided to an approved ASAM certified medical doctor, and (2) a signed declaration from an approved ASAM certified medical doctor acknowledging receipt of the waiver. Because Respondent completed the treatment program on April 8, 2015, Respondent was to provide the waiver and declaration by May 8, 2015. At no time has Respondent provided the required waiver and declaration.

(vii) Within 45 calendar days after his completion of the Salvation Army treatment program, Respondent was to undergo an evaluation with an approved ASAM certified medical doctor for specified purposes including setting treatment conditions, which become part of his probation requirements. Respondent was ordered to provide the Office of Probation with proof of treatment compliance or waiver requested by the Office of Probation. Because Respondent completed the treatment program on April 8, 2015, Respondent was to undergo an evaluation by May 23, 2015. Pursuant to the evaluation from Dr. Kamal Artin provided by

Respondent on May 10, 2016, Respondent was almost a year late in obtaining the evaluation on May 9, 2016.

(viii) Within 60 calendar days after his completion of the Salvation Army treatment program, Respondent was to provide a copy of the approved ASAM certified medical doctor's written report to the Office of Probation. Because Respondent completed the treatment program on April 8, 2015, Respondent was to provide the doctor's written report/evaluation by June 7, 2015. Respondent was late in doing so on May 10, 2016.

(ix) Respondent was to report his compliance with treatment conditions under penalty of perjury in his quarterly reports. Respondent failed to report his compliance on July 10, 2015, and January 10, 2017.

(x) Respondent was ordered to have his approved ASAM certified medical doctor submit to the Office of Probation an original, signed declaration that Respondent is in compliance with the treatment conditions by each January 10, April 10, July 10, and October 10 quarterly report. Respondent failed to provide such a declaration on July 10 and October 10, 2015; January 10, April 10, July 10, and October 10, 2016; and January 10, April 10, and July 10, 2017.

The Supreme Court order became effective on April 18, 2015, 30 days after it was entered. (Cal. Rules of Court, rule 9.18(a).) It was properly served on Respondent.⁵

⁵Although no proof was offered that the Clerk of the Supreme Court served the Supreme Court's order upon Respondent, California Rules of Court, rule 8.532(a) requires clerks of reviewing courts to immediately transmit a copy of all decisions of those courts to the parties upon filing. It is presumed pursuant to Evidence Code section 664 that official duties have been regularly performed. (*In re Linda D.* (1970) 3 Cal.App.3d 567, 571.) Therefore, in the absence of evidence to the contrary, this court finds that the Clerk of the Supreme Court performed his duty and transmitted a copy of the Supreme Court's order to Respondent immediately after its filing.

On April 14, 2015, the Office of Probation sent a letter to Respondent at his official membership address, reminding him of the terms and conditions of the suspension and probation imposed by the Supreme Court's order and enclosing, among other things, copies of the Supreme Court's order, the probation conditions portion of the stipulation, and instruction sheets and forms to use in submitting quarterly reports. The letter was returned as undeliverable. On the same day, the Office of Probation emailed to Respondent the same letter with attachments. A delivery confirmation was received by the Office of Probation.

On June 5, 2015, the Office of Probation again sent an e-mail and a letter to Respondent setting forth numerous conditions with which he was not complying and including the April 14, 2015 letter with attachments.

On January 10, 2016, Respondent provided the Office of Probation proof of successful completion of the Ethics School session offered on December 10, 2015.

On April 24, 2017, Respondent provided the Office of Probation proof of passage of the MPRE offered on March 18, 2017. Because Respondent's proof was due April 18, 2016, he was late.

Conclusions

Section 6093, subdivision (b), provides that violation of a probation condition constitutes cause for revocation of any probation then pending and may constitute cause for discipline. Section 6093, subdivision (c), provides that the standard of proof is the preponderance of the evidence. Bad faith is not a requirement for a finding of culpability in a probation violation matter. Instead, a general purpose or willingness to commit an act or permit an omission is sufficient. (*In the Matter of Potack* (Review Dept. 1991) 1 Cal. State Bar Ct. Rptr. 525, 536.)

Respondent did not comply with the probation conditions, as ordered by the Supreme Court in S223448, including the following: (1) Respondent was late in scheduling a meeting

with the Office of Probation; (2) Respondent failed to file an underlying criminal matter report with his quarterly reports; (3) Respondent failed to timely provide the Office of Probation with a medical waiver and access to his medical records; (4) Respondent failed to attend four Alcoholics Anonymous meetings every month and provide proof of such attendance on several quarterly reports; and (5) Respondent failed to provide adequate information regarding his Salvation Army outpatient treatment program.

As a result, the revocation of Respondent's probation in California Supreme Court order No. S223448 is warranted.

Aggravation⁶

Prior Record of Discipline (Std. 1.5(a).)

In the underlying matter, Respondent stipulated to three misdemeanor alcohol-related convictions (driving under the influence in 2008 and 2013; aggravated trespass in 2008; and hit-and-run in 2013). He was ordered suspended for two years, stayed, and placed on probation for four years, including an actual suspension of six months. (Supreme Court case No. S223448, effective April 18, 2015; State Bar Court case Nos. 14-C-02707; 14-C-02708; 14-C-02710.)

Multiple Acts (Std. 1.5(b).)

Respondent committed multiple acts of wrongdoing, including failing to timely provide the Office of Probation with a medical waiver and access to all of his medical records; failing to provide sufficient information on his substance abuse recovery program; failing to file his first quarterly report; failing to timely schedule a meeting with the Office of Probation; failing to timely provide proof of weekly attendance at Alcoholics Anonymous meetings; failing to attend four AA meetings every month; and failing to timely provide proof of passage of the MPRE.

⁶ All references to standards (Std.) are to the Rules of Procedure of the State Bar, title IV, Standards for Attorney Sanctions for Professional Misconduct.

Mitigation

No evidence in mitigation was presented and none is apparent from the record. (Std. 1.6.)

Discussion

Section 6093 authorizes the revocation of probation for a violation of a probation condition, and standard 1.8 requires that the court recommend a greater discipline in this matter than that imposed in the underlying disciplinary proceeding, but any actual suspension cannot exceed the period of stayed suspension imposed in the underlying proceeding. (Rules Proc. of State Bar, rule 5.312.) The extent of the discipline to recommend is dependent, in part, on the seriousness of the probation violation and Respondent's recognition of his misconduct and his efforts to comply with the conditions. (*In the Matter of Potack* (Review Dept. 1991) 1 Cal. State Bar Ct. Rptr. 525, 540.)

The Office of Probation requested that Respondent be actually suspended for the full amount of stayed suspension and that he should remain suspended until he complies with standard 1.2(c)(1). The court agrees.

Recommendations

The court recommends that the probation of Respondent Frank Edward Goseco, member No. 132732, imposed in Supreme Court case No. S223448 (State Bar Court case Nos. 14-C-02707; 14-C-02708; 14-C-02710) be revoked; that the previous stay of execution of the suspension be lifted; and that Respondent be actually suspended from the practice of law for a minimum of two years and he will remain suspended until Respondent provides proof to the State Bar Court of his rehabilitation, fitness to practice and 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).)

Multistate Professional Responsibility Examination

It is not recommended that Respondent be ordered to take and pass the Multistate Professional Responsibility Examination (MPRE) because he recently took it on March 18, 2017.

California Rules of Court, Rule 9.20

It is further recommended that Respondent be ordered to comply with the requirements of rule 9.20 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of the Supreme Court order in this proceeding. Failure to do so may result in disbarment or suspension.⁷

Costs

It is recommended that costs be 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.

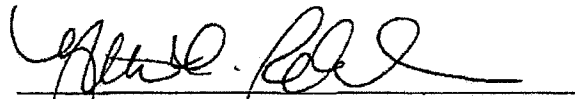
Order of Involuntary Inactive Enrollment

Section 6007, subdivision (d)(1), provides for an attorney's involuntary inactive enrollment for violating probation if: (A) the attorney is under a suspension order any portion of which has been stayed during a period of probation; (B) the court finds that probation has been violated; and (C) the court recommends that the attorney receive an actual suspension due to the probation violation or other disciplinary matter. The requirements of section 6007, subdivision (d)(1) have been met.

⁷ Respondent is required to file a rule 9.20(c) affidavit even if he has no clients to notify. (*Powers v. State Bar* (1988) 44 Cal.3d 337, 341.)

Respondent is ordered to be involuntarily enrolled inactive under section 6007,
subdivision (d)(1).⁸ This inactive enrollment order will be effective three calendar days after the
date upon which this order is served.

Dated: September 26, 2017



Yvette D. Roland
Judge of the State Bar Court

⁸ The court recommends that any period of involuntary inactive enrollment be credited against the period of actual suspension ordered. (Bus. & Prof. Code, § 6007, subd. (d)(3).)

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on September 26, 2017, I deposited a true copy of the following document(s):

**ORDER GRANTING MOTION TO REVOKE PROBATION AND FOR
INVOLUNTARY INACTIVE ENROLLMENT**

in a sealed envelope for collection and mailing on that date as follows:

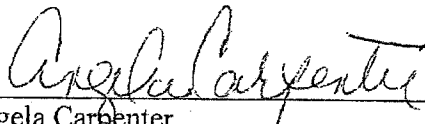
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

FRANK E. GOSECO
9 CARMESI
RANCHO SANTA MARGARITA, CA 92688 - 1655

- by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

Terrie L. Goldade, Office of Probation, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on September 26, 2017.



Angela Carpenter
Case Administrator
State Bar Court

1 THE STATE BAR OF CALIFORNIA
2 OFFICE OF PROBATION
3 TERRIE GOLDADE, No. 155348
4 SUPERVISING ATTORNEY
5 845 South Figueroa Street
6 Los Angeles, California 90017-2515
7 Telephone: (213) 765-1000

FILED

JUL 11 2017

**STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES**

8 **PUBLIC MATTER**

9 STATE BAR COURT

10 HEARING DEPARTMENT - LOS ANGELES

11 In the Matter of:

12 FRANK EDWARD GOSECO,
13 No. 132732,

14 A Member of the State Bar

) Case No. 17-PM- 04034
)
) MOTION TO REVOKE PROBATION;
) MEMORANDUM OF POINTS AND
) AUTHORITIES; DECLARATION OF IVY
) CHEUNG; EXHIBITS 1 THROUGH 3;
) PROBATION REVOCATION RESPONSE
) FORM [Rule 5.310 et seq., Rules of Procedure
) of the State Bar]

15
16 **TO: The State Bar Court and Frank Edward Goseco, Respondent:**

17 **PLEASE TAKE NOTICE THAT** the State Bar of California, Office of Probation,
18 hereby moves pursuant to Rules of Procedure of the State Bar of California, rules 5.310, et seq.,
19 to revoke the probation imposed upon Frank Edward Goseco ("Respondent") in prior
20 disciplinary case nos. 14-C-02707, 14-C-02708, and 14-C-02710 and to impose upon
21 Respondent the entire period of suspension of two years previously stayed by order no. S223448
22 of the Supreme Court filed on March 19, 2015. The State Bar requests that Respondent remain
23 on actual suspension and until Respondent complies with Standard 1.2(c)(1), Attorney Standards
24 for Attorney Sanctions for Professional Misconduct. The State Bar further requests that
25 Respondent be ordered to comply with rule 9.20, California Rules of Court, and that Respondent
26 be placed on involuntary inactive enrollment pursuant to Business and Professions Code section
27 6007(d).

1 This motion is based upon the factual allegations that Respondent has violated the terms
2 of probation imposed on Respondent by the aforementioned order as follows:

3 1. As a condition of probation, Respondent was ordered to, within 30 days from the
4 effective date of discipline—by May 18, 2015, contact the Office of Probation and schedule a
5 meeting with his assigned Probation Deputy to discuss the terms and conditions of his probation.
6 Respondent has not complied in that he contacted his Probation Deputy almost 2 months late, on
7 July 10, 2015, to schedule his required meeting. (The meeting was then held as scheduled on
8 July 14, 2015.)

9 2. As a condition of probation, Respondent was ordered to comply with the State
10 Bar Act and the Rules of Professional Conduct and to report such compliance in writing, under
11 penalty of perjury, to the Office of Probation each January 10, April 10, July 10, and October 10
12 (“quarterly reports”). Respondent has not complied in that he failed to file his first quarterly
13 report which was due July 10, 2015. On July 10, 2015 Respondent e-mailed a letter with a “re:”
14 line stating that it was his first quarterly report; however, it did not set forth the period it covered,
15 was not under penalty of perjury, did not state that he had complied with the Rules of
16 Professional Conduct and the Business and Professions Code, etc. Respondent has timely filed
17 the quarterly reports due October 10, 2015 through April 10, 2017; in each report, Respondent
18 has stated that he is in compliance with the State Bar Act, Rules of Professional Conduct, and all
19 probation conditions, notwithstanding the numerous violations set forth below.

20 3. As a condition of probation, Respondent was ordered to comply with all
21 conditions of probation imposed in his underlying criminal matters and declare such in
22 conjunction with his quarterly reports to be filed with the Office of Probation (“underlying
23 criminal matter reports”). Respondent has not complied in that he has failed to file an underlying
24 criminal matter report with his quarterly report due July 10, 2015. On July 10, 2015 Respondent
25 e-mailed a letter with a “re:” line stating that it was his first quarterly report; however, it did not
26 set forth the period it covered, was not under penalty of perjury, etc. In his October 10, 2015 and
27
28

1 January 10, 2017¹ quarterly reports, Respondent checked the boxes stating that during the
2 reporting period, his criminal probation was modified, terminated or expired and that he had
3 attached a statement of facts or copy of the document effectuating said change; however, no
4 statements of facts or documents evidencing said changes were attached.

5 4. As a condition of probation, Respondent was ordered to comply with a variety of
6 substance abuse conditions.

7 a. Upon the request of the Office of Probation, Respondent was to provide
8 the Office of Probation with medical waivers and access to all of Respondent's medical records.
9 By letter mailed and e-mailed to Respondent on April 14, 2015, the Office of Probation
10 requested that Respondent provide a medical waiver by May 18, 2015. Respondent has not
11 complied in that he failed to provide the requested medical waiver until almost 5 months later—
12 on October 10, 2015.

13 b. Pursuant to paragraph b on stipulation page 7, Respondent was ordered to
14 attend at least four Alcoholics Anonymous meetings per month. As a separate reporting
15 requirement, Respondent was ordered to provide to the Office of Probation satisfactory proof of
16 attendance during each month, on or before the tenth day of the following month. Satisfactory
17 proof, as set forth in paragraph 16 on page 10 of the stipulation, required that Respondent
18 include, among other things, contact information for the meeting secretary or other representative
19 willing to assist the Office of Probation in confirming Respondent's attendance. Respondent has
20 not complied as follows:

Due Date	Completed	Comments
5/10/15		Did not file
6/10/15		Report received late on 7/10/15; only attended 2 meetings in 5/15. Meeting secretary information late; it was not provided until 10/10/15.
7/10/15	7/10/15 & 10/10/15	Meetings timely, but meeting secretary information late; it was not provided until 10/10/15.
8/10/15	10/10/15 ²	Late

26 ¹ Respondent attached a "payment confirmation" to the Superior Court of Orange; nothing
27 demonstrating that his criminal probation was modified, terminated, or expired was attached.

28 ² In the quarterly report Respondent filed October 10, 2015, Respondent checked the box
stating that he attended at least 4 meetings per month of Alcoholics Anonymous and provided to

	Due Date	Completed	Comments
1	9/10/15		Report received late on 10/10/15; only attended 3 meetings in 8/15
2	10/10/15		Report received on 10/10/15; only attended 3 meetings in 9/15
3	11/10/15		Report received late on 1/10/16; only attended 3 meetings in 10/15
4	12/10/15	1/10/16	Late
5	1/10/16		Report received on 1/10/16; only attended 3 meetings in 12/15
6	2/10/16	4/10/16	Late
7	3/10/16	4/10/16	Late
8	4/10/16	4/10/16	Timely
9	5/10/16	4/10/16 & 7/10/16	Report received on 4/10/16 included 2 meetings in 4/16; report received late on 7/10/16 included other 2 meetings for 4/16
10	6/10/16	7/10/16	Late
11	7/10/16	7/10/16	Timely
12	8/10/16	7/10/16 & 10/10/16	Report received on 7/10/16 included 2 meetings in 7/16; report received late on 10/10/16 included other 2 meetings for 7/16
13	9/10/16	10/10/16	Late
14	10/10/16	10/10/16	Timely
15	11/10/16	10/10/16 & 1/10/17	Report received on 10/10/16 included 1 meeting in 10/16; report received late on 1/10/17 included other 3 meetings for 10/16
16	12/10/16	1/10/17	Late
17	1/10/17	1/10/17	Timely
18	2/10/17	4/10/17	Late
19	3/10/17	4/10/17	Late
20	4/10/17	4/10/17	Timely
21	5/10/17	7/10/17	Late
22	6/10/17	7/10/17	Late
23	7/10/17	7/10/17	Timely

20 c. Pursuant to paragraph 15 on stipulation page 9, satisfactory proof of
21 attendance of AA meetings shall include the name of Respondent's sponsor (If Respondent has a
22 sponsor), address, telephone number, and another other contact number. Respondent was
23 ordered to provide this information within 10 calendar days of the effective date of discipline.
24 The effective date of Respondent's discipline was April 18, 2015, so he was to provide the
25 ordered information by April 28, 2015. He did so late over 2 months late, on July 10, 2015.

26
27 the Office of Probation the required proof during each month on or before the tenth day of the
28 following month. However, Respondent did not attend 4 meetings in August or September and
did not provide proof for August or September by the tenth of the following month.

1 d. Pursuant to paragraph 16 on stipulation page 10, satisfactory proof of
2 attendance of AA meetings was to also include the name of the meeting; the location of the
3 meeting; and the name, address, telephone number, and other contact information (e.g. fax, e-
4 mail, etc. of the meeting secretary or other representative willing to assist the Office of Probation
5 in confirming Respondent's attendance. Although Respondent's proof of attendance included
6 the name of the meeting, they did not include the meeting location (except for Respondent's
7 report filed April 10, 2017, which did include the locations).

8 e. Respondent was ordered to comply with numerous out-patient substance
9 abuse treatment conditions, as was set forth on pages 7 through 10 of his stipulation. Respondent
10 has not complied as follows:

11 (i) Pursuant to paragraph 1 on stipulation pages 7-8, Respondent was
12 to, within 7 calendar days after his completion of the Salvation Army out-patient³
13 treatment program, provide written notice to Office of Probation by (1) certified mail,
14 return receipt requested, correctly and timely addressed to Probation Deputy, or (2)
15 timely personal service to Office of Probation Supervising Attorney. By e-mail sent
16 July 10, 2015, Respondent provided a certificate of completion of the Salvation Army
17 treatment program which was dated April 8, 2015. As such, it was not the notice
18 required in his stipulation, and even if it had been, it was late.

19 (ii) Pursuant to paragraph 2 on stipulation page 8, Respondent was to,
20 within 15 calendar days after his completion of the Salvation Army treatment
21 program, provide the Office of Probation the name, address and telephone number of
22 an ASAM certified medical doctor who agreed to treat Respondent; the Office of
23 Probation was to verify that the medical doctor was ASAM certified and that the
24 doctor had agreed to actually evaluate and treat Respondent. Because Respondent
25 completed the treatment program on April 8, 2015, Respondent was to provide the
26

27 ³ The Office of Probation notes that in Respondent's July 10, 2015 e-mail he included a
28 letter stating that the Salvation Army program was "residential". However, the certificate
provided by Respondent does not specify whether the program was residential or out-patient.

1 ordered information by April 23, 2015. Respondent did not do so until more than a
2 year later, on May 10, 2016, for Dr. Kamal Artin.

3 (iii) Pursuant to paragraph 3 on stipulation page 8, Respondent was to
4 provide, within 15 calendar days after his completion of the Salvation Army
5 treatment program, a complete copy of Respondent's stipulation to ASAM certified
6 medical doctor. Because Respondent completed the treatment program on April 8,
7 2015, Respondent was to provide the doctor with the stipulation by April 23, 2015.
8 In an e-mail sent May 10, 2016, Respondent asserted that he gave Dr. Kamal Artin "a
9 complete packet of my probation order and requirements." Respondent did not set
10 forth the date he gave such to Dr. Kamal Artin and did not provide a copy of what
11 was provided so that the Office of Probation could confirm that the "packet" included
12 a complete copy of the stipulation.

13 (iv) Pursuant to paragraph 4 on stipulation page 8, Respondent was to,
14 within 15 calendar days of his completion of the Salvation Army treatment program,
15 execute all necessary waivers of confidentiality with an approved ASAM certified
16 medical doctor. Because Respondent completed the treatment program on April 8,
17 2015, Respondent was to provide the waiver by April 23, 2015. In an e-mail sent
18 October 10, 2016, Respondent provided the Office of Probation a general
19 authorization to obtain and disclose medical information, but there was no evidence
20 that Respondent provided the waiver to any approved ASAM certified medical
21 doctor.

22 (v) Pursuant to paragraph 5 on stipulation page 8, Respondent was to,
23 within 30 calendar days of his completion of the Salvation Army treatment program,
24 provide the Office of Probation an original signed declaration from an approved
25 ASAM certified medical doctor acknowledging receipt of a complete copy of the
26 stipulation. Because Respondent completed the treatment program on April 8, 2015,
27 Respondent was to provide the waiver by May 8, 2015. At no time has Respondent
28 provided the required declaration.

1 (vi) Pursuant to paragraph 6 on stipulation page 8, Respondent was to,
2 within 30 calendar days after his completion of the Salvation Army treatment
3 program, provide (1) a copy of the waiver provided to an approved ASAM certified
4 medical doctor, and (2) signed declaration from an approved ASAM certified medical
5 doctor acknowledging receipt of the waiver. Because Respondent completed the
6 treatment program on April 8, 2015, Respondent was to provide the waiver and
7 declaration by May 8, 2015. At no time has Respondent provided the required waiver
8 and declaration.

9 (vii) Pursuant to paragraph 7 on stipulation page 8, Respondent was to,
10 within 45 calendar days after his completion of the Salvation Army treatment
11 program, undergo an evaluation with an approved ASAM certified medical doctor
12 for specified purposes including setting treatment conditions, which become part of
13 his probation requirements. Respondent was ordered to provide the Office of
14 Probation with proof of treatment compliance or waiver requested by the Office of
15 Probation. Because Respondent completed the treatment program on April 8, 2015,
16 Respondent was to undergo an evaluation by May 23, 2015. Pursuant to the
17 evaluation from Dr. Kamal Artin provided by Respondent on May 10, 2016,
18 Respondent was almost a year late in obtaining the evaluation on May 9, 2016.

19 (viii) Pursuant to paragraph 8 on stipulation page 9, Respondent was to
20 provide, within 60 calendar days after his completion of the Salvation Army
21 treatment program, a copy of the approved ASAM certified medical doctor's
22 written report to the Office of Probation. Because Respondent completed the
23 treatment program on April 8, 2015, Respondent was to provide the doctor's written
24 report/evaluation by June 7, 2015. Respondent was late in doing so on May 10,
25 2016.

26 (ix) Pursuant to paragraph 10 on stipulation page 9, Respondent was to
27 report his compliance with treatment conditions under penalty of perjury in his
28 quarterly reports. Respondent failed to do so as follows:

Due Date	Completed	Comments
7/10/15		Did not report
10/10/15		Respondent reported under penalty of perjury on 10/10/15 that he complied with all treatment conditions of his medical doctor. However, he crossed out "approved ASAM certified", and attached a declaration from his employer that the company did not yet offer health benefits to any employee.
1/10/16		Respondent reported under penalty of perjury on 1/10/16 that he complied with all treatment conditions of his approved ASAM certified medical doctor, but also attached a declaration from his employer stating that the company does not yet offer health benefits to any employee.
4/10/16		Respondent reported on 4/10/16, signed on 4/8/16 under penalty of perjury, that he complied with all treatment conditions of his approved ASAM certified medical doctor, but also attached a declaration from his employer stating that the company does not yet offer health benefits to any employee.
7/10/16		Respondent reported on 7/10/16, signed on 7/9/16 under penalty of perjury, that he complied with all treatment conditions of his approved ASAM certified medical doctor; however, on 5/10/16, Respondent provided an evaluation stating that it had been done on 5/9/16. As such, Respondent did not have treatment conditions for 4/16.
10/10/16	10/10/16	Timely
1/10/17		Did not report
4/10/17	4/10/17	Timely
7/10/17	7/10/17	Timely

(x) Pursuant to paragraph 11 on stipulation page 9, Respondent was ordered to have his approved ASAM certified medical doctor submit to the Office of Probation an original, signed declaration that Respondent is in compliance with the treatment conditions by each January 10, April 10, July 10, and October 10. Respondent failed to do so as follows:

Due Date	Completed	Comments
7/10/15		Did not provide
10/10/15		Did not provide
1/10/16		Did not provide
4/10/16		Did not provide
7/10/16		Respondent reported on 7/10/16, signed on 7/9/16 under penalty of perjury, that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
10/10/16		Respondent reported under penalty of perjury on 10/10/16 that he caused his approved ASAM certified medical doctor to submit to

		the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
1/10/17		Respondent reported under penalty of perjury on 1/10/17 that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
4/10/17		Respondent reported under penalty of perjury on 4/10/17 that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
7/10/17		Respondent reported on 7/10/17, signed under penalty of perjury on 7/6/17, that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.

This motion is also based on the attached Memorandum of Points and Authorities, the attached Declaration of Ivy Cheung, the attached exhibits, and all documents on file with the court in this matter.

In accordance with rules 5.314(A) and 5.314(E) of the Rules of Procedure of the State Bar of California, the Office of Probation requests that a hearing be held unless the Court, based upon this motion and any response, determines that imposition of the discipline as requested above is warranted.

NOTICE - FAILURE TO RESPOND

YOUR FAILURE TO FILE A RESPONSE WITHIN TWENTY (20) DAYS OF SERVICE OF THIS MOTION WILL CONSTITUTE AN ADMISSION OF THE FACTUAL ALLEGATIONS CONTAINED IN THIS MOTION AND MAY RESULT IN THE IMPOSITION OF ACTUAL SUSPENSION PURSUANT TO THE UNDERLYING DISCIPLINARY ORDER. ALSO, FAILURE TO REQUEST A HEARING WILL CONSTITUTE A WAIVER OF YOUR RIGHT TO A HEARING. SEE RULE 5.314(B) OF THE RULES OF PROCEDURE OF THE STATE BAR.

NOTICE - INACTIVE ENROLLMENT

YOU ARE HEREBY NOTIFIED THAT, PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6007(d), IF THE STATE BAR COURT

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RECOMMENDS ACTUAL SUSPENSION ON ACCOUNT OF A PROBATION VIOLATION OR OTHER DISCIPLINARY MATTER, YOU MAY BE INVOLUNTARILY ENROLLED AS AN INACTIVE MEMBER OF THE STATE BAR. YOUR INACTIVE ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE RECOMMENDED BY THE STATE BAR COURT. SEE RULE 5.315, RULES OF PROCEDURE OF THE STATE BAR.

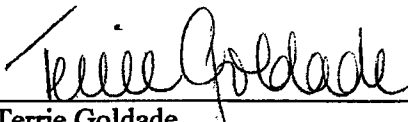
NOTICE – COST ASSESSMENT

IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6086.10. SEE RULE 5.129, ET SEQ., RULES OF PROCEDURE OF THE STATE BAR.

Respectfully submitted,

THE STATE BAR OF CALIFORNIA
OFFICE OF PROBATION

DATED: July 11, 2017

By: 
Terrie Goldade
Supervising Attorney

1 MEMORANDUM OF POINTS AND AUTHORITIES

2 I. RESPONDENT HAS NOT COMPLIED WITH THE TERMS OF PROBATION, AND
3 PROBATION SHOULD BE REVOKED.

4 By order filed March 19, 2015, the Supreme Court imposed discipline on Respondent in
5 case no. S223448. The Supreme Court suspended Respondent for two years but stayed the
6 execution of the suspension on the condition that Respondent comply with all terms of probation.

7 For his probation, Respondent was ordered as follows:

8 1. As a condition of probation, Respondent was ordered to, within 30 days from the
9 effective date of discipline—by May 18, 2015, contact the Office of Probation and schedule a
10 meeting with his assigned Probation Deputy to discuss the terms and conditions of his probation.
11 Respondent has not complied in that he contacted his Probation Deputy almost 2 months late, on
12 July 10, 2015, to schedule his required meeting. (The meeting was then held as scheduled on
13 July 14, 2015.)

14 2. As a condition of probation, Respondent was ordered to comply with the State
15 Bar Act and the Rules of Professional Conduct and to report such compliance in writing, under
16 penalty of perjury, to the Office of Probation each January 10, April 10, July 10, and October 10
17 (“quarterly reports”). Respondent has not complied in that he failed to file his first quarterly
18 report which was due July 10, 2015. On July 10, 2015 Respondent e-mailed a letter with a “re:”
19 line stating that it was his first quarterly report; however, it did not set forth the period it covered,
20 was not under penalty of perjury, did not state that he had complied with the Rules of
21 Professional Conduct and the Business and Professions Code, etc. Respondent has timely filed
22 the quarterly reports due October 10, 2015 through April 10, 2017; in each report, Respondent
23 has stated that he is in compliance with the State Bar Act, Rules of Professional Conduct, and all
24 probation conditions, notwithstanding the numerous violations set forth below.

25 3. As a condition of probation, Respondent was ordered to comply with all
26 conditions of probation imposed in his underlying criminal matters and declare such in
27 conjunction with his quarterly reports to be filed with the Office of Probation (“underlying
28 criminal matter reports”). Respondent has not complied in that he has failed to file an underlying

1 criminal matter report with his quarterly report due July 10, 2015. On July 10, 2015 Respondent
2 e-mailed a letter with a "re:" line stating that it was his first quarterly report; however, it did not
3 set forth the period it covered, was not under penalty of perjury, etc. In his October 10, 2015 and
4 January 10, 2017⁴ quarterly reports, Respondent checked the boxes stating that during the
5 reporting period, his criminal probation was modified, terminated or expired and that he had
6 attached a statement of facts or copy of the document effectuating said change; however, no
7 statements of facts or documents evidencing said changes were attached.

8 4. As a condition of probation, Respondent was ordered to comply with a variety of
9 substance abuse conditions.

- 10 a. Upon the request of the Office of Probation, Respondent was to provide the Office of
11 Probation with medical waivers and access to all of Respondent's medical records. By
12 letter mailed and e-mailed to Respondent on April 14, 2015, the Office of Probation
13 requested that Respondent provide a medical waiver by May 18, 2015. Respondent has
14 not complied in that he failed to provide the requested medical waiver until almost 5
15 months later—on October 10, 2015.
- 16 b. Pursuant to paragraph b on stipulation page 7, Respondent was ordered to attend at least
17 four Alcoholics Anonymous meetings per month. As a separate reporting requirement,
18 Respondent was ordered to provide to the Office of Probation satisfactory proof of
19 attendance during each month, on or before the tenth day of the following month.
20 Satisfactory proof, as set forth in paragraph 16 on page 10 of the stipulation, required that
21 Respondent include, among other things, contact information for the meeting secretary or
22 other representative willing to assist the Office of Probation in confirming Respondent's
23 attendance. Respondent has not complied as follows:

24 ///

25 ///

26
27 ⁴ Respondent attached a "payment confirmation" to the Superior Court of Orange; nothing
28 demonstrating that his criminal probation was modified, terminated, or expired was attached.

	Due Date	Completed	Comments
1	5/10/15		Did not file
2	6/10/15		Report received late on 7/10/15; only attended 2 meetings in 5/15. Meeting secretary information late; it was not provided until 10/10/15.
3	7/10/15	7/10/15 & 10/10/15	Meetings timely, but meeting secretary information late; it was not provided until 10/10/15.
4	8/10/15	10/10/15 ⁵	Late
5	9/10/15		Report received late on 10/10/15; only attended 3 meetings in 8/15
6	10/10/15		Report received on 10/10/15; only attended 3 meetings in 9/15
7	11/10/15		Report received late on 1/10/16; only attended 3 meetings in 10/15
8	12/10/15	1/10/16	Late
9	1/10/16		Report received on 1/10/16; only attended 3 meetings in 12/15
10	2/10/16	4/10/16	Late
11	3/10/16	4/10/16	Late
12	4/10/16	4/10/16	Timely
13	5/10/16	4/10/16 & 7/10/16	Report received on 4/10/16 included 2 meetings in 4/16; report received late on 7/10/16 included other 2 meetings for 4/16
14	6/10/16	7/10/16	Late
15	7/10/16	7/10/16	Timely
16	8/10/16	7/10/16 & 10/10/16	Report received on 7/10/16 included 2 meetings in 7/16; report received late on 10/10/16 included other 2 meetings for 7/16
17	9/10/16	10/10/16	Late
18	10/10/16	10/10/16	Timely
19	11/10/16	10/10/16 & 1/10/17	Report received on 10/10/16 included 1 meeting in 10/16; report received late on 1/10/17 included other 3 meetings for 10/16
20	12/10/16	1/10/17	Late
21	1/10/17	1/10/17	Timely
22	2/10/17	4/10/17	Late
23	3/10/17	4/10/17	Late
24	4/10/17	4/10/17	Timely
25	5/10/17	7/10/17	Late
26	6/10/17	7/10/17	Late
27	7/10/17	7/10/17	Timely

⁵ In the quarterly report Respondent filed October 10, 2015, Respondent checked the box stating that he attended at least 4 meetings per month of Alcoholics Anonymous and provided to the Office of Probation the required proof during each month on or before the tenth day of the following month. However, Respondent did not attend 4 meetings in August or September and did not provide proof for August or September by the tenth of the following month.

1 c. Pursuant to paragraph 15 on stipulation page 9, satisfactory proof of attendance of AA
2 meetings shall include the name of Respondent's sponsor (If Respondent has a sponsor),
3 address, telephone number, and another other contact number. Respondent was ordered
4 to provide this information within 10 calendar days of the effective date of discipline.
5 The effective date of Respondent's discipline was April 18, 2015, so he was to provide
6 the ordered information by April 28, 2015. He did so late over 2 months late, on July 10,
7 2015.

8 d. Pursuant to paragraph 16 on stipulation page 10, satisfactory proof of attendance of AA
9 meetings was to also include the name of the meeting; the location of the meeting; and
10 the name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.
11 of the meeting secretary or other representative willing to assist the Office of Probation in
12 confirming Respondent's attendance. Although Respondent's proof of attendance
13 included the name of the meeting, they did not include the meeting location (except for
14 Respondent's report filed April 10, 2017, which did include the locations).

15 e. Respondent was ordered to comply with numerous out-patient substance abuse treatment
16 conditions, as was set forth on pages 7 through 10 of his stipulation. Respondent has not
17 complied as follows:

18 (i) Pursuant to paragraph 1 on stipulation pages 7-8, Respondent was to, within 7
19 calendar days after his completion of the Salvation Army out-patient⁶ treatment
20 program, provide written notice to Office of Probation by (1) certified mail, return
21 receipt requested, correctly and timely addressed to Probation Deputy, or (2) timely
22 personal service to Office of Probation Supervising Attorney. By e-mail sent July 10,
23 2015, Respondent provided a certificate of completion of the Salvation Army
24 treatment program which was dated April 8, 2015. As such, it was not the notice
25 required in his stipulation, and even if it had been, it was late.

26
27 ⁶ The Office of Probation notes that in Respondent's July 10, 2015 e-mail he included a
28 letter stating that the Salvation Army program was "residential". However, the certificate
provided by Respondent does not specify whether the program was residential or out-patient.

- 1 (ii) Pursuant to paragraph 2 on stipulation page 8, Respondent was to, within 15 calendar
2 days after his completion of the Salvation Army treatment program, provide the
3 Office of Probation the name, address and telephone number of an ASAM certified
4 medical doctor who agreed to treat Respondent; the Office of Probation was to verify
5 that the medical doctor was ASAM certified and that the doctor had agreed to actually
6 evaluate and treat Respondent. Because Respondent completed the treatment
7 program on April 8, 2015, Respondent was to provide the ordered information by
8 April 23, 2015. Respondent did not do so until more than a year later, on May 10,
9 2016, for Dr. Kamal Artin.
- 10 (iii) Pursuant to paragraph 3 on stipulation page 8, Respondent was to provide, within 15
11 calendar days after his completion of the Salvation Army treatment program, a
12 complete copy of Respondent's stipulation to ASAM certified medical doctor.
13 Because Respondent completed the treatment program on April 8, 2015, Respondent
14 was to provide the doctor with the stipulation by April 23, 2015. In an e-mail sent
15 May 10, 2016, Respondent asserted that he gave Dr. Kamal Artin "a complete packet
16 of my probation order and requirements." Respondent did not set forth the date he
17 gave such to Dr. Kamal Artin and did not provide a copy of what was provided so
18 that the Office of Probation could confirm that the "packet" included a complete copy
19 of the stipulation.
- 20 (iv) Pursuant to paragraph 4 on stipulation page 8, Respondent was to, within 15
21 calendar days of his completion of the Salvation Army treatment program, execute all
22 necessary waivers of confidentiality with an approved ASAM certified medical
23 doctor. Because Respondent completed the treatment program on April 8, 2015,
24 Respondent was to provide the waiver by April 23, 2015. In an e-mail sent October
25 10, 2016, Respondent provided the Office of Probation a general authorization to
26 obtain and disclose medical information, but there was no evidence that Respondent
27 provided the waiver to any approved ASAM certified medical doctor.

- 1 (v) Pursuant to paragraph 5 on stipulation page 8, Respondent was to, within 30 calendar
2 days of his completion of the Salvation Army treatment program, provide the Office
3 of Probation an original signed declaration from an approved ASAM certified
4 medical doctor acknowledging receipt of a complete copy of the stipulation. Because
5 Respondent completed the treatment program on April 8, 2015, Respondent was to
6 provide the waiver by May 8, 2015. At no time has Respondent provided the
7 required declaration.
- 8 (vi) Pursuant to paragraph 6 on stipulation page 8, Respondent was to, within 30
9 calendar days after his completion of the Salvation Army treatment program, provide
10 (1) a copy of the waiver provided to an approved ASAM certified medical doctor, and
11 (2) signed declaration from an approved ASAM certified medical doctor
12 acknowledging receipt of the waiver. Because Respondent completed the treatment
13 program on April 8, 2015, Respondent was to provide the waiver and declaration by
14 May 8, 2015. At no time has Respondent provided the required wavier and
15 declaration.
- 16 (vii) Pursuant to paragraph 7 on stipulation page 8, Respondent was to, within 45
17 calendar days after his completion of the Salvation Army treatment program, undergo
18 an evaluation with an approved ASAM certified medical doctor for specified
19 purposes including setting treatment conditions, which become part of his probation
20 requirements. Respondent was ordered to provide the Office of Probation with proof
21 of treatment compliance or waiver requested by the Office of Probation. Because
22 Respondent completed the treatment program on April 8, 2015, Respondent was to
23 undergo an evaluation by May 23, 2015. Pursuant to the evaluation from Dr. Kamal
24 Artin provided by Respondent on May 10, 2016, Respondent was almost a year late
25 in obtaining the evaluation on May 9, 2016.
- 26 (viii) Pursuant to paragraph 8 on stipulation page 9, Respondent was to provide, within
27 60 calendar days after his completion of the Salvation Army treatment program, a
28 copy of the approved ASAM certified medical doctor's written report to the Office of

1 Probation. Because Respondent completed the treatment program on April 8, 2015,
 2 Respondent was to provide the doctor's written report/evaluation by June 7, 2015.
 3 Respondent was late in doing so on May 10, 2016.

4 (ix) Pursuant to paragraph 10 on stipulation page 9, Respondent was to report his
 5 compliance with treatment conditions under penalty of perjury in his quarterly
 6 reports. Respondent failed to do so as follows:

Due Date	Completed	Comments
7/10/15		Did not report
10/10/15		Respondent reported under penalty of perjury on 10/10/15 that he complied with all treatment conditions of his medical doctor. However, he crossed out "approved ASAM certified", and attached a declaration from his employer that the company did not yet offer health benefits to any employee.
1/10/16		Respondent reported under penalty of perjury on 1/10/16 that he complied with all treatment conditions of his approved ASAM certified medical doctor, but also attached a declaration from his employer stating that the company does not yet offer health benefits to any employee.
4/10/16		Respondent reported on 4/10/16, signed on 4/8/16 under penalty of perjury, that he complied with all treatment conditions of his approved ASAM certified medical doctor, but also attached a declaration from his employer stating that the company does not yet offer health benefits to any employee.
7/10/16		Respondent reported on 7/10/16, signed on 7/9/16 under penalty of perjury, that he complied with all treatment conditions of his approved ASAM certified medical doctor; however, on 5/10/16, Respondent provided an evaluation stating that it had been done on 5/9/16. As such, Respondent did not have treatment conditions for 4/16.
10/10/16	10/10/16	Timely
1/10/17		Did not report
4/10/17	4/10/17	Timely
7/10/17	7/10/17	Timely

22 (x) Pursuant to paragraph 11 on stipulation page 9, Respondent was ordered to have his
 23 approved ASAM certified medical doctor submit to the Office of Probation an
 24 original, signed declaration that Respondent is in compliance with the treatment
 25 conditions by each January 10, April 10, July 10, and October 10. Respondent failed
 26 to do so as follows:
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Due Date	Completed	Comments
7/10/15		Did not provide
10/10/15		Did not provide
1/10/16		Did not provide
4/10/16		Did not provide
7/10/16		Respondent reported on 7/10/16, signed on 7/9/16 under penalty of perjury, that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
10/10/16		Respondent reported under penalty of perjury on 10/10/16 that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
1/10/17		Respondent reported under penalty of perjury on 1/10/17 that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
4/10/17		Respondent reported under penalty of perjury on 4/10/17 that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
7/10/17		Respondent reported on 7/10/17, signed under penalty of perjury on 7/6/17, that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.

Consequently, the State Bar Court should recommend revocation of Respondent's probation.

Attached hereto as Exhibit 1 is a certified copy of Respondent's registration card and Respondent's membership records address history with the State Bar of California. Exhibit 1 will be offered as evidence based upon the certification of Membership Records and Certification to show that Respondent was properly served in this proceeding.

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1 A. Respondent Was Served With The Supreme Court Order.

2 It is presumed that Respondent was served with the disciplinary order of the Supreme
3 Court imposing a period of probation. The clerks of the reviewing courts have a duty to transmit
4 a copy of all decisions of those courts to the parties. (California Rules of Court, rule 8.532(a).)
5 Pursuant to Evidence Code section 664, there is a rebuttable presumption that such official duties
6 have been regularly performed. Therefore, absent any evidence to the contrary, it is presumed
7 that the Supreme Court clerk has complied with the duty to transmit to Respondent a copy of the
8 order placing Respondent on probation. (*In re Linda D.* (1970) 3 Cal.App. 3d 567; *People v.*
9 *Smith* (1965) 234 Cal.App.2d 407; *Fischer v. Lukens* (1919) 41 Cal.App. 358.)

10 B. Respondent's Violation of Probation Was Willful

11 Violation of a condition of probation must be willful to warrant discipline. (*In the Matter*
12 *of Potack* (1991 Review Dept.) 1 Cal. State Bar Ct. Rptr. 525.) A willful failure is demonstrated
13 by a general purpose or willingness to permit the omission and can be proven by direct or
14 circumstantial evidence. (*Durbin v. State Bar* (1979) 23 Cal.3d 461; *Zitny v. State Bar* (1966) 64
15 Cal.2d 787.) It does not require bad faith.

16 The burden of proof in a probation revocation proceeding is the preponderance of the
17 evidence. (Rule 5.311, Rules of Procedure.) For purposes of determining culpability, it is
18 misguided to distinguish between "substantial" and "insubstantial" or "technical" violations of
19 probation conditions. (*In the Matter of Potack*, supra.) Respondent's failure to comply with
20 probation demonstrates a lack of concern about professional responsibilities, and therefore,
21 probation should be revoked.

22 II. RESPONDENT'S VIOLATION OF PROBATION WARRANTS THE IMPOSITION
23 OF THE FULL STAYED SUSPENSION.

24 In a probation revocation proceeding, the hearing judge may recommend actual
25 suspension up to the entire period of stayed suspension. (Rule 5.312, Rules of Procedure.) In
26 this case, the Supreme Court imposed a stayed suspension of two years. Based on the numerous
27 violations of his probation, the hearing judge should now recommend that Respondent be
28 actually suspended for the full period of stayed suspension. Respondent should remain

1 suspended and until Respondent complies with Standard 1.2(c)(1), Attorney Standards for
2 Attorney Sanctions for Professional Misconduct. (*In the Matter of Luis* (Review Dept. 2004) 4
3 Cal. State Bar Ct. Rptr. 737).

4 III. UPON FINDING OF VIOLATION OF PROBATION, THE COURT MAY ORDER A
5 RESPONDENT PLACED ON INACTIVE STATUS.

6 In a probation revocation proceeding, the hearing judge may order the involuntary
7 inactive enrollment of a Respondent upon a finding that each of the elements of Business and
8 Professions Code section 6007(d) have occurred. (Rule 5.315, Rules of Procedure.) Those
9 elements have occurred where the Respondent is under an order of stayed suspension with a
10 period of probation and has violated that probation and where the hearing judge recommends a
11 period of actual suspension. (Business and Professions Code, section 6007(d)(1).) See *In the*
12 *Matter of Tiernan* (Review Dept. 1996) 3 Cal. State Bar Ct. Rptr. 523, 531-532. The order
13 enrolling a respondent inactive shall be effective upon service unless otherwise ordered by the
14 judge. (Rule 5.315, Rules of Procedure.)

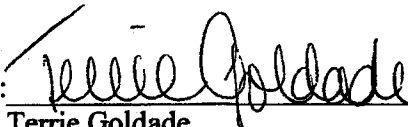
15 CONCLUSION

16 The Supreme Court has stayed Respondent's suspension and placed him on probation,
17 which Respondent has violated. The State Bar requests that the hearing judge recommend
18 Respondent's probation be revoked and that two years of actual suspension be imposed.
19 Respondent should remain suspended and until he complies with Standard 1.2(c)(1), Attorney
20 Standards for Attorney Sanctions for Professional Misconduct. Furthermore, the hearing judge
21 should order Respondent placed on involuntary inactive enrollment until the suspension is
22 effective and order Respondent to comply with Rule 9.20, California Rules of Court.

23 Respectfully submitted,

24 THE STATE BAR OF CALIFORNIA
25 OFFICE OF PROBATION

26
27 DATED: July 11, 2017

26
27 By: 
28 Terrie Goldade
Supervising Attorney

1 received by any Office of Probation employee concerning a Respondent and place such
2 memoranda in the file.

3 7. A review of the probation file on Respondent reflects that a disciplinary order
4 imposing probation is contained therein. A certified copy of said order, filed on March 19, 2015,
5 is attached hereto and incorporated by reference as Exhibit 2. A certified copy of the stipulation
6 filed November 12, 2014 is also included within Exhibit 2 for the Court's convenience. Pursuant
7 to said order, the terms and conditions of probation imposed on Respondent include the
8 following:

9 a. As a condition of probation, Respondent was ordered to, within 30 days from the
10 effective date of discipline—by May 18, 2015, contact the Office of Probation and schedule a
11 meeting with his assigned Probation Deputy to discuss the terms and conditions of his
12 probation. Respondent has not complied in that he contacted his Probation Deputy almost 2
13 months late, on July 10, 2015, to schedule his required meeting. (The meeting was then held
14 as scheduled on July 14, 2015.)

15 b. As a condition of probation, Respondent was ordered to comply with the State Bar Act
16 and the Rules of Professional Conduct and to report such compliance in writing, under
17 penalty of perjury, to the Office of Probation each January 10, April 10, July 10, and October
18 10 (“quarterly reports”). Respondent has not complied in that he failed to file his first
19 quarterly report which was due July 10, 2015. On July 10, 2015 Respondent e-mailed a
20 letter with a “re:” line stating that it was his first quarterly report; however, it did not set forth
21 the period it covered, was not under penalty of perjury, did not state that he had complied
22 with the Rules of Professional Conduct and the Business and Professions Code, etc.
23 Respondent has timely filed the quarterly reports due October 10, 2015 through April 10,
24 2017; in each report, Respondent has stated that he is in compliance with the State Bar Act,
25 Rules of Professional Conduct, and all probation conditions, notwithstanding the numerous
26 violations set forth below.

27 c. As a condition of probation, Respondent was ordered to comply with all conditions of
28 probation imposed in his underlying criminal matters and declare such in conjunction with

1 his quarterly reports to be filed with the Office of Probation (“underlying criminal matter
2 reports”). Respondent has not complied in that he has failed to file an underlying criminal
3 matter report with his quarterly report due July 10, 2015. On July 10, 2015 Respondent e-
4 mailed a letter with a “re:” line stating that it was his first quarterly report; however, it did
5 not set forth the period it covered, was not under penalty of perjury, etc. In his October 10,
6 2015 and January 10, 2017⁷ quarterly reports, Respondent checked the boxes stating that
7 during the reporting period, his criminal probation was modified, terminated or expired and
8 that he had attached a statement of facts or copy of the document effectuating said change;
9 however, no statements of facts or documents evidencing said changes were attached.

10 d. As a condition of probation, Respondent was ordered to comply with a variety of
11 substance abuse conditions.

12 i. Upon the request of the Office of Probation, Respondent was to provide the
13 Office of Probation with medical waivers and access to all of Respondent’s medical
14 records. By letter mailed and e-mailed to Respondent on April 14, 2015, the Office of
15 Probation requested that Respondent provide a medical waiver by May 18, 2015.
16 Respondent has not complied in that he failed to provide the requested medical waiver
17 until almost 5 months later—on October 10, 2015.

18 ii. Pursuant to paragraph b on stipulation page 7, Respondent was ordered to
19 attend at least four Alcoholics Anonymous meetings per month. As a separate
20 reporting requirement, Respondent was ordered to provide to the Office of Probation
21 satisfactory proof of attendance during each month, on or before the tenth day of the
22 following month. Satisfactory proof, as set forth in paragraph 16 on page 10 of the
23 stipulation, required that Respondent include, among other things, contact information
24 for the meeting secretary or other representative willing to assist the Office of Probation
25 in confirming Respondent’s attendance. Respondent has not complied as follows:
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27 ⁷ Respondent attached a “payment confirmation” to the Superior Court of Orange; nothing
28 demonstrating that his criminal probation was modified, terminated, or expired was attached.

	Due Date	Completed	Comments
1	5/10/15		Did not file
2	6/10/15		Report received late on 7/10/15; only attended 2 meetings in 5/15. Meeting secretary information late; it was not provided until 10/10/15.
3	7/10/15	7/10/15 & 10/10/15	Meetings timely, but meeting secretary information late; it was not provided until 10/10/15.
4	8/10/15	10/10/15 ⁸	Late
5	9/10/15		Report received late on 10/10/15; only attended 3 meetings in 8/15
6	10/10/15		Report received on 10/10/15; only attended 3 meetings in 9/15
7	11/10/15		Report received late on 1/10/16; only attended 3 meetings in 10/15
8	12/10/15	1/10/16	Late
8	1/10/16		Report received on 1/10/16; only attended 3 meetings in 12/15
9	2/10/16	4/10/16	Late
10	3/10/16	4/10/16	Late
10	4/10/16	4/10/16	Timely
11	5/10/16	4/10/16 & 7/10/16	Report received on 4/10/16 included 2 meetings in 4/16; report received late on 7/10/16 included other 2 meetings for 4/16
12	6/10/16	7/10/16	Late
13	7/10/16	7/10/16	Timely
14	8/10/16	7/10/16 & 10/10/16	Report received on 7/10/16 included 2 meetings in 7/16; report received late on 10/10/16 included other 2 meetings for 7/16
15	9/10/16	10/10/16	Late
16	10/10/16	10/10/16	Timely
17	11/10/16	10/10/16 & 1/10/17	Report received on 10/10/16 included 1 meeting in 10/16; report received late on 1/10/17 included other 3 meetings for 10/16
18	12/10/16	1/10/17	Late
18	1/10/17	1/10/17	Timely
19	2/10/17	4/10/17	Late
20	3/10/17	4/10/17	Late
21	4/10/17	4/10/17	Timely
21	5/10/17	7/10/17	Late
22	6/10/17	7/10/17	Late
23	7/10/17	7/10/17	Timely

26 ⁸ In the quarterly report Respondent filed October 10, 2015, Respondent checked the box
27 stating that he attended at least 4 meetings per month of Alcoholics Anonymous and provided to
28 the Office of Probation the required proof during each month on or before the tenth day of the
following month. However, Respondent did not attend 4 meetings in August or September and
did not provide proof for August or September by the tenth of the following month.

1 iii. Pursuant to paragraph 15 on stipulation page 9, satisfactory proof of
2 attendance of AA meetings shall include the name of Respondent's sponsor (If
3 Respondent has a sponsor), address, telephone number, and another other contact
4 number. Respondent was ordered to provide this information within 10 calendar days
5 of the effective date of discipline. The effective date of Respondent's discipline was
6 April 18, 2015, so he was to provide the ordered information by April 28, 2015. He did
7 so late over 2 months late, on July 10, 2015.

8 iv. Pursuant to paragraph 16 on stipulation page 10, satisfactory proof of
9 attendance of AA meetings was to also include the name of the meeting; the location of
10 the meeting; and the name, address, telephone number, and other contact information
11 (e.g. fax, e-mail, etc. of the meeting secretary or other representative willing to assist
12 the Office of Probation in confirming Respondent's attendance. Although
13 Respondent's proof of attendance included the name of the meeting, they did not
14 include the meeting location (except for Respondent's report filed April 10, 2017,
15 which did include the locations).

16 v. Respondent was ordered to comply with numerous out-patient substance
17 abuse treatment conditions, as was set forth on pages 7 through 10 of his stipulation.
18 Respondent has not complied as follows:

19 (a) Pursuant to paragraph 1 on stipulation pages 7-8, Respondent was to,
20 within 7 calendar days after his completion of the Salvation Army out-patient⁹
21 treatment program, provide written notice to Office of Probation by (1) certified
22 mail, return receipt requested, correctly and timely addressed to Probation Deputy,
23 or (2) timely personal service to Office of Probation Supervising Attorney. By e-
24 mail sent July 10, 2015, Respondent provided a certificate of completion of the
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27 ⁹ The Office of Probation notes that in Respondent's July 10, 2015 e-mail he included a
28 letter stating that the Salvation Army program was "residential". However, the certificate
provided by Respondent does not specify whether the program was residential or out-patient.

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Salvation Army treatment program which was dated April 8, 2015. As such, it was not the notice required in his stipulation, and even if it had been, it was late.

(b) Pursuant to paragraph 2 on stipulation page 8, Respondent was to, within 15 calendar days after his completion of the Salvation Army treatment program, provide the Office of Probation the name, address and telephone number of an ASAM certified medical doctor who agreed to treat Respondent; the Office of Probation was to verify that the medical doctor was ASAM certified and that the doctor had agreed to actually evaluate and treat Respondent. Because Respondent completed the treatment program on April 8, 2015, Respondent was to provide the ordered information by April 23, 2015. Respondent did not do so until more than a year later, on May 10, 2016, for Dr. Kamal Artin.

(c) Pursuant to paragraph 3 on stipulation page 8, Respondent was to provide, within 15 calendar days after his completion of the Salvation Army treatment program, a complete copy of Respondent's stipulation to ASAM certified medical doctor. Because Respondent completed the treatment program on April 8, 2015, Respondent was to provide the doctor with the stipulation by April 23, 2015. In an e-mail sent May 10, 2016, Respondent asserted that he gave Dr. Kamal Artin "a complete packet of my probation order and requirements." Respondent did not set forth the date he gave such to Dr. Kamal Artin and did not provide a copy of what was provided so that the Office of Probation could confirm that the "packet" included a complete copy of the stipulation.

(d) Pursuant to paragraph 4 on stipulation page 8, Respondent was to, within 15 calendar days of his completion of the Salvation Army treatment program, execute all necessary waivers of confidentiality with an approved ASAM certified medical doctor. Because Respondent completed the treatment program on April 8, 2015, Respondent was to provide the waiver by April 23, 2015. In an e-mail sent October 10, 2016, Respondent provided the Office of Probation a general authorization to

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obtain and disclose medical information, but there was no evidence that Respondent provided the waiver to any approved ASAM certified medical doctor.

(e) Pursuant to paragraph 5 on stipulation page 8, Respondent was to, within 30 calendar days of his completion of the Salvation Army treatment program, provide the Office of Probation an original signed declaration from an approved ASAM certified medical doctor acknowledging receipt of a complete copy of the stipulation. Because Respondent completed the treatment program on April 8, 2015, Respondent was to provide the waiver by May 8, 2015. At no time has Respondent provided the required declaration.

(f) Pursuant to paragraph 6 on stipulation page 8, Respondent was to, within 30 calendar days after his completion of the Salvation Army treatment program, provide (1) a copy of the waiver provided to an approved ASAM certified medical doctor, and (2) signed declaration from an approved ASAM certified medical doctor acknowledging receipt of the waiver. Because Respondent completed the treatment program on April 8, 2015, Respondent was to provide the waiver and declaration by May 8, 2015. At no time has Respondent provided the required wavier and declaration.

(g) Pursuant to paragraph 7 on stipulation page 8, Respondent was to, within 45 calendar days after his completion of the Salvation Army treatment program, undergo an evaluation with an approved ASAM certified medical doctor for specified purposes including setting treatment conditions, which become part of his probation requirements. Respondent was ordered to provide the Office of Probation with proof of treatment compliance or waiver requested by the Office of Probation. Because Respondent completed the treatment program on April 8, 2015, Respondent was to undergo an evaluation by May 23, 2015. Pursuant to the evaluation from Dr. Kamal Artin provided by Respondent on May 10, 2016, Respondent was almost a year late in obtaining the evaluation on May 9, 2016.

1 (h) Pursuant to paragraph 8 on stipulation page 9, Respondent was to provide,
 2 within 60 calendar days after his completion of the Salvation Army treatment
 3 program, a copy of the approved ASAM certified medical doctor's written report to
 4 the Office of Probation. Because Respondent completed the treatment program on
 5 April 8, 2015, Respondent was to provide the doctor's written report/evaluation by
 6 June 7, 2015. Respondent was late in doing so on May 10, 2016.

7 (i) Pursuant to paragraph 10 on stipulation page 9, Respondent was to report
 8 his compliance with treatment conditions under penalty of perjury in his quarterly
 9 reports. Respondent failed to do so as follows:

Due Date	Completed	Comments
7/10/15		Did not report
10/10/15		Respondent reported under penalty of perjury on 10/10/15 that he complied with all treatment conditions of his medical doctor. However, he crossed out "approved ASAM certified", and attached a declaration from his employer that the company did not yet offer health benefits to any employee.
1/10/16		Respondent reported under penalty of perjury on 1/10/16 that he complied with all treatment conditions of his approved ASAM certified medical doctor, but also attached a declaration from his employer stating that the company does not yet offer health benefits to any employee.
4/10/16		Respondent reported on 4/10/16, signed on 4/8/16 under penalty of perjury, that he complied with all treatment conditions of his approved ASAM certified medical doctor, but also attached a declaration from his employer stating that the company does not yet offer health benefits to any employee.
7/10/16		Respondent reported on 7/10/16, signed on 7/9/16 under penalty of perjury, that he complied with all treatment conditions of his approved ASAM certified medical doctor; however, on 5/10/16, Respondent provided an evaluation stating that it had been done on 5/9/16. As such, Respondent did not have treatment conditions for 4/16.
10/10/16	10/10/16	Timely
1/10/17		Did not report
4/10/17	4/10/17	Timely
7/10/17	7/10/17	Timely

25 (j) Pursuant to paragraph 11 on stipulation page 9, Respondent was ordered to
 26 have his approved ASAM certified medical doctor submit to the Office of Probation
 27 an original, signed declaration that Respondent is in compliance with the treatment
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conditions by each January 10, April 10, July 10, and October 10. Respondent failed to do so as follows:

Due Date	Completed	Comments
7/10/15		Did not provide
10/10/15		Did not provide
1/10/16		Did not provide
4/10/16		Did not provide
7/10/16		Respondent reported on 7/10/16, signed on 7/9/16 under penalty of perjury, that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
10/10/16		Respondent reported under penalty of perjury on 10/10/16 that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
1/10/17		Respondent reported under penalty of perjury on 1/10/17 that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
4/10/17		Respondent reported under penalty of perjury on 4/10/17 that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.
7/10/17		Respondent reported on 7/10/17, signed under penalty of perjury on 7/6/17, that he caused his approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming his compliance, but no proof of such request by Respondent, or declaration signed by the doctor, was received by the Office of Probation.

8. As Custodian of Records, I have reviewed the entire contents of the probation file on Respondent which reflects that the relevant portions of the disciplinary orders imposing probation and a letter confirming the terms and conditions of probation, including suspension, were provided to the Respondent on April 14, 2015.

1 9. The following documents, attached hereto and incorporated by reference
2 collectively as Exhibit 3, are contained in the Office of Probation file maintained on respondent:

3 a. Reminder letter e-mailed to Respondent on April 14, 2015 outlining the
4 terms and conditions of his probation with various attachments regarding the terms and
5 conditions of his probation, including relevant portions of his stipulation. The letter
6 stated, among other things, that a request for extension of time or modification was to be
7 filed with the State Bar Court and that failure to timely submit reports or proof of
8 compliance could result in a non-compliance referral which could lead to the imposition
9 of additional discipline. A delivery confirmation was received by the Office of
10 Probation.

11 b. Reminder letter mailed to Respondent on April 14, 2015 outlining the
12 terms and conditions of his probation with various attachments regarding the terms and
13 conditions of his probation, including relevant portions of his stipulation returned by
14 United States Postal Service on April 27, 2015 as "attempted – not known" and "unable
15 to forward". (The letter stated, among other things, that a request for extension of time or
16 modification was to be filed with the State Bar Court and that failure to timely submit
17 reports or proof of compliance could result in a non-compliance referral which could lead
18 to the imposition of additional discipline.)

19 c. June 5, 2015 letter e-mailed to Respondent setting forth numerous
20 conditions with which he was not complying. A copy of the April 14, 2015 letter with
21 attachments was included. The letter informed Respondent that he was facing a non-
22 compliance referral which could result in the imposition of additional discipline. A
23 delivery confirmation was received by the Office of Probation.

24 d. June 5, 2015 letter mailed to Respondent setting forth numerous
25 conditions with which he was not complying. A copy of the April 14, 2015 letter with
26 attachments was enclosed. The letter informed Respondent that he was facing a non-
27 compliance referral which could result in the imposition of additional discipline.
28

1 e. June 5, 2015 letter e-mailed to Respondent noting his non-compliance
2 with Rule 9.20. A delivery confirmation was received by the Office of Probation.

3 f. June 5, 2015 letter mailed to Respondent noting his non-compliance with
4 Rule 9.20.¹⁰

5 g. July 10, 2015 e-mail from Respondent attaching a letter with a "re:" line
6 stating that it was his first quarterly report; however, it did not set forth the period it
7 covered, was not under penalty of perjury, did not state that he had complied with the
8 Rules of Professional Conduct and the Business and Professions Code, etc. The letter set
9 forth, among other things, the contact information for his Alcoholics Anonymous ("AA")
10 sponsor and attaching various documents including a copy of his certificate of completion
11 of the six month rehabilitation program at the Salvation Army Adult Rehabilitation
12 Center dated April 8, 2015; a letter signed by a nurse practitioner (not an ASAM certified
13 medical doctor) that Respondent had a physical examination including a urine and blood
14 sample; proof of enrollment certificate for 18 month 2nd offender program at Gold Coast
15 Counseling Center, Inc.; and signature card for Gold Coast Counseling Center, Inc. (for
16 AA meetings, but did not include location of meetings or contact information for meeting
17 secretary), etc.

18 h. Required Probation Meeting Record form from July 14, 2015 meeting
19 with Respondent e-mailed on July 14, 2015 with information about FirstLab, a Lab Test
20 Information Sheet, and a sample mental health report attached. A delivery confirmation
21 was received by the Office of Probation.

22 i. October 10, 2015 e-mail from Respondent attaching his quarterly report
23 due October 10, 2015. Respondent reported that he was in compliance with the State Bar
24 Act, Rules of Professional Conduct, and all probation conditions. Respondent checked
25 the box stating that he attended at least 4 Alcoholics Anonymous meetings per month and
26 provided to the Office of Probation the required proof during each month on or before the

27
28 ¹⁰ On July 14, 2015, Respondent filed late his Rule 9.20 Compliance Declaration which had
been due May 28, 2015.

1 tenth day of the following month. However, Respondent did not attend 4 meetings in
2 August or September and did not provide proof for July or August by the tenth of the
3 following month. Additionally, Respondent did not provide the locations of the
4 meetings. Respondent checked the box stating that during the reporting period, his
5 criminal probation was modified, terminated or expired and that he had attached a
6 statement of facts or copy of the document effectuating said change; however no
7 statement of facts or document evidence said change was attached. Respondent reported
8 that he complied with all treatment conditions of his medical doctor. He crossed out
9 "approved ASAM certified", and attached a declaration from his employer stating that
10 the company did not yet offer health benefits to any employee.

11 j. November 6, 2015 non-compliance letter e-mailed to Respondent setting
12 forth numerous conditions with which he was not complying, including that without
13 additional information and/or documentation, Respondent's "Face-To-Face," "Alcohol
14 Education Class," and Group Attendance" through Gold Coast Counseling Center did not
15 satisfy his AA meetings requirement. A delivery confirmation was received by the
16 Office of Probation.

17 k. November 6, 2015 non-compliance letter mailed to Respondent setting
18 forth numerous conditions with which he was not complying, including that without
19 additional information and/or documentation, Respondent's "Face-To-Face," "Alcohol
20 Education Class," and Group Attendance" through Gold Coast Counseling Center did not
21 satisfy his AA meetings requirement, was returned by United States Postal Service on
22 November 16, 2015. (The letter was mailed to Respondent's membership records
23 address and 2 courtesy addresses; only the letter mailed to Respondent's membership
24 records address was returned.)

25 l. January 10, 2016 e-mail from Respondent attaching his quarterly report
26 stating that Respondent had complied with the State Bar Act, Rules of Professional
27 Conduct, and probation conditions. Respondent checked the box stating that he attended
28 at least 4 meetings per month of Alcoholics Anonymous and provided to the Office of

1 Probation the required proof during each month on or before the tenth day of the
2 following month. However, Respondent did not attend 4 meetings in October or
3 December and did not provide proof for October or November by the tenth of the
4 following month. Additionally, Respondent did not provide the locations of the
5 meetings. Respondent reported that he complied with all treatment conditions of his
6 approved ASAM certified medical doctor, but instead of causing such doctor to submit a
7 declaration of his compliance, he attached a declaration from his employer stating that the
8 company did not yet offer health benefits to any employee.

9 m. April 10, 2016 e-mail from Respondent attaching his quarterly report
10 stating that Respondent had complied with the State Bar Act, Rules of Professional
11 Conduct, and probation conditions. Respondent checked the box stating that he attended
12 at least 4 meetings per month of Alcoholics Anonymous and provided to the Office of
13 Probation the required proof during each month on or before the tenth day of the
14 following month. However, Respondent did not provide proof for January or February
15 by the tenth of the following month. Additionally, Respondent did not provide the
16 locations of the meetings. (Respondent reported he attended 2 meetings in April 2016.)
17 Respondent reported that he complied with all treatment conditions of his approved
18 ASAM certified medical doctor, but instead of causing such doctor to submit a
19 declaration of his compliance, he attached a declaration from his employer stating that the
20 company did not yet offer health benefits to any employee.

21 n. May 10, 2016 e-mail from Respondent stating that he had given a copy of
22 his "complete packet of my probation order and requirements" to Dr. Kamal Artin,
23 ASAM (but no date was specified or proof provided to the Office of Probation) and
24 attaching a report from Dr. Kamal Artin. The recommendation was that that Respondent
25 continue his weekly AA meeting and contact his sponsor on a weekly basis.

26 o. June 21, 2016 verification by Office of Probation that Dr. Kamal Artin
27 was an ASAM member.
28

1 p. June 21 and 22, 2016 e-mail trail with Respondent reminding Respondent
2 that he is to update his membership records address within 10 days; courtesy copy mailed
3 to Respondent's membership records address notifying the State Bar Court of his MPRE
4 noncompliance was returned. Respondent replied that he had closed the p.o. box but
5 didn't think that was going to be a problem. Respondent was informed that in the future
6 mailed documents would only go to his membership records address.

7 q. July 10, 2016 e-mail from Respondent attaching his quarterly report
8 stating that Respondent had complied with the State Bar Act, Rules of Professional
9 Conduct, and probation conditions. Respondent checked the box stating that he attended
10 at least 4 meetings per month of Alcoholics Anonymous and provided to the Office of
11 Probation the required proof during each month on or before the tenth day of the
12 following month. However, Respondent did not provide proof for April (2 meetings; 2
13 had previously been reported) or May by the tenth of the following month. Additionally,
14 Respondent did not provide the locations of the meetings. (Respondent reported he had
15 attended 2 meetings in July 2016.) Respondent reported that he complied with all
16 treatment conditions of his approved ASAM certified medical doctor, but given that the
17 evaluation was May 9, 2016, Respondent could not have complied for April 2016.
18 Further, Respondent checked the box stating that he caused his approved ASAM certified
19 medical doctor to submit to the Office of Probation an original signed declaration
20 confirming that he was in compliance with the treatment conditions; however,
21 Respondent did not provide proof of such request to his doctor and no doctor's
22 declaration was ever received by the Office of Probation.

23 r. September 6, 2016 non-compliance letter e-mailed to Respondent setting
24 forth numerous conditions with which he was not complying. A delivery confirmation
25 was received by the Office of Probation.

26 s. September 6, 2016 non-compliance letter mailed to Respondent setting
27 forth numerous conditions with which he was not complying.
28

1 t. October 10, 2016 e-mail from Respondent stating that he will transmit his
2 response to the recent correspondence under separate cover, and that he understands he
3 has been late on some requirements (mostly due to financial struggles). Respondent
4 attached his quarterly report stating that Respondent had complied with the State Bar Act,
5 Rules of Professional Conduct, and probation conditions. Respondent checked the box
6 stating that he attended at least 4 meetings per month of Alcoholics Anonymous and
7 provided to the Office of Probation the required proof during each month on or before the
8 tenth day of the following month. However, Respondent did not provide proof for July
9 (2 meetings; 2 meetings had been reported in July 2016 quarterly report) or August by the
10 tenth of the following month. Additionally, Respondent did not provide the locations of
11 the meetings. (Respondent reported he attended 1 meeting in October 2016.)

12 Respondent checked the box stating that he caused his approved ASAM certified medical
13 doctor to submit to the Office of Probation an original signed declaration confirming that
14 he was in compliance with the treatment conditions; however, Respondent did not
15 provide proof of such request to his doctor and no doctor's declaration was ever received
16 by the Office of Probation.

17 u. January 10, 2017 e-mail from Respondent attaching his quarterly report
18 stating that Respondent had complied with the State Bar Act, Rules of Professional
19 Conduct, and probation conditions. Respondent checked the box stating that he attended
20 at least 4 meetings per month of Alcoholics Anonymous and provided to the Office of
21 Probation the required proof during each month on or before the tenth day of the
22 following month. However, Respondent did not provide proof for October (3 meetings; 1
23 meeting had been reported in October 2016 quarterly report) or November by the tenth of
24 the following month. Additionally, Respondent did not provide the locations of the
25 meetings. Respondent reported that his criminal probation was modified, terminated or
26 expired and that he had attached a statement of the facts or copy of the document
27 effectuating said change; Respondent attached a payment confirmation with the notation
28 "final payment of fines for Court" (emphasis in original) but did not attach a fact

1 statement or copy of any document that explained how the payment modified or
2 terminated his criminal probation. Respondent did not report that he had complied with
3 all treatment conditions proposed by his ASAM certified medical doctor. Respondent
4 checked the box stating that he caused his approved ASAM certified medical doctor to
5 submit to the Office of Probation an original signed declaration confirming that he was in
6 compliance with the treatment conditions; however, Respondent did not provide proof of
7 such request to his doctor and no doctor's declaration was ever received by the Office of
8 Probation.

9 v. April 10, 2017 e-mail from Respondent attaching his quarterly report
10 stating that Respondent had complied with the State Bar Act, Rules of Professional
11 Conduct, and probation conditions. Respondent checked the box stating that he attended
12 at least 4 meetings per month of Alcoholics Anonymous and provided to the Office of
13 Probation the required proof during each month on or before the tenth day of the
14 following month. However, Respondent did not provide proof for January or February
15 by the tenth of the following month. Respondent checked the box stating that he caused
16 his approved ASAM certified medical doctor to submit to the Office of Probation an
17 original signed declaration confirming that he was in compliance with the treatment
18 conditions; however, Respondent did not provide proof of such request to his doctor and
19 no doctor's declaration was ever received by the Office of Probation.

20 w. May 18, 2017 non-compliance letter e-mailed to Respondent setting forth
21 numerous conditions with which he was not complying and informing him that he was
22 being referred for such non-compliance. A delivery confirmation was received by the
23 Office of Probation.

24 x. May 18, 2017 non-compliance letter mailed to Respondent setting forth
25 numerous conditions with which he was not complying and informing him that he was
26 being referred for such non-compliance.

27 y. July 10, 2017 e-mail from Respondent attaching his quarterly report
28 stating that Respondent had complied with the State Bar Act, Rules of Professional

1 Conduct, and probation conditions. Respondent checked the box stating that he attended
2 at least 4 meetings per month of Alcoholics Anonymous and provided to the Office of
3 Probation the required proof during each month on or before the tenth day of the
4 following month. However, Respondent did not provide proof for April or May by the
5 tenth of the following month. Respondent checked the box stating that he caused his
6 approved ASAM certified medical doctor to submit to the Office of Probation an original
7 signed declaration confirming that he was in compliance with the treatment conditions;
8 however, Respondent did not provide proof of such request to his doctor and no doctor's
9 declaration was ever received by the Office of Probation.

10 10. A complete review of the Respondent's file reflects that none of the letters
11 referred to above were returned to the State Bar of California, Office of Probation by the United
12 States Postal Service as undeliverable, or for any other reason, unless specifically stated
13 otherwise.

14 11. On July 10, 2015, I received a telephonic voicemail message from Respondent
15 saying that he closed his office and all his mail was being routed to someone who is in the
16 process of being evicted. He said he received all his mail late and that he was trying to comply
17 and contacting me for his required meeting.

18 12. On July 10, 2015, I telephoned Respondent and left him a telephonic voice mail
19 message that I was returning his call and asking for a call back.

20 13. On July 10, 2015, Respondent telephoned me. We scheduled his in-person
21 required meeting for July 14, 2015 at 2 p.m.

22 14. On January 10, 2016, Respondent provided the Office of Probation proof of
23 successful completion of the Ethics School session offered on December 10, 2015.

24 15. On April 24, 2017 Respondent provided the Office of Probation proof of passage
25 of the MPRE offered on March 18, 2017. Because Respondent's proof was due April 18, 2016,
26 his proof was late.

27 ///

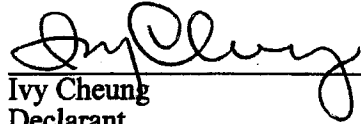
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16. At no time was the Office of Probation served with a motion to modify Respondent's probation.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 11th day of July, 2017 at Los Angeles, California.


Ivy Cheung
Declarant

DECLARATION OF SERVICE BY CERTIFIED AND REGULAR MAIL

CASE NUMBER(s): NEW PM

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 845 S. Figueroa Street, Los Angeles, California 90017-2515, 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 Los Angeles, on the date shown below, a true copy of the within

MOTION TO REVOKE PROBATION; MEMORANDUM OF POINTS AND AUTHORITIES; DECLARATION OF IVY CHEUNG EXHIBITS 1 THROUGH 3; PROBATION REVOCATION RESPONSE FORM { Rule 5.310 et seq., Rules of Procedure of the State Bar}

in a sealed envelope placed for collection and mailing as Certified mail #7160 3901 9845 4871 9918 and regular mail mailed at Los Angeles, on the date shown below, addressed to:

Frank E. Goseco
9 Carnesi
Rancho Santa Margarita, CA 92688 1655

Courtesy copy by regular mail to:
Frank E. Goseco
9 Carnesi
Rancho Santa Margarita, CA 92688

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 Los Angeles, California, on the date shown below.

DATED: July 11, 2017

SIGNED: _____

Mia Hibler
Declarant



**THE STATE BAR
OF CALIFORNIA**

MEMBER RECORDS & COMPLIANCE

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: 888-800-3400

June 14, 2017

TO WHOM IT MAY CONCERN:

I, Louise Turner, Custodian of Membership Records of the State Bar of California, hereby certify that attached is a full, true and correct copy of the registration card on file in the Membership Records Department of the State Bar of California for FRANK EDWARD GOSECO, #132732.

THE STATE BAR OF CALIFORNIA

Louise Turner
Custodian of Membership Records

00001

THE STATE BAR OF CALIFORNIA
REGISTRATION CARD

INFORMATION PROVIDED ON THIS CARD BECOMES PUBLIC RECORD

MEMBER'S FULL NAME
LAST FIRST MIDDLE
G O S E C O FRANK EDWARD

(PLEASE PRINT OR TYPE)
OFFICE ADDRESS, OR, IF NONE, OTHER ADDRESS FOR STATE BAR PURPOSES:

FIRM NAME HICKEY & NEULAND

ADDRESS 24031 EL TORO RD STE 250

CITY LAGUNA HILLS STATE CA ZIP 92653

FOREIGN COUNTRY

TELEPHONE 714 768-7200 PLACE OF BIRTH

BIRTH DATE MONTH 01 DAY 01 YEAR 60 CLARK AFB

SCHOOL CODE STATE BAR UNDERGRADUATE DEGREE FROM: UC IRVINE CITY IRVINE STATE CA

SCHOOL CODE LAW DEGREE FROM: WESTERN STATE UNIVERSITY CITY FULLERTON STATE CA

DATES AND PLACES OF PRIOR ADMISSION TO PRACTICE

ADDITIONAL EDUCATION

ADDITIONAL EDUCATION CODE STATE BAR USE ONLY

DATE 12/13/87 SIGNATURE *John E. Gorman*

STATE BAR USE ONLY

132732

NUMBER

12 17 87

DATE ADMITTED

FEES \$

W.C. \$ 15

SC \$

TOTAL \$

MAIL RESTRICTION



THE STATE BAR
OF CALIFORNIA

MEMBER RECORDS & COMPLIANCE

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: 888-800-3400

June 14, 2017

TO WHOM IT MAY CONCERN:

I, Louise Turner, Custodian of Membership Records of the State Bar of California, hereby certify that attached is a full, true and correct copy of the address history on file in the Membership Records Department of the State Bar of California for FRANK EDWARD GOSECO, #132732 from December 17, 1987 to the date of this certificate.

THE STATE BAR OF CALIFORNIA

A handwritten signature in cursive script that reads "Louise Turner".

Louise Turner
Custodian of Membership Records

00003

MM595R2

MEMBER ADDRESS CHANGE HISTORY

Print Date: 6/14/17

Member #: 132732

Date of Admission: 12/17/1987 Status: Inactive Effective: 3/10/2017

Name: Frank E. Goseco

Address:

Eff: 7/11/2016

9 Carmesi
Rancho Santa Margarit 92688 16

Eff: 7/15/2015

B1 Surfside # 227
Surfside CA 90743

Law Ofc Frank E Goseco

Eff: 2/05/2015

777 N Bellflower Blvd Apt 108
Long Beach CA 90815

Law Ofc Frank E Goseco

Eff: 2/01/2013

194 N Marina Dr Ste 200
Long Beach CA 90803

Law Ofc Frank E Goseco

Eff: 3/03/2008

3030 Old Ranch Pkwy Ste 350
Seal Beach CA 90740

Eff: 9/05/2007

3020 Old Ranch Pkwy #300
Seal Beach CA 90740

Moore & Associates PLC

Eff: 3/01/2006

301 E Colorado Blvd #600
Pasadena CA 91101

00004

MM595R2

MEMBER ADDRESS CHANGE HISTORY

Print Date: 6/14/17

Member #: 132732

Date of Admission: 12/17/1987 Status: Inactive Effective: 3/10/2017

Name: Frank E. Goseco

Address:

Eff: 6/09/2000

2560 E Chapman Ave #176
Orange CA 92869

Eff: 9/11/1998

2424 SE Bristol St #300
Newport Beach CA 92660

Eff: 2/20/1996

Trush & Goseco
5160 Birch St #100
Newport Beach CA 92660

Eff: 3/02/1995

Trush & Goseco
1990 MacArthur Blvd #850
Irvine CA 92715

Eff: 5/16/1994

Trush & Goseco
4000 MacArthur Blvd E #600
Newport Beach CA 92660

Eff: 9/24/1993

Law Ofc Richard A Tinnelly
95 Argonaut #215
Aliso Viejo CA 92656

Eff: 12/07/1988

Tuerson & Hillyard
4675 MacArthur Ct #900
Newport Beach CA 92660 1897

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MM595R2

MEMBER ADDRESS CHANGE HISTORY

Print Date: 6/14/17

Member #: 132732

Date of Admission: 12/17/1987 Status: Inactive

Effective: 3/10/2017

Name: Frank E. Goseco

Address:

Eff:12/17/1987

Hickey & Neuland
24031 El Toro Rd #250
Laguna Hills CA 92653

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SUPREME COURT
FILED

(State Bar Court Nos. 14-C-02707; 14-C-02708; 14-C-02710)

MAR 19 2015

S223448

Frank A. McGuire Clerk

IN THE SUPREME COURT OF CALIFORNIA Deputy

En Banc

In re FRANK EDWARD GOSECO on Discipline

The court orders that Frank Edward Goseco, State Bar Number 132732, 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 four years subject to the following conditions:

1. Frank Edward Goseco is suspended from the practice of law for the first six months of probation;
2. Frank Edward Goseco 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 November 12, 2014; and
3. At the expiration of the period of probation, if Frank Edward Goseco has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Frank Edward Goseco 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).)

Frank Edward Goseco 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.

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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 2016 and 2017. If Frank Edward Goseco 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.

I, Frank A. McGuire, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court as shown by the records of my office.

Witness my hand and the seal of the Court this

_____ day of MAR 20 2015
Clerk

By: [Signature]
Deputy

CANTIL-SAKALYE
Chief Justice

00002

ORIGINAL

(Do not write above this line.)

State Bar Court of California Hearing Department Los Angeles ACTUAL SUSPENSION		
<p>Counsel For The State Bar</p> <p>Ashod Mooradian Senior Trial Counsel 845 S. Figueroa Street Los Angeles, CA 90017 (213) 765-1004</p> <p>Bar # 194283</p>	<p>Case Number(s): 14-C-02707; 14-C-02708; 14-C-02710; (Cons.)</p>	<p>For Court use only</p> <p style="text-align: center;">FILED</p> <p style="text-align: center;">NOV 12 2014 <i>AC</i></p> <p style="text-align: center;">STATE BAR COURT CLERK'S OFFICE LOS ANGELES</p>
<p>Counsel For Respondent</p> <p>Christopher C. Barsness Law Office of Chris Barsness 333 City Blvd. West, Suite 2050 Orange, CA 92868 (949) 288-6533</p> <p>Bar # 222861</p>	PUBLIC MATTER	
<p>In the Matter of: FRANK EDWARD GOSECO</p> <p>Bar # 132732</p> <p>A Member of the State Bar of California (Respondent)</p>	<p>Submitted to: Settlement Judge</p> <p>STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING</p> <p>ACTUAL SUSPENSION</p> <p><input type="checkbox"/> PREVIOUS STIPULATION REJECTED</p>	

Note: All information required by this form and any additional information which cannot be provided in the space provided, must be set forth in an attachment to this stipulation under specific headings, e.g., "Facts," "Dismissals," "Conclusions of Law," "Supporting Authority," etc.

A. Parties' Acknowledgments:

- (1) Respondent is a member of the State Bar of California, admitted December 17, 1987.
- (2) The parties agree to be bound by the factual stipulations contained herein even if conclusions of law or disposition are rejected or changed by the Supreme Court.
- (3) All investigations or proceedings listed by case number in the caption of this stipulation are entirely resolved by this stipulation and are deemed consolidated. Dismissed charge(s)/count(s) are listed under "Dismissals." The stipulation consists of 20 pages, not including the order.
- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts."

BS
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(Do not write above this line.)

- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law".
- (6) The parties must include supporting authority for the recommended level of discipline under the heading "Supporting Authority."
- (7) No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any pending investigation/proceeding not resolved by this stipulation, except for criminal investigations.
- (8) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7. (Check one option only):
- Until costs are paid in full, Respondent will remain actually suspended from the practice of law unless relief is obtained per rule 5.130, Rules of Procedure.
 - Costs are to be paid in equal amounts prior to February 1 for the following membership years: Two billing cycles following the effective date of the Supreme Court order. (Hardship, special circumstances or other good cause per rule 5.132, Rules of Procedure.) If Respondent 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.
 - Costs are waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs".
 - Costs are entirely waived.

B. Aggravating Circumstances [Standards for Attorney Sanctions for Professional Misconduct, standards 1.2(f) & 1.5]. Facts supporting aggravating circumstances are required.

- (1) Prior record of discipline
- (a) State Bar Court case # of prior case
 - (b) Date prior discipline effective
 - (c) Rules of Professional Conduct/ State Bar Act violations:
 - (d) Degree of prior discipline
 - (e) If Respondent has two or more incidents of prior discipline, use space provided below.
- (2) Dishonesty: Respondent's misconduct was intentional, surrounded by, or followed by bad faith, dishonesty, concealment, overreaching or other violations of the State Bar Act or Rules of Professional Conduct.
- (3) Trust Violation: Trust funds or property were involved and Respondent refused or was unable to account to the client or person who was the object of the misconduct for improper conduct toward said funds or property.
- (4) Harm: Respondent's misconduct harmed significantly a client, the public or the administration of justice. See Attachment at page 16.
- (5) Indifference: Respondent demonstrated indifference toward rectification of or atonement for the consequences of his or her misconduct. See Attachment at page 16.

(Do not write above this line.)

- (6) **Lack of Cooperation:** Respondent displayed a lack of candor and cooperation to victims of his/her misconduct or to the State Bar during disciplinary investigation or proceedings.
- (7) **Multiple/Pattern of Misconduct:** Respondent's current misconduct evidences multiple acts of wrongdoing or demonstrates a pattern of misconduct. See Attachment at page 16.
- (8) **Restitution:** Respondent failed to make restitution.
- (9) **No aggravating circumstances** are involved.

Additional aggravating circumstances:

None.

C. Mitigating Circumstances [see standards 1.2(g) & 1.6]. Facts supporting mitigating circumstances are required.

- (1) **No Prior Discipline:** Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not deemed serious.
- (2) **No Harm:** Respondent did not harm the client, the public, or the administration of justice.
- (3) **Candor/Cooperation:** Respondent displayed spontaneous candor and cooperation with the victims of his/her misconduct and to the State Bar during disciplinary investigation and proceedings.
- (4) **Remorse:** Respondent promptly took objective steps spontaneously demonstrating remorse and recognition of the wrongdoing, which steps were designed to timely atone for any consequences of his/her misconduct.
- (5) **Restitution:** Respondent paid \$ _____ on _____ in restitution to _____ without the threat or force of disciplinary, civil or criminal proceedings.
- (6) **Delay:** These disciplinary proceedings were excessively delayed. The delay is not attributable to Respondent and the delay prejudiced him/her.
- (7) **Good Faith:** Respondent acted with a good faith belief that was honestly held and reasonable.
- (8) **Emotional/Physical Difficulties:** At the time of the stipulated act or acts of professional misconduct Respondent suffered extreme emotional difficulties or physical or mental disabilities which expert testimony would establish was directly responsible for the misconduct. The difficulties or disabilities were not the product of any illegal conduct by the member, such as illegal drug or substance abuse, and the difficulties or disabilities no longer pose a risk that Respondent will commit misconduct.
- (9) **Severe Financial Stress:** At the time of the misconduct, Respondent suffered from severe financial stress which resulted from circumstances not reasonably foreseeable or which were beyond his/her control and which were directly responsible for the misconduct.
- (10) **Family Problems:** At the time of the misconduct, Respondent suffered extreme difficulties in his/her personal life which were other than emotional or physical in nature.
- (11) **Good Character:** Respondent's extraordinarily good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of his/her misconduct.

(Do not write above this line.)

(12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.

(13) **No mitigating circumstances** are involved.

Additional mitigating circumstances:

See Attachment at page 17.

D. Discipline:

(1) **Stayed Suspension:**

(a) Respondent must be suspended from the practice of law for a period of two (2) years.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1) Standards for Attorney Sanctions for Professional Misconduct.

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

(b) The above-referenced suspension is stayed.

(2) **Probation:**

Respondent must be placed on probation for a period of Four (4) years, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 9.18, California Rules of Court)

(3) **Actual Suspension:**

(a) Respondent must be actually suspended from the practice of law in the State of California for a period of six months.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

E. Additional Conditions of Probation:

(1) If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct.

(2) During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.

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- (3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: _____
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) The following conditions are attached hereto and incorporated:
- | | |
|--|---|
| <input checked="" type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

- (1) **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. Failure to pass the MPRE results in actual suspension without

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further hearing until passage. But see rule 9.10(b), California Rules of Court, and rule 5.162(A) & (E), Rules of Procedure.

No MPRE recommended. Reason:

- (2) **Rule 9.20, California Rules of Court:** Respondent must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (3) **Conditional Rule 9.20, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (4) **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) **Other Conditions:**

(Do not write above this line.)

In the Matter of: FRANK EDWARD GOSECO	Case Number(s): 14-C-02707; 14-C-02708; 14-C-02710 (Cons.)
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Substance Abuse Conditions

- a. Respondent must abstain from use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.
- b. Respondent must attend at least four (4) meetings per month of:
- Alcoholics Anonymous
 - Narcotics Anonymous
 - The Other Bar
 - Other program

As a separate reporting requirement, Respondent must provide to the Office of Probation satisfactory proof of attendance during each month, on or before the tenth (10th) day of the following month, during the condition or probation period.

- c. Respondent must select a license medical laboratory approved by the Office of Probation. Respondent must furnish to the laboratory blood and/or urine samples as may be required to show that Respondent has abstained from alcohol and/or drugs. The samples must be furnished to the laboratory in such a manner as may be specified by the laboratory to ensure specimen integrity. Respondent must cause the laboratory to provide to the Office of Probation, at the Respondent's expense, a screening report on or before the tenth day of each month of the condition or probation period, containing an analysis of Respondent's blood and/or urine obtained not more than ten (10) days previously.
- d. Respondent must maintain with the Office of Probation a current address and a current telephone number at which Respondent can be reached. Respondent must return any call from the Office of Probation concerning testing of Respondent's blood or urine within twelve (12) hours. For good cause, the Office of Probation may require Respondent to deliver Respondent's urine and/or blood sample(s) for additional reports to the laboratory described above no later than six hours after actual notice to Respondent that the Office of Probation requires an additional screening report.
- e. Upon the request of the Office of Probation, Respondent must provide the Office of Probation with medical waivers and access to all of Respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

Respondent also agrees as follows:

- 1) Within seven (7) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program (required as part of his criminal probation in Orange County Superior Court case number 13HM09795,) Respondent shall provide written notice to the Office of Probation of his

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completion, termination or withdrawal from the Salvation Army out-patient treatment program. As used in this condition, "written notice" means providing notice either by certified mail, return-receipt requested correctly and timely addressed to the assigned probation deputy or by proper and timely personal service to the supervising attorney of the Office of Probation;

2) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat Respondent. As used in this condition, "approved" means that the ASAM certification of the medical doctor and the medical doctor's agreement to actually evaluate and treat Respondent are in fact verified by the assigned probation deputy or supervising attorney.

3) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide a complete copy of this stipulation to an approved ASAM certified medical doctor and all treatment providers;

4) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall execute all necessary waivers of confidentiality with an approved ASAM certified medical doctor as well as any treatment providers, including drug testing facilities;

5) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation an original, signed declaration from an approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of this stipulation;

6) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation a copy of the waiver provided to an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver;

7) Within forty-five (45) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to undergo an Evaluation with an approved ASAM certified medical doctor. The evaluation will be for the purposes of (a) determining whether Respondent continues to have a substance abuse or addiction problem, (b) setting treatment conditions Respondent is to undertake as a result of the Evaluation, if any, and (c) obtaining a written report from the evaluating physician. Respondent shall bear all costs of the Evaluation, the resulting report, and any treatment conditions recommended by the evaluator. Respondent understands that his treatment conditions may change if his treatment providers deem it necessary, and that he is to bear the cost of such treatment, which in some cases could include in-patient treatment. Respondent understands that (a) the treatment conditions, if any, shall become part of his probation requirements, (b) he must provide the Office of Probation with any proof of treatment compliance or waiver requested by the Office of Probation, and (c) any violation of the treatment conditions is a violation of the probation requirements;

(Do not write above this line.)

8) Within sixty (60) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to provide a copy of an approved ASAM certified medical doctor's written report to the Office of Probation. If an approved ASAM certified medical doctor requires additional information in order to propose treatment conditions, including, but not limited to, interviewing third parties, Respondent will make good faith efforts to provide timely the additional information. Respondent will provide proof of such good faith efforts to the Office of Probation within 10 days of any request;

9) Within ten (10) calendar days of any change in treatment condition, Respondent is to provide the original written notice to the Office of Probation specifically setting forth the changes. With that written notice, Respondent is to provide an original, signed declaration from an approved ASAM certified medical doctor acknowledging receipt of a copy of the written notice and agreement with its accuracy;

10) Respondent shall report compliance with the treatment conditions by statement under penalty of perjury in each written quarterly report to the Office of Probation required pursuant to the discipline in this matter;

11) Respondent shall have his approved ASAM certified medical doctor submit to the Office of Probation an original, signed declaration that Respondent is in compliance with the treatment conditions by each January 10, April 10, July 10, and October 10 covered by this discipline. Respondent understands that the declarations and reports may be shared with the Office of the Chief Trial Counsel and the State Bar Court;

12) Respondent understands that treatment conditions associated with other issues or entities, such as a criminal probation, may not satisfy treatment conditions required by this section;

13) If treatment providers are added or changed, Respondent must notify the Office of Probation of the name, address, and telephone number of all such treatment providers within ten days of the retaining of each one. Within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an original signed declaration from the treatment provider stating that it received a complete copy of this stipulation. Also within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an executed waiver of confidentiality as well as an original, signed declaration from the treatment providers acknowledging receipt of the waiver;

14) Respondent has been informed of the existence and nature of the State Bar's Lawyer Assistance Program and of the State Bar Court's Alternative Discipline Program, and Respondent has specifically declined to seek entry into either;

15) Satisfactory proof of attendance of AA meetings shall include the name of Respondent's sponsor (if Respondent has a sponsor), address, telephone number, and any other contact information (e.g. fax, e-mail, etc.). Respondent is to provide this information to the Office of Probation within ten calendar days of the effective date of the discipline and within ten calendar days of any change in sponsor and/or the sponsor's address and/or telephone number and/or any other contact information;

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16) Satisfactory proof of attendance of AA meetings shall also include the name of the meeting; the location of the meeting; and the name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) of the meeting secretary or other representative willing to assist the Office of Probation in confirming Respondent's attendance;

17) Respondent shall exert all efforts in gaining the assistance of Respondent's sponsor, meeting secretary, or other representative to assist the Office of Probation in confirming Respondent's attendance. Respondent shall provide proof of such efforts to the Office of Probation within ten days of any request for such proof. It is not satisfactory proof of attendance for Respondent to sign as the verifier of Respondent's proof of attendance.

ATTACHMENT TO
STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF: FRANK EDWARD GOSECO
CASE NUMBERS: 14-C-02707; 14-C-02708; 14-C-02710 (Cons.)

FACTS AND CONCLUSIONS OF LAW.

Respondent admits that the following facts are true and that the facts and circumstances surrounding the offenses for which he was convicted involved moral turpitude.

A. FACTS

Case No. 14-C-02710 (Conviction Proceeding)¹

FACTS RE: PROCEDURAL BACKGROUND:

1. This is a proceeding pursuant to sections 6101 and 6102 of the Business and Professions Code and rule 9.10 of the California Rules of Court.
2. On October 29, 2008, in Orange County Superior Court ("OCSC") case number 08HM08798, Respondent was charged with misdemeanor violations of *Vehicle Code* sections 23152(a) [Driving under the influence of alcohol or drugs] and 23152(b) [Driving while BAC is .08% or more] with one prior DUI conviction.²
3. On April 14, 2009, Respondent pled guilty to misdemeanor violations of *Vehicle Code* sections 23152(a) and 23152(b) and was sentenced to five years of informal probation, 90 days of jail, \$390 in fines and restitution, 18 months in a multiple offender Alcohol program, MADD victim's impact panel, and DUI court.
4. On June 12, 2014, the Review Department of the State Bar Court issued an order referring the matter to the Hearing Department for a hearing and decision recommending the discipline to be imposed in the event the Hearing Department finds that the facts and circumstances surrounding the offenses for which Respondent was convicted (in these consolidated matters) involved moral turpitude or other conduct warranting discipline.

¹ For clarity, these consolidated cases are discussed in chronological order based on date of arrest.

² On July 21, 2000, in OCSC case number 00CM04487, Respondent was convicted of misdemeanor violations of *Vehicle Code* sections 23152(a) and 23152(b) and sentenced to five years of informal probation, 365 days in jail (suspended), three years driver's license restriction, 120 days in Nancy Clark recovery program, attendance in the multiple offender alcohol program, and MADD victim's impact panel. Respondent also had one state prior DUI conviction: on June 6, 1995, in OCSC case number 95HM00181, Respondent pled guilty to a misdemeanor violation of *Vehicle Code* section 23152(a) [Driving under the influence of alcohol or drugs] and was sentenced to 36 months informal probation.

FACTS AND CIRCUMSTANCES SURROUNDING RESPONDENT'S CONVICTION:

5. On September 30, 2008, Respondent's vehicle was involved in an automobile collision with another vehicle in the vicinity of Irvine, California. The driver of Respondent's vehicle did not stop, did not provide any of the required information to the other driver, did not check on the welfare of the other driver, but rather drove away and fled the scene.

6. The victim of the "hit and run" reported the incident to the California Highway Patrol ("CHP") stating that the other vehicle was a tan color Lexus and provided the license plate number of the vehicle, which was later determined to be registered to Respondent's address. CHP then put the information they received regarding the "hit and run" into a bulletin and sent it to the Irvine police department requesting their assistance in conducting a field interview of the driver of the tan color Lexus.

7. On Thursday, October 2, 2008, at approximately 11:50 am, an Irvine police officer was driving in the vicinity of Respondent's residence and spotted a tan color Lexus. The officer was able to confirm, as the officer passed in front of the vehicle, that the Lexus' license plate matched the license plate of the vehicle involved in the "hit and run." As the officer turned to pursue the tan color Lexus, the Lexus made an aggressive U-turn and headed in the opposite direction. The officer then also made a U-turn attempting to catch the tan color Lexus. The tan color Lexus was driving at a high-rate of speed and made many turns. Based on the rate of speed and the quick movements, it appeared to the officer that the driver of the tan color Lexus was trying to get away.

8. When the officer caught up with the Lexus it was already parked in the driveway of Respondent's residence. The officer saw the driver of the Lexus, who was later identified as Respondent, quickly exit the vehicle.

9. The officer engaged in a conversation with Respondent and asked him if he was involved in a "hit and run" accident. Respondent provided several evasive answers about ownership of the vehicle, but ultimately admitted to the officer that he was in fact the owner of the vehicle. As the conversation continued, the officer saw that Respondent displayed objective symptoms of intoxication. Respondent indicated that he had "a couple of beers" but stopped drinking at 1:00 a.m. However, the officer found a receipt in Respondent's pocket which showed that Respondent had purchased a liter of Tequila at 8:52 a.m. that same morning. The Tequila bottle (which was partially consumed) and two other liquor bottles were also found inside Respondent's vehicle at the time of Respondent's arrest.

10. The officer had Respondent perform two field sobriety tests, which Respondent failed. The officer then obtained Respondent's consent to conduct breath tests for blood alcohol concentration ("BAC"). The tests showed that Respondent had a BAC of 0.223 percent. Thereafter, Respondent was arrested for DUI and having a BAC greater than 0.08 percent.

Case No. 14-C-02707 (Conviction Proceeding)

FACTS RE: PROCEDURAL BACKGROUND:

11. This is a proceeding pursuant to sections 6101 and 6102 of the Business and Professions Code and rule 9.10 of the California Rules of Court.

12. On October 7, 2008, in OCSC case number 08WF2129, Respondent was charged with a felony violation of *Penal Code* section 459-460(a) [First Degree Residential Burglary].

13. On March 18, 2009, Respondent pled guilty to a misdemeanor violation of *Penal Code* section 602.5(b) [Aggravated Trespass] and was sentenced to three years informal probation, \$220 in fines, \$1,500 in restitution, and completion of a Doctor Sober program. Respondent was also ordered to pay \$2,300.93 for the preparation of a "Pre-Plea" report.

14. On December 16, 2010, Respondent was found in violation of his probation conditions imposed as part of the sentence for this conviction.

15. On June 26, 2014, the Review Department of the State Bar Court issued an order referring the matter to the Hearing Department for a hearing and decision recommending the discipline to be imposed in the event the Hearing Department finds that the facts and circumstances surrounding the offenses for which Respondent was convicted (in these consolidated matters) involved moral turpitude or other conduct warranting discipline.

FACTS AND CIRCUMSTANCES SURROUNDING RESPONDENT'S CONVICTION:

16. On Sunday, October 5, 2008, at approximately 1:30 a.m., Respondent entered the apartment of Joseph Pratt ("Pratt") using a key. Pratt, who was 53 years old at the time, lived alone in his apartment. Pratt, awoken by noise emanating from his kitchen, left his bedroom, walked down the hallway next to the kitchen and then observed Respondent (a complete stranger to Pratt) in his kitchen, eating salami, which Respondent had taken out of Pratt's refrigerator. Pratt called out to Respondent, "Who's there?" Respondent did not respond, but immediately left Pratt's residence. Pratt did not attempt to detain Respondent but instead called the police.

17. The police arrived at Pratt's apartment complex and observed Respondent, who matched the description given by Pratt, standing in the shadows of some trees near the apartment complex. The officer shined his vehicle's spotlight on Respondent and exited the patrol car. Respondent then turned away from the officer and began to quickly walk back towards the apartment complex. The officer ordered Respondent to stop or else a Taser would be used on Respondent. Respondent stopped and turned around.

18. While speaking to Respondent, the officer could smell a strong odor of an alcoholic beverage coming from his breath and person. Respondent provided several evasive answers for why he was in the area.

19. Then, Pratt was brought outside by another officer to look at Respondent. Pratt then identified Respondent as the person he found in his residence earlier that morning.

20. The officer continued to question Respondent and asked why he was in the Pratt residence. Respondent denied being in the Pratt residence and would not say why he was in the area or where he was coming from.

21. During this questioning, the officer searched Respondent's pockets and found multiple sets of keys and several receipts for alcohol from Los Alamitos Liquor which is located across the alley from Pratt's apartment complex. The receipts indicated that Respondent had made purchases from Los Alamitos Liquor as recently as two hours prior to being detained by the police.

22. The officer then attempted to determine how Respondent gained access to Pratt's apartment by interviewing the victim. Pratt stated that he always locks his door and knows his door was locked when he went to bed that night. The officer inspected the door and door jamb, but there was no evidence of forced entry. Then, the officer tried the one key found in Respondent's pocket and it unlocked the deadbolt of Pratt's front door with ease. The key had no evidence of filing or grinding and worked as if that key was made for that particular lock. The officer tried several other keys that were found in Respondent's pockets to determine if there was a malfunction in Pratt's door lock, but none of the other keys fit or worked in the lock. Pratt indicated all of his keys were accounted for, that he does not have a spare, and none of his keys were missing.

23. Then, the officer returned to Respondent and showed him the key that was earlier found in Respondent's pockets that seemed to be the actual key for Pratt's door lock.³ The officer asked Respondent why he had that key and Respondent said, "It's the key to my office in Seal Beach." Later that same evening, the officer drove to Respondent's office to determine if the key found in Respondent's pockets that opened Pratt's door lock in fact also was the key to Respondent's office. The key did not fit any of the doors at Respondent's office. Further, the key that did open Respondent's office was a completely different looking key.

24. Based on the evidence and statements collected at the scene, Respondent was placed under arrest for a violation of *Penal Code* section 459, Burglary.

25. Subsequent to Respondent being arrested and charged, and prior to Respondent pleading guilty and being convicted, the Orange County Probation Department prepared a "Pre-Plea" report. The "Pre-Plea" report included a statement from the victim, who stated that he was bothered for approximately two weeks following the incident and has not slept well since, adding, "It can be scary when someone enters your house at night with a key that fits my locks."

Case No. 14-C-02708 (Conviction Proceeding)

FACTS RE: PROCEDURAL BACKGROUND:

26. This is a proceeding pursuant to sections 6101 and 6102 of the Business and Professions Code and rule 9.10 of the California Rules of Court.

27. On November 21, 2013, in OCSC case number 13HM09795, Respondent was charged with misdemeanor violations of *Vehicle Code* sections 23152(a) [Driving under the influence of alcohol or drugs] and 23152(b) [Driving while BAC is .08% or more] with a prior DUI conviction. Then, on November 19, 2014, the criminal complaint was amended to add Count 3, a misdemeanor violation of *Vehicle Code* section 20002(a) [Hit and Run with Property Damage].

28. On March 21, 2014, Respondent pled guilty to misdemeanor violations of *Vehicle Code* sections 23152(a), 23152(b) and 20002(a). Respondent was sentenced to five years informal probation,

³ On October 6, 2008, a police officer returned to Pratt's apartment complex with the key found in Respondent's pocket that worked in Pratt's door. The officer attempted to ascertain if the key was a master key for the apartment complex by trying the key in the door locks of other apartments located in Pratt's apartment complex. The key fit each door, however the key did not unlock any of them. The officer concluded that the key found in Respondent's pocket was specifically keyed for Pratt's door lock.

30 days of jail, \$390 in fines and restitution, 18 months in a multiple offender Alcohol program, and MADD victim's impact panel.

29. On June 12, 2014, the Review Department of the State Bar Court issued an order referring the matter to the Hearing Department for a hearing and decision recommending the discipline to be imposed in the event the Hearing Department finds that the facts and circumstances surrounding the offenses for which Respondent was convicted (in these consolidated matters) involved moral turpitude or other conduct warranting discipline.

FACTS AND CIRCUMSTANCES SURROUNDING RESPONDENT'S CONVICTION:

30. On Tuesday, November 19, 2013, at approximately 5:20 p.m., Respondent was driving, accelerated through a red light, attempted to make a left turn into oncoming traffic, and struck a vehicle driven by 52 year-old woman who was passing through the intersection under a solid green light.

31. The impact of the collision was strong enough to cause airbags to deploy in both Respondent's vehicle and in the victim's vehicle. The victim was pulled from her wrecked vehicle through the passenger door and brought to safety. She complained of back pain and chest-wall tenderness and was treated at the scene by paramedics.

32. Immediately after the collision, Respondent exited his vehicle and said something unintelligible to the victim. After unsuccessfully trying to restart his vehicle, Respondent began to walk toward the corner of the intersection. The victim and witnesses noticed Respondent was barefoot and walking northwest, but they assumed he was getting clear of the intersection. Then, according to one of the witnesses, Respondent began to quicken his pace almost to a jog, continuing away from the intersection until he moved entirely out of sight.

33. When the Irvine police officer arrived at the scene of the collision a short time later, Respondent was no longer present. The officer spoke with the victim and witnesses who all said that Respondent fled the scene and gave a description of Respondent. The officer conducted a search of Respondent's vehicle before impounding it. During the search, the officer also noted that the front seats were wet and smelled of alcohol as if someone had spilled an alcoholic beverage on them. The officer also found a maintenance receipt with Respondent's name and address.

34. Two other officers then went to the address discovered by the officer at the scene. Upon arrival, the officers were greeted by a male who identified himself as Respondent's roommate. After the officers explained that Respondent had been involved in a serious traffic collision, the roommate stated that Respondent was at home but that the officers still could not come inside because Respondent did not want to be "arrested for his third DUI." The officers eventually entered the residence to perform a "welfare check" on Respondent. The officers found Respondent and he appeared to be swaying and having a difficult time keeping his balance. Respondent had multiple apparent injuries and fresh blood marks on his clothing. Further, Respondent's appearance and clothing matched the description of the driver who fled from the scene of the traffic collision. The officers also noted that Respondent displayed objective symptoms of intoxication. Shortly thereafter, a paramedic arrived and began treating Respondent. The officers heard Respondent telling the treating paramedic that he had been driving and was involved in a traffic accident.

35. Respondent was transported to a hospital for further evaluation and treatment. At the emergency room, the officer heard Respondent tell the treating doctor that he had been driving and was involved in a traffic collision.

36. After Respondent had been treated by the ER doctor, the officer explained to Respondent that a DUI investigation was underway due to the fact that Respondent was seen fleeing the scene of a traffic collision coupled with the presence of objective symptoms of his intoxication. The officer asked Respondent if he was driving the vehicle involved in the traffic collision and Respondent at first said, "Yes," but then changed to say, "No" and that his roommate was driving. The officer also asked Respondent what he had been drinking and Respondent said, "Nothing, diet coke."

37. The officer subsequently placed Respondent under arrest for DUI and asked him to submit to a test of his blood or his breath. Respondent agreed to a blood test and it was later confirmed that his BAC was 0.32 percent.

B. CONCLUSION OF LAW:

38. The facts and circumstances surrounding the offenses for which Respondent was convicted in consolidated case numbers 14-C-02707, 14-C-02708, and 14-C-02710 involved moral turpitude.

AGGRAVATING CIRCUMSTANCES.

Multiple Acts of Misconduct (Std. 1.5(b)): In this matter, Respondent was convicted in three consolidated matters. Also in two of the convictions, Respondent pled guilty to multiple criminal violations.

Harm (Std. 1.5(f)): In the current matter, Respondent's misconduct caused significant harm to the public and the administration of justice. Specifically, Respondent repeated dishonesty to the arresting officers in each conviction case was inconsistent with his duties as an officer of the court. Further, Respondent's legal knowledge, training and experience should have alerted him to the importance of being truthful and non-evasive to the police.

Indifference (Std. 1.5(g)): Respondent's indifference is demonstrated by his continued insistence that he was not drunk or was not at fault for property damage created in the wake of his alcohol-related criminal conduct. Respondent's indifference thus is evidence that he is unable or unwilling to fulfill his ethical duties, exhibits a disturbing lack of insight into the misconduct as well as posing a serious risk that he will repeat his misdeeds. (*In the Matter of Layton* (Review Dept. 1993) 2 Cal. State Bar Ct. Rptr. 366, 380; See also *Weber v. State Bar* (1988) 47 Cal.3d 492, 506 [an attorney's failure to acknowledge the wrongfulness of his or her acts is an aggravating factor]; *In the Matter of Katz* (Review Dept. 1991) 1 Cal. State Bar Ct. Rptr. 502, 511 [the law does not require false penitence, but it does require that the respondent accept responsibility for his acts and come to grips with his culpability]; *Morse v. State Bar* (1995) 11 Cal.4th 184, 209 [although an attorney accused of misconduct has the right to vigorously defend himself, when the attorney's conduct reflects a seeming unwillingness even to consider the appropriateness of his statutory interpretation or to acknowledge at some point that his position was meritless or even wrong to some extent, the attorney has move beyond tenacity to truculence; *Blair v. State Bar* (1989) 49 Cal.3d 762, 781-782 ["His assertion no discipline should be imposed shows that he does not recognize his problems and that he may not correct them].)

MITIGATING CIRCUMSTANCES.

No Prior Discipline: Respondent was admitted to practice on December 17, 1987. Respondent had practiced law for over 20 years without a prior record of discipline when the earliest misconduct herein occurred. Although the misconduct in this matter is serious, involving criminal conduct, property damage and physical injuries to himself and others, the significant period of time without discipline is entitled to some limited mitigation. (*In the Matter of Stamper* (Review Dept. 1990) 1 Cal. State Bar Ct. Rptr. 96, 106, fn.13.; *In the Matter of Riordan* (Review Dept. 2007) 5 Cal. State Bar Ct. Rptr. 41, 49.)

Pretrial Stipulation: Respondent entered into a stipulation of facts, conclusions of law and disposition prior to trial, thereby preserving State Bar Court time and resources. (*Silva-Vidor v. State Bar* (1989) 49 Cal.3d 1071, 1079 [where mitigating credit was given for entering into a stipulation as to facts and culpability].)

AUTHORITIES SUPPORTING DISCIPLINE.

The Standards for Attorney Sanctions for Professional Misconduct “set forth a means for determining the appropriate disciplinary sanction in a particular case and to ensure consistency across cases dealing with similar misconduct and surrounding circumstances.” (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, Std. 1.1. All further references to Standards are to this source.) The Standards help fulfill the primary purposes of discipline, which include: protection of the public, the courts and the legal profession; maintenance of the highest professional standards; and preservation of public confidence in the legal profession. (See Std. 1.1; *In re Morse* (1995) 11 Cal.4th 184, 205.)

Although not binding, the Standards are entitled to “great weight” and should be followed “whenever possible” in determining level of discipline. (*In re Silverton* (2005) 36 Cal.4th 81, 92, quoting *In re Brown* (1995) 12 Cal.4th 205, 220 and *In re Young* (1989) 49 Cal.3d 257, 267, fn. 11.) Adherence to the Standards in the great majority of cases serves the valuable purpose of eliminating disparity and assuring consistency, that is, the imposition of similar attorney discipline for instances of similar attorney misconduct. (*In re Naney* (1990) 51 Cal.3d 186, 190.) If a recommendation is at the high end or low end of a Standard, an explanation must be given as to how the recommendation was reached. (Std. 1.1.) “Any disciplinary recommendation that deviates from the Standards must include clear reasons for the departure.” (Std. 1.1; *Blair v. State Bar* (1989) 49 Cal.3d 762, 776, fn. 5.)

In determining whether to impose a sanction greater or less than that specified in a given Standard, in addition to the factors set forth in the specific Standard, consideration is to be given to the primary purposes of discipline; the balancing of all aggravating and mitigating circumstances; the type of misconduct at issue; whether the client, public, legal system or profession was harmed; and the member’s willingness and ability to conform to ethical responsibilities in the future. (Stds. 1.7(b) and (c).)

As discussed above, Respondent was convicted of aggravated trespass and two DUI’s, one of which included a conviction for a “hit and run” with property damage. Respondent also has a criminal history that includes two prior DUI convictions that, while not part of the misconduct in the present matters, are instructive on Respondent’s knowledge concerning the inherent danger involved in his decision to drink and drive as well as his decision to not continue in a treatment program that would have substantially reduced the risk that he would re-offend.

In connection with each of the above-discussed convictions, Respondent was sentenced to lengthy periods of criminal probation which included the requirement to attend various programs aimed at curbing his alcohol abuse and educating Respondent on the dangers posed by drunk driving. nevertheless, as noted above, on at least one occasion, Respondent has still willfully violated the terms of his criminal probation. Consequently, Respondent's criminal misconduct, when viewed in its entirety, demonstrates a disregard for the law and the safety of the public that amounts to moral turpitude.

In *In re Alkow* (1966) 64 Cal.2d 838, an attorney was convicted of vehicular manslaughter after running down a pedestrian. Prior to the accident, the attorney had been denied renewal of his driver's license because of his impaired vision, and in the little more than three years from his license expiration was convicted of more than 20 traffic violations. At the time of the accident, the attorney was on probation for three separate incidents, all three finding that he drove without a license and in two cases failed to observe a right of way or a stop sign. The Supreme Court determined that the attorney showed "a complete disregard for the conditions of his probation, the law and the safety of the public..." and concluded, that under its applicable definitions, the attorney's criminal conduct involved moral turpitude. (*In re Alkow, supra*, 64 Cal.2d at p. 841.)

In the present consolidated matters, Respondent has been convicted of alcohol-related criminal offenses twice in 2008 and once in 2013. Despite Respondent's lengthy history of criminal misconduct, and the justice system's repeated efforts to educate Respondent as to the dangers inherent in his criminal behavior, Respondent has continued to reoffend. Respondent's criminal misconduct therefore evinces a disregard for the conditions of his probation and the safety of the public that is akin to the attorney's misconduct in *Alkow*. Under the Supreme Court's applicable definition, the facts and circumstances surrounding Respondent's convictions in these consolidated matters involved moral turpitude.

Further, in the present consolidated matters, Respondent's convictions all included statements to the police at the time of his arrest (or subsequent to his arrest) that were false or later determined to be false. For instance, Respondent denied to the officer that he owned a vehicle or that he was intoxicated or even that he had consumed alcohol when such statements were false. Thus, Respondent's dishonest conduct further supports the above-stated conclusion that the facts and circumstances surrounding Respondent's convictions in these consolidated matters involved moral turpitude.

In this matter, Standard 2.11(c) is the most severe applicable standard based on Respondent's various misdemeanor convictions. Standard 2.11(c) provides that "[d]isbarment or actual suspension is appropriate for final conviction of a misdemeanor involving moral turpitude."

Respondent's misconduct in these consolidated matters is aggravated by the fact that he has committed multiple acts of misconduct. (See, e.g., *In re Carr* (1988) 46 Cal.3d 1089 [six months' actual suspension levied on attorney with prior disciplinary record for two convictions of drunk driving].) In addition, as the above recitation of facts demonstrates, in case nos. 14-C-02710 and 14-C-02707 Respondent's criminal conduct in both matters occurred over the span of only a few days (i.e., between October 2, 2008 and October 5, 2008.) Further, as discussed above, Respondent's misconduct herein is further aggravated by the harm caused to the public, including one third party who physically injured in her collision with Respondent as well as by Respondent's indifference.

On the other hand, Respondent's misconduct is mitigated by the fact that he had practiced law for over 20 years without a prior record of discipline when the earliest misconduct herein occurred.

Respondent's misconduct is further mitigated by entering in this stipulation prior to trial, thereby preserving State Bar Court time and resources.

Decisional law is consistent in condemning the multiple acts of misconduct like those perpetrated by Respondent in these consolidated matters. (See, e.g., *In re Carr*, *supra*, 46 Cal.3d 1089 [six months' actual suspension levied on attorney with prior disciplinary record for two convictions of drunk driving].)

In consideration of the foregoing, the appropriate level of discipline under Standard 2.11(c) that best serves the protection of the public, the courts and the profession, as well as the maintenance of high professional standards for attorneys and the preservation of public confidence in the legal profession is a two year suspension, stayed, four years' probation on standard terms and conditions including compliance with his the terms and conditions of his criminal probation, a six month actual suspension, a substance abuse condition including attendance at Alcoholics Anonymous or a similar program four times per month, an evaluation of Respondent (after completion of the six month out-patient program required pursuant to Respondent's criminal probation) for a report to specify Respondent's treatment schedule for the remainder of Respondent's State Bar probation as well as compliance with rule 9.20, California Rules of Court.

COSTS OF DISCIPLINARY PROCEEDINGS.


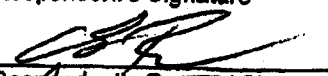

Respondent acknowledges that the Office of the Chief Trial Counsel has informed Respondent that as of October 15, 2014, the prosecution costs in these consolidated matters are \$7,341.00. Respondent further acknowledges that should this stipulation be rejected or should relief from the stipulation be granted, the costs in this matter may increase due to the cost of further proceedings.

(Do not write above this line.)

in the Matter of: FRANK EDWARD GOSECO	Case number(s): 14-C-02707; 14-C-02708; 14-C-02710 (Cons.)
---	--

SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Facts, Conclusions of Law, and Disposition.

<u>10/16/14</u> Date	 Respondent's Signature	<u>Frank Edward Goseco</u> Print Name
<u>10/16/14</u> Date	 Respondent's Counsel Signature	<u>Chris Charles Barsness</u> Print Name
<u>10/20/14</u> Date	 Deputy Trial Counsel's Signature	<u>Ashod Mooradian</u> Print Name

(Do not write above this line.)

In the Matter of: FRANK EDWARD GOSECO	Case Number(s): 14-C-02707; 14-C-02708; 14-C-02710 (Cons.)
---	--

ACTUAL SUSPENSION ORDER

Finding the stipulation to be fair to the parties and that it adequately protects the public, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- The stipulated facts and disposition are APPROVED and the DISCIPLINE RECOMMENDED to the Supreme Court.
- The stipulated facts and disposition are APPROVED AS MODIFIED as set forth below, and the DISCIPLINE IS RECOMMENDED to the Supreme Court.
- All Hearing dates are vacated.

The parties are bound by the stipulation as approved unless: 1) a motion to withdraw or modify the stipulation, filed within 15 days after service of this order, is granted; or 2) this court modifies or further modifies the approved stipulation. (See rule 5.58(E) & (F), Rules of Procedure.) The effective date of this disposition is the effective date of the Supreme Court order herein, normally 30 days after file date. (See rule 9.18(a), California Rules of Court.)

NOVEMBER 6, 2014
Date


GEORGE E. SCOTT, JUDGE PRO TEM
Judge of the State Bar Court

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on November 12, 2014, I deposited a true copy of the following document(s):

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING

in a sealed envelope for collection and mailing on that date as follows:

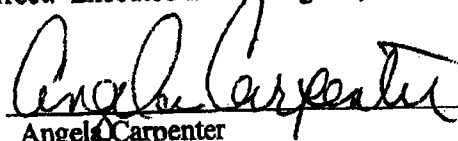
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

**CHRISTOPHER C. BARSNESS
BARTH CALDERON, LLP
333 CITY BLVD WEST
STE 2050
ORANGE, CA 92868**

- by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

ASHOD MOORADIAN, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on November 12, 2014.



Angela Carpenter
Case Administrator
State Bar Court

1 CHRISTOPHER BARSNESS (SBN 222861)
2 Law Office of Chris Barsness
3 333 City Blvd. West Suite 2050
4 Orange, CA 92868
5 Phone (949) 288-6533 Fax (615) 577-0410

FILED

AUG 04 2014

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

4 Attorney for Respondent
5 FRANK EDWARD GOSECO

6 STATE BAR COURT
7 HEARING DEPARTMENT - LOS ANGELES

8 In the Matter of:
9 FRANK EDWARD GOSECO)
10 (SBN 132732))
11 A Member of the State Bar)
12 Of California)
13)

NO.s: 14-C-2707; 14-C-2708;
14-C-2710

RESPONDENT'S ANSWER TO NOTICE
OF HEARING ON CONVICTION

14 TO THE HONORABLE RICHARD PLATEL, JUDGE OF THE STATE BAR COURT
15 OF THE STATE BAR OF CALIFORNIA, AND TO THE OFFICE OF THE CHIEF TRIAL
16 COUNSEL OF THE STATE BAR OF CALIFORNIA:

17 Pursuant to Rule 5.345(B) of the Rules of Procedure of the State Bar of California, Respondent
18 FRANK EDWARD GOSECO, by and through his attorney(s) of record, hereby submits the following in
19 response to the Notices of Hearing on Conviction (hereinafter "NHC") on file herein:

20 Under the provisions of the Rules of Procedure of the State Bar of California, Respondent
21 FRANK EDWARD GOSECO hereby generally denies each and every allegation of the NHC and the
22 whole thereof and further denies the Respondent has violated any Rule of Professional Conduct or Business
23 & Professions Code in any manner whatsoever. In response to the specific allegations set forth in the NHC
24 on file herein, Respondent asserts:

25 Case No. 14-C-2707

26 1. Respondent denies that the conviction of Penal Code §602.5(b) (Aggravated Trespass) and
27 facts leading to and surrounding the conviction involved moral turpitude.

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2. Respondent denies that the conviction of Penal Code §602.5(b) (Aggravated Trespass) and facts leading to and surrounding the conviction are misconduct warranting the imposition of discipline.

Case No. 14-C-2708

3. Respondent denies that the convictions of Vehicle Code §20002(a) (Hit and Run with Property Damage) and §23152(a) & (b) (Driving Under the Influence and with blood alcohol level more than .08%) and facts leading to and surrounding the convictions involved moral turpitude.

4. Respondent denies that the convictions of Vehicle Code §20002(a) (Hit and Run with Property Damage) and §23152(a) & (b) (Driving Under the Influence and with blood alcohol level more than .08%) and facts leading to and surrounding the convictions are misconduct warranting the imposition of discipline.

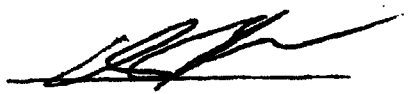
Case No. 14-C-2710

5. Respondent denies that the convictions of Vehicle Code §23152 (a) & (b) (Driving under the influence and with a blood alcohol level more than .08%) and facts leading to and surrounding the convictions involved moral turpitude.

6. Respondent denies that the convictions of Vehicle Code §23152 (a) & (b) (Driving under the influence and with a blood alcohol level more than .08%) and facts leading to and surrounding the convictions are misconduct warranting the imposition of discipline.

Dated: July 31, 2014

Respectfully Submitted,



By: CHRIS BARSNESS (SBN 222861)

Attorney for Respondent, FRANK GOSECO

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DECLARATION OF SERVICE BY MAIL

I, the undersigned, declare as follows:

I am employed in the County of Orange, State of California. I am over the age of 18 and am not a party to the above-named action. My business address is 333 City Blvd. West #2050, Orange, CA 92868.

On the 31st Day of July, 2014, I served the attached:

Respondent's Answer to Notice of Hearing on Conviction

by placing a true copy of the above listed documents in an envelope addressed to each person named below at the address shown:

State Bar Court- Hearing Department, State Bar of California, 845 South Figueroa Street, Los Angeles, CA 90017

Ashod Mooradian, Senior Trial Counsel, OCTC, 845 South Figueroa Street, Los Angeles, CA 90017

and then sealing and placing said envelope(s) for collection with a United States Postal Service Mail Pickup Box.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on this 31st day of July, 2014, at Orange, California.

Date: July 31, 2014



Name: Chris Baraness

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
CHARLES A. MURRAY, No. 146069
845 South Figueroa Street
Los Angeles, California 90017-2515
Telephone: (213) 765-1000

FILED

JUN 09 2014

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE CONVICTION OF:	) Case No. 14-C-2707
FRANK EDWARD GOSECO, No. 132732	) Transmittal of Records of Conviction of Attorney (Bus. & Prof. Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
A Member of the State Bar	) [ ] Felony;
	) [ ] Crime(s) involved moral turpitude;
	) [ ] 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;
	) [X] 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 the 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
- [X] C. Evidence of Finality of Conviction (Minutes/All Categories certified on 05/22/14)
- [] D. Other

Name of Member: Frank Edward Goseco

Date member admitted to practice law in California: December 17, 1987

Member's Address of Record: Law Office Frank E. Goseco

194 N. Marina Dr., Ste. 200

Long Beach, CA 90803

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: March 18, 2009

Convicting court: Superior Court of California, County of Orange

00028

Case number(s): 08WF2129

Crime(s) of which convicted and classification(s): Violation of Penal Code § 602.5(b) (Aggravated Trespass), one count, a misdemeanor which may involve moral turpitude as in *In re Hurwitz* (1976) 17 Cal. 3d 562.

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

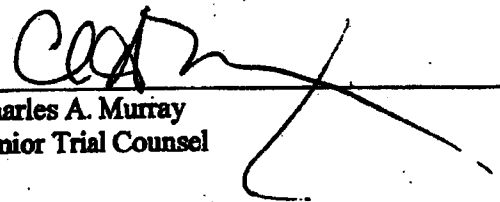
On March 18, 2009, the complaint was amended by interlineation to add Penal Code Section 602.5(b), a misdemeanor as count two. Respondent pled guilty to the added count two and count one was dismissed. Since the court clerk has declined to complete the State Bar's Notice of Appeal form, the Minutes/All Categories certified on May 22, 2014 is being presented as proof that no party has filed an appeal within 30 days after pronouncement of Judgment on March 18, 2009 (See Cal. Rules of Court, rule 8.853) or within 60 days after pronouncement of Judgment (See Cal. Rules of Court, rule 8.308).

DOCUMENTS TRANSMITTED:

Complaint
Guilty Plea Form
Sentence Recommendation Form
Minutes/All Categories

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED: 9 June 2014

BY: 
Charles A. Murray
Senior Trial Counsel

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

Frank Edward Goseco
Law Office Frank E. Goseco
194 N. Marina Dr., Ste. 200
Long Beach, CA 90803

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DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 14-C-2707

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 845 South Figueroa Street, Los Angeles, California 90017, 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 Los Angeles, on the date shown below, a true copy of the within

TRANSMITTAL OF RECORDS OF CONVICTION OF ATTORNEY; Complaint; Guilty Plea Form; Sentence Recommendation Form; Minutes/All Categories

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 6410 0003, at Los Angeles, on the date shown below, addressed to:


**Frank E. Goseco
194 N. Marina Drive, Ste. 200
Long Beach, CA 90803**

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 Los Angeles, California, on the date shown below.

DATED: June 9, 2014

Signed: 
**Lope Pacheco
Declarant**

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
CHARLES A. MURRAY, No. 146069
845 South Figueroa Street
Los Angeles, California 90017-2515
Telephone: (213) 765-1000

FILED

MAY 23 2014

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE CONVICTION OF: FRANK EDWARD GOSECO, No. 132732 A Member of the State Bar) Case No. 14-C-2710)) Transmittal of Records of Conviction of Attorney (Bus. & Prof.) Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.))) [] Felony;) [] Crime(s) involved moral turpitude;) [] 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;) [X] Transmittal of Notice of Finality of Conviction.
--	--

To the CLERK OF THE STATE BAR COURT:

1. Transmittal of records.

- 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 the 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 (Notice of Lack of Appeal)
- D. Other

Name of Member: Frank Edward Goseco
Date member admitted to practice law in California: December 17, 1987
Member's Address of Record: Law Office of Frank E. Goseco
194 N. Marina Dr., Ste. 200
Long Beach, CA 90803

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: April 14, 2009
Convicting court: Superior Court of California, County of Orange

00031

Case number(s): 08HM08798

Crime(s) of which convicted and classification(s): Violation of Vehicle Code § 23152 (a) (DUI with one Prior), one count, a misdemeanor and Vehicle Code § 23152(b) (.08% or More BAC with one Prior), one count, a misdemeanor, both crimes which may or may not involve moral turpitude as in *In re Kelley* (1990) 52 Cal. 3d 487.

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:

Complaint
DUI Court Probation Terms/Guilty Plea Form
Minutes/All Categories
Notice of Lack of Appeal

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED:

5/21/2014

BY:


Charles A. Murray
Senior Trial Counsel

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

Frank Edward Goseco
Law Office of Frank E. Goseco
194 N. Marina Dr., Ste. 200
Long Beach, CA 90803

00032

DECLARATION OF SERVICE BY CERTIFIED MAIL

1
2 **CASE NUMBER: 14-C-2710**

3 I, the undersigned, over the age of eighteen (18) years, whose business address and place
4 of employment is the State Bar of California, 845 South Figueroa Street, Los Angeles, California
5 90017, declare that I am not a party to the within action; that I am readily familiar with the State
6 Bar of California's practice for collection and processing of correspondence for mailing with the
7 United States Postal Service; that in the ordinary course of the State Bar of California's practice,
8 correspondence collected and processed by the State Bar of California would be deposited with
9 the United States Postal Service that same day; that I am aware that on motion of party served,
10 service is presumed invalid if postal cancellation date or postage meter date on the envelope or
11 package is more than one day after date of deposit for mailing contained in the affidavit; and that
12 in accordance with the practice of the State Bar of California for collection and processing of
13 mail, I deposited or placed for collection and mailing in the City and County of Los Angeles, on
14 the date shown below, a true copy of the within

15 **Transmittal of Records of Conviction of Attorney; Complaint; DUI Court Probation
16 Terms/Guilty Plea Form; Minutes/All Categories; Notice of Lack of Appeal**

17 in a sealed envelope placed for collection and mailing as certified mail, return receipt requested,
18 Article No.: 7196 9008 9111 6410 9983, at Los Angeles, on the date shown below, addressed to:

19 **Frank Edward Goseco
20 Law Office of Frank E. Goseco
21 194 N. Marina Dr., Ste. 200
22 Long Beach, CA 90803**

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

24 **N/A**

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

27 **DATED: May 23, 2014**

28 **Signed:** 

**Lape Pacheco
Declarant**

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
CHARLES A. MURRAY, No. 146069
845 South Figueroa Street
Los Angeles, California 90017-2515
Telephone: (213) 765-1000

FILED

MAY 21 2014

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE)
CONVICTION OF:) Case No. 14-C-2708
)
) Transmittal of Records of Conviction of Attorney (Bus. & Prof.
FRANK EDWARD GOSECO,) Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
No. 132732)
) [] 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;
) [X] 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 the 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
- [X] C. Evidence of Finality of Conviction (Notice of Lack of Appeal)
- [] D. Other

Name of Member: Frank Edward Goseco

Date member admitted to practice law in California: December 17, 1987

Member's Address of Record: Law Office of Frank E. Goseco

194 N. Marina Dr., Ste. 200

Long Beach, CA 90803

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: March 21, 2014

Convicting court: Superior Court of California, County of Orange

00034

Case number(s): 13HM09795

Crime(s) of which convicted and classification(s): Violation of Vehicle Code § 23152(a) (DUI, with one Prior), one count, and Vehicle Code § 23152(b) (.08% or More BAC with one Prior), one count, both misdemeanors which may not involve moral turpitude as in *In re Kelley* (1990) 52 Cal. 3d 487; Vehicle Code § 20002(a) (Hit and Run with Property Damage), one count, a misdemeanor which may or may not involve moral turpitude or other misconduct warranting discipline.

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:

Complaint
Amended Complaint
Guilty Plea Form
Sentencing
Minutes/All Categories
Notice of Lack of Appeal

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED:

5/20/2014

BY:


Charles A. Murray
Senior Trial Counsel

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

Frank Edward Goseco
Law Office of Frank E. Goseco
194 N. Marina Dr., Ste. 200
Long Beach, CA 90803

00035

DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 14-C-2708

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 845 South Figueroa Street, Los Angeles, California 90017, 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 Los Angeles, on the date shown below, a true copy of the within

Transmittal of Records of Conviction of Attorney; Complaint; Amended Complaint; Guilty Plea Form; Sentencing; Minutes/All Categories; Notice of Lack of Appeal

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 6410 9969, at Los Angeles, on the date shown below, addressed to:

**Frank Edward Goseco
Law Office of Frank E. Goseco
194 N. Marina Drive, Ste. 200
Long Beach, CA 90803**

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 Los Angeles, California, on the date shown below.

DATED: May 21, 2014

Signed: 
**Lupe Pacheco
Declarant**

The document to which this certificate is affixed is a full, true and correct copy of the original on file and of record in the State Bar Court.



ATTEST June 14, 2017

State Bar Court, State Bar of California,
Los Angeles

By *Elizabeth Alley*
Clerk

00037

Cheung, Ivy

From: Microsoft Outlook
To: 'gosecolaw@gmail.com'
Sent: Tuesday, April 14, 2015 11:55 AM
Subject: Relayed: Frank E. Goseco; SBN 132732; Case # 14-C-02707, et al. (S223448)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

'gosecolaw@gmail.com' (gosecolaw@gmail.com) <<mailto:gosecolaw@gmail.com>>

Subject: Frank E. Goseco; SBN 132732; Case # 14-C-02707, et al. (S223448)

Cheung, Ivy

From: Cheung, Ivy
Sent: Tuesday, April 14, 2015 11:55 AM
To: 'gosecolaw@gmail.com'
Subject: Frank E. Goseco; SBN 132732; Case # 14-C-02707, et al. (S223448)
Attachments: SKM_C554e15041323520.pdf

Dear Mr. Goseco,

As a courtesy, please find attached your reminder letter, which is also mailed to your State Bar Membership Records address.

Sincerely,

--

Ivy Cheung | Probation Deputy
Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
213.765.1407 | Ivy.Cheung@calbar.ca.gov

This message may contain confidential information that may also be privileged. Unless you are the intended recipient or are authorized to receive information for the intended recipient, you may not use, copy, or disclose the message in whole or in part. If you have received this message in error, please advise the sender by reply e-mail and delete all copies of the message. Thank you.



THE STATE BAR
OF CALIFORNIA

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

<http://www.calbar.ca.gov>

OFFICE OF PROBATION
ADDRESS VERIFIED

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

April 14, 2015

APR 14 2015

Frank E. Goseco

Law Ofc Frank E Goseco

777 N Bellflower Blvd Apt 108

Long Beach, CA 90815

Courtesy email via: gosecolaw@gmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

This reminder letter is sent to you as a courtesy and based upon information that you are not currently represented by counsel in this matter—the enforcement of your probation terms and conditions. If this is incorrect, please complete the Notice of Counsel Representation form and submit to the Office of Probation within five days so that future communications may be directed to your counsel.

As you know, on March 19, 2015, the Supreme Court of California filed an Order, effective April 18, 2015, suspending you from the practice of law for a period of two years, staying execution and placing you on probation upon certain conditions for a period of four years. Further, pursuant to the Order of the Court, you have been placed on actual suspension for the first six months of your probation.¹

Please take notice that attorneys are not relieved of MCLE requirements during the pendency of their disciplinary period.

Rule of Professional Conduct 1-311 requires that a firm or attorney who employs an attorney who is disbarred, resigned, suspended or involuntarily enrolled inactive, provide certain notices to the State Bar and to clients. While there is no prescribed form, in order to assist attorneys to comply with the rule, the State Bar has created notices for the employer's use. If you are or become employed by an attorney or a law firm, please remind your employer of this requirement. Forms are available at the State Bar website under Attorney Forms/Reportable Actions or you may contact the Intake Unit, Office of the Chief Trial Counsel, at (213) 765-1000.

The conditions of your probation with compliance due dates are outlined on the next few pages. Please note this summary only reflects those conditions and compliance due dates that require submission of proof of compliance to the Office of Probation. For a thorough review of all conditions, please refer to the enclosed copy of that portion of the disciplinary order setting forth the conditions of probation.

¹ Please review your stipulation or decision carefully. You may have been ordered to remain on actual suspension until you have fully paid the costs imposed as a result of your discipline. The Office of Probation does NOT monitor costs. If you have questions, contact Membership Billing at (415) 538-2360.

<u>Condition</u>	<u>Deadline(s)</u>
1. Contact Probation Deputy & Schedule Required Meeting	May 18, 2015
2. Maintain with the Office of Probation a current address and current telephone number at which you can be reached	At all times
3. Return any call from the Office of Probation concerning testing of your blood or urine	Within twelve (12) hours
4. For good cause, the Office of Probation may require you to deliver your urine and/or blood sample(s) for addition reports to a laboratory	No later than six hours after your actual notice
5. Medical Waiver	Requested by May 18, 2015
6. Rule 9.20	May 28, 2015
7. Provide the Office of Probation the name of your AA sponsor, (if you have a sponsor), address, telephone number, and any other contact information (e.g. fax, e-mail, etc.)	April 28, 2015
8. Provide the Office of Probation any change in sponsor and/or the sponsor's address and/or telephone number and/or any other contact information	Within ten calendar days of any change
9. Proof of exertion of all efforts in gaining the assistance of your sponsor, meeting secretary, or other representative to assist the Office of Probation in confirming your attendance.	Within ten days of any request
10. AA Meetings Attendance Reports	At least four (4) AA meetings per month beginning April 2015; attendance reports due monthly, beginning May 10, 2015
11. Quarterly Reports	Quarterly, beginning July 10, 2015
12. Conditions of Probation in Underlying Criminal Matter Reports	Quarterly, beginning July 10, 2015
13. Alcohol/Drug Abstinence Reports	Requested quarterly, beginning July 10, 2015
14. State Bar Ethics School	April 18, 2016
15. MPRE	April 18, 2016

Condition

16. Written Notice to the Office of Probation of your completion, termination or withdrawal from the Salvation Army out-patient treatment program

17. Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you

18. Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers

19. Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation

20. Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days

21. Undergo an Evaluation with your approved ASAM certified medical doctor

22. Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report

Deadline(s)

Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

<u>Condition</u>	<u>Deadline(s)</u>
23. Provide proof to the Office of Probation of good faith efforts to provide additional information required by your approved ASAM certified medical doctor in order to propose treatment conditions, including, but not limited to, interviewing third parties	Within ten (10) days of any request
24. Provide the Office of Probation original written notice specifically setting forth any change(s) in treatment condition(s) which includes an original, signed declaration from your approved ASAM certified medical doctor acknowledging receipt of a copy of the written notice and agreement with its accuracy	Within ten (10) calendar days of any change in treatment condition
25. Report compliance with your ASAM certified medical doctor treatment conditions reports	Quarterly, beginning the period of your treatment
26. Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports	By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline
27. Notify the Office of Probation of the name address, and telephone number of all such treatment providers that are added or changed	Within ten days of retaining each one
28. Provide the Office of Probation an original signed declaration from the treatment provider stating that it received a complete copy of this stipulation	Within thirty (30) calendar days of retaining added or changed treatment provider(s)
29. Provide the Office of Probation an executed waiver of confidentiality as well as an original, signed declaration from the treatment providers acknowledging receipt of the waiver	Within thirty (30) calendar days of retaining added or changed treatment provider(s)
30. Final Report	April 18, 2019

You must schedule a meeting with me to discuss the terms and conditions of your discipline within 30 days from the effective date of discipline. Make sure you read this letter including all attachments before the required meeting.

The Court has also ordered you to comply with the provisions of Rule 9.20, California Rules of Court. Your affidavit must be timely filed with the State Bar Court by no later than **May 28, 2015**. Do not submit the original affidavit to the Office of Probation; the affidavit must be filed with the State Bar Court.

Frank E. Goseco
April 14, 2015
Page 5

Please take appropriate precautions to ensure that your affidavit is filed with the State Bar Court. You may wish to verify your filing via personal delivery or tracked delivery to the State Bar Court, review of the Court docket on the State Bar of California's website, or by obtaining a conformed copy from the State Bar Court.

If your original affidavit is sent to the Office of Probation, it was NOT filed with the State Bar Court and it will NOT be filed on your behalf. Even after you file your 9.20 affidavit with the State Bar Court, your "filed" affidavit will not be considered compliant until it is approved by the Office of Probation.

In order to comply with the terms and conditions of your probation, you must report the status of your compliance, in each and every respect, by letter with any attachments, executed under penalty of perjury, and addressed to the Office of Probation. As a courtesy, the Office of Probation has prepared a Quarterly Report form for your use.

The Office of Probation will not provide you multiple copies of the courtesy Quarterly Report form. Should you happen to lose your Quarterly Report form, you must submit your request for a copy in writing explaining why you could not maintain a copy for yourself.

Each of your reports must be a clear and unequivocal statement of compliance. See *In the Matter of Carr* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

Please read the Instructions and review the Quarterly Report carefully to determine whether you believe that it accurately reflects the required terms and conditions. If you believe there is an error, or if there are any questions, please notify me immediately. **You are responsible for timely complying with each and every term and condition whether or not it is reflected in this letter and/or the Quarterly Report form.** You are reminded that proof of compliance must be received in the Office of Probation by your due date. **Being even one day late** means that you are **NOT** in compliance.

You are reminded that all Quarterly Reports are due on or before the 10th day after the end of each quarter. Your Final Report is due on or before April 18, 2019.

If your underlying criminal probation matter terminates or expires, you do not have a criminal probation matter with which to comply. Accordingly, you must submit to the Office of Probation proof of successful completion, e.g., a **recent** Court docket sheet showing termination date.

You are required to report, and in no event in more than ten (10) days, to the Membership Records Office of the State Bar and the Office of Probation, all changes of information including current name, office address and telephone number, or other address for State Bar purposes as prescribed by section 6002.1 of the Business and Professions Code. The Office of Probation will **only** send documents to your official membership records address.

You are required to maintain with the Office of Probation, a current address and telephone number where you can be reached and respond within twelve (12) hours.

00007

Frank E. Goseco
April 14, 2015
Page 6

By court order, you must take and pass the Multi-State Professional Responsibility Examination (MPRE) and provided satisfactory proof of such passage to the Office of Probation on or before **April 18, 2016**. Satisfactory proof requires that you (1) select California as the jurisdiction to receive your score report, (2) send a copy of your score release to the Office of Probation. It is important that you plan to take this examination well in advance of the due date so that you can re-take the examination if you do not receive a passing score. The passing scaled score is 86. The MPRE is only offered three (3) times a year, but you may not have three chances to take the MPRE by your particular deadline. Failure to provide proof of passage of this examination by the due date may result in your indefinite suspension until you provide proof that you have passed the examination. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn 8.)

Further, please be advised that the Office of Probation **does not** have the authority to extend compliance due dates or modify the terms and conditions of the discipline order. **Request for extension of time or modification of the terms and conditions of the discipline order must be filed with the State Bar Court Hearing Department or Review Department.** See, Rules of Procedure of the State Bar of California, rules 5.162 and 5.300, et seq. A copy of the motion must be served upon the Office of Probation. **Failure to timely submit reports or any other proof of compliance may result in a non-compliance referral** which may lead to the imposition of additional discipline and attendant costs.

Enclosed are copies of the Supreme Court Order and conditions of probation, which you have already received from the Courts or your counsel, Medical Waiver, Rule 9.20 – California Rules of Court, Rules 5.330 and 5.332 – Rules of Procedure, Affidavit form, AA Attendance Verification and Declaration form, Quarterly Report with instructions, and Notice of Counsel Representation form. Also enclosed is scheduling and enrollment information for the State Bar's Ethics School and Multi-State Professional Responsibility Examination schedule.

It is recommended that you maintain a file containing all orders as well as communication between the Office of Probation and yourself. Keep your file in a convenient location so that if you have contact with the Office of Probation, any question can be quickly addressed.

Please note that the Court has determined that the repeated need of the State Bar to actively intervene to seek compliance with disciplinary terms and conditions is inconsistent with the self-governing nature of probation as a rehabilitative part of the attorney discipline system. *In the Matter of Gorman* (Review Dept. 2003) 4 Cal. State Bar Ct. Rptr. 567, 573.

Sincerely,


Ivy Cheung
Probation Deputy

/ic
Enclosures

00008

SUPREME COURT
FILED

(State Bar Court Nos. 14-C-02707; 14-C-02708; 14-C-02710)

MAR 19 2015

S223448

Frank A. McGuire Clerk

IN THE SUPREME COURT OF CALIFORNIA

Deputy

En Banc

In re FRANK EDWARD GOSECO on Discipline

The court orders that Frank Edward Goseco, State Bar Number 132732, 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 four years subject to the following conditions:

1. Frank Edward Goseco is suspended from the practice of law for the first six months of probation;
2. Frank Edward Goseco 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 November 12, 2014; and
3. At the expiration of the period of probation, if Frank Edward Goseco has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Frank Edward Goseco 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).)

Frank Edward Goseco 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.

00009

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 2016 and 2017. If Frank Edward Goseco 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.

I, Frank A. McGuire, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court as shown by the records of my office.

Witness my hand and the seal of the Court this

day of MAR 20 2015

Clerk

By: 
Deputy

CANTIL-SAKAUYE
Chief Justice

00010

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(12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.

(13) **No mitigating circumstances** are involved.

Additional mitigating circumstances:

See Attachment at page 17.

D. Discipline:

(1) **Stayed Suspension:**

(a) Respondent must be suspended from the practice of law for a period of **two (2) years**.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1) Standards for Attorney Sanctions for Professional Misconduct.

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

(b) The above-referenced suspension is stayed.

(2) **Probation:**

Respondent must be placed on probation for a period of **Four (4) years**, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 9.18, California Rules of Court)

(3) **Actual Suspension:**

(a) Respondent must be actually suspended from the practice of law in the State of California for a period of **six months**.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

E. Additional Conditions of Probation:

(1) If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct.

(2) During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.

(Do not write above this line.)

- (3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: _____
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) The following conditions are attached hereto and incorporated:
- | | |
|--|---|
| <input checked="" type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

- (1) **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. Failure to pass the MPRE results in actual suspension without

(Do not write above this line.)

further hearing until passage. But see rule 9.10(b), California Rules of Court, and rule 5.162(A) & (E), Rules of Procedure.

No MPRE recommended. Reason:

- (2) **Rule 9.20, California Rules of Court:** Respondent must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (3) **Conditional Rule 9.20, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (4) **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) **Other Conditions:**

(Do not write above this line.)

In the Matter of: FRANK EDWARD GOSECO	Case Number(s): 14-C-02707; 14-C-02708; 14-C-02710 (Cons.)
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Substance Abuse Conditions

- a. Respondent must abstain from use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.
- b. Respondent must attend at least four (4) meetings per month of:
- Alcoholics Anonymous
 - Narcotics Anonymous
 - The Other Bar
 - Other program

As a separate reporting requirement, Respondent must provide to the Office of Probation satisfactory proof of attendance during each month, on or before the tenth (10th) day of the following month, during the condition or probation period.

- c. Respondent must select a license medical laboratory approved by the Office of Probation. Respondent must furnish to the laboratory blood and/or urine samples as may be required to show that Respondent has abstained from alcohol and/or drugs. The samples must be furnished to the laboratory in such a manner as may be specified by the laboratory to ensure specimen integrity. Respondent must cause the laboratory to provide to the Office of Probation, at the Respondent's expense, a screening report on or before the tenth day of each month of the condition or probation period, containing an analysis of Respondent's blood and/or urine obtained not more than ten (10) days previously.
- d. Respondent must maintain with the Office of Probation a current address and a current telephone number at which Respondent can be reached. Respondent must return any call from the Office of Probation concerning testing of Respondent's blood or urine within twelve (12) hours. For good cause, the Office of Probation may require Respondent to deliver Respondent's urine and/or blood sample(s) for additional reports to the laboratory described above no later than six hours after actual notice to Respondent that the Office of Probation requires an additional screening report.
- e. Upon the request of the Office of Probation, Respondent must provide the Office of Probation with medical waivers and access to all of Respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

Respondent also agrees as follows:

- 1) Within seven (7) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program (required as part of his criminal probation in Orange County Superior Court case number 13HM09795,) Respondent shall provide written notice to the Office of Probation of his

(Do not write above this line.)

completion, termination or withdrawal from the Salvation Army out-patient treatment program. As used in this condition, "written notice" means providing notice either by certified mail, return-receipt requested correctly and timely addressed to the assigned probation deputy or by proper and timely personal service to the supervising attorney of the Office of Probation;

2) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat Respondent. As used in this condition, "approved" means that the ASAM certification of the medical doctor and the medical doctor's agreement to actually evaluate and treat Respondent are in fact verified by the assigned probation deputy or supervising attorney.

3) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide a complete copy of this stipulation to an approved ASAM certified medical doctor and all treatment providers;

4) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall execute all necessary waivers of confidentiality with an approved ASAM certified medical doctor as well as any treatment providers, including drug testing facilities;

5) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation an original, signed declaration from an approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of this stipulation;

6) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation a copy of the waiver provided to an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver;

7) Within forty-five (45) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to undergo an Evaluation with an approved ASAM certified medical doctor. The evaluation will be for the purposes of (a) determining whether Respondent continues to have a substance abuse or addiction problem, (b) setting treatment conditions Respondent is to undertake as a result of the Evaluation, if any, and (c) obtaining a written report from the evaluating physician. Respondent shall bear all costs of the Evaluation, the resulting report, and any treatment conditions recommended by the evaluator. Respondent understands that his treatment conditions may change if his treatment providers deem it necessary, and that he is to bear the cost of such treatment, which in some cases could include in-patient treatment. Respondent understands that (a) the treatment conditions, if any, shall become part of his probation requirements, (b) he must provide the Office of Probation with any proof of treatment compliance or waiver requested by the Office of Probation, and (c) any violation of the treatment conditions is a violation of the probation requirements;

(Do not write above this line.)

8) Within sixty (60) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to provide a copy of an approved ASAM certified medical doctor's written report to the Office of Probation. If an approved ASAM certified medical doctor requires additional information in order to propose treatment conditions, including, but not limited to, interviewing third parties, Respondent will make good faith efforts to provide timely the additional information. Respondent will provide proof of such good faith efforts to the Office of Probation within 10 days of any request;

9) Within ten (10) calendar days of any change in treatment condition, Respondent is to provide the original written notice to the Office of Probation specifically setting forth the changes. With that written notice, Respondent is to provide an original, signed declaration from an approved ASAM certified medical doctor acknowledging receipt of a copy of the written notice and agreement with its accuracy;

10) Respondent shall report compliance with the treatment conditions by statement under penalty of perjury in each written quarterly report to the Office of Probation required pursuant to the discipline in this matter;

11) Respondent shall have his approved ASAM certified medical doctor submit to the Office of Probation an original, signed declaration that Respondent is in compliance with the treatment conditions by each January 10, April 10, July 10, and October 10 covered by this discipline. Respondent understands that the declarations and reports may be shared with the Office of the Chief Trial Counsel and the State Bar Court;

12) Respondent understands that treatment conditions associated with other issues or entities, such as a criminal probation, may not satisfy treatment conditions required by this section;

13) If treatment providers are added or changed, Respondent must notify the Office of Probation of the name, address, and telephone number of all such treatment providers within ten days of the retaining of each one. Within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an original signed declaration from the treatment provider stating that it received a complete copy of this stipulation. Also within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an executed waiver of confidentiality as well as an original, signed declaration from the treatment providers acknowledging receipt of the waiver;

14) Respondent has been informed of the existence and nature of the State Bar's Lawyer Assistance Program and of the State Bar Court's Alternative Discipline Program, and Respondent has specifically declined to seek entry into either;

15) Satisfactory proof of attendance of AA meetings shall include the name of Respondent's sponsor (if Respondent has a sponsor), address, telephone number, and any other contact information (e.g. fax, e-mail, etc.). Respondent is to provide this information to the Office of Probation within ten calendar days of the effective date of the discipline and within ten calendar days of any change in sponsor and/or the sponsor's address and/or telephone number and/or any other contact information;

(Do not write above this line.)

16) Satisfactory proof of attendance of AA meetings shall also include the name of the meeting; the location of the meeting; and the name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) of the meeting secretary or other representative willing to assist the Office of Probation in confirming Respondent's attendance;

17) Respondent shall exert all efforts in gaining the assistance of Respondent's sponsor, meeting secretary, or other representative to assist the Office of Probation in confirming Respondent's attendance. Respondent shall provide proof of such efforts to the Office of Probation within ten days of any request for such proof. It is not satisfactory proof of attendance for Respondent to sign as the verifier of Respondent's proof of attendance.



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

Ivy Cheung: (213) 765-1407

<http://www.calbar.ca.gov>

**AUTHORIZATION TO OBTAIN AND DISCLOSE
MEDICAL INFORMATION**

I authorize any physician, medical professional, hospital, clinic, the State Bar's Lawyer Assistance Program, or other medical care or medically-related facility having medical record information available as to medical history diagnosis, treatment, prognosis or evaluation with respect to any physical or mental condition and/or treatment of me and other personal or privileged information, to give any or all such information to the State Bar of California, its employees, agents, consultants and/or legal representatives.

I hereby authorize the State Bar's acquisition, use, and/or disclosure of this information only in connection with any of the following, and not for any other purpose: (1) the State Bar's Lawyer Assistance Program or State Bar Court's Program for Respondents with Substance Abuse and/or Mental Health Issues; (2) proceedings in connection with the admission, discipline, resignation or reinstatement of an attorney, the involuntary enrollment of an attorney as an inactive member, probation revocation proceedings, the incapacity of an attorney to attend to his or her practice, and/or the waiver of the attorney's membership fees, (3) a request for waiver of confidentiality of records pursuant to rules 2301 and 2302, Rules of Procedure of the State Bar of California.

Any information obtained will not be released by the State Bar of California to any person or organization except pursuant to paragraph two above, or as may be required by law.

I agree that this authorization shall be valid from the date of its execution until the conclusion of the probationary term or at the conclusion of any proceeding relating to the probation.

I understand that upon request, I have the right to receive a copy of this authorization.

A photographic copy of this authorization shall be valid as the original.

SIGNATURE

PLEASE TYPE OR PRINT NAME

DATE

Revised 01/09/14

00018



2015 California Rules of Court

Rule 9.20. Duties of disbarred, resigned, or suspended attorneys

(a) Disbarment, suspension, and resignation orders

The Supreme Court may include in an order disbaring or suspending a member of the State Bar, or accepting his or her resignation, a direction that the member must, within such time limits as the Supreme Court may prescribe:

- (1) Notify all clients being represented in pending matters and any co-counsel of his or her disbarment, suspension, or resignation and his or her consequent disqualification to act as an attorney after the effective date of the disbarment, suspension, or resignation, and, in the absence of co-counsel, also notify the clients to seek legal advice elsewhere, calling attention to any urgency in seeking the substitution of another attorney or attorneys;
- (2) Deliver to all clients being represented in pending matters any papers or other property to which the clients are entitled, or notify the clients and any co-counsel of a suitable time and place where the papers and other property may be obtained, calling attention to any urgency for obtaining the papers or other property;
- (3) Refund any part of fees paid that have not been earned; and
- (4) Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties of the disbarment, suspension, or resignation and consequent disqualification to act as an attorney after the effective date of the disbarment, suspension, or resignation, and file a copy of the notice with the court, agency, or tribunal before which the litigation is pending for inclusion in the respective file or files.

(Subd (a) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(b) Notices to clients, co-counsel, opposing counsel, and adverse parties

All notices required by an order of the Supreme Court or the State Bar Court under this rule must be given by registered or certified mail, return receipt requested, and must contain an address where communications may be directed to the disbarred, suspended, or resigned member.

(Subd (b) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(c) Filing proof of compliance

Within such time as the order may prescribe after the effective date of the member's disbarment, suspension, or resignation, the member must file with the Clerk of the State Bar Court an affidavit showing that he or she has fully complied with those provisions of the order entered under this rule. The affidavit must also specify an address where communications may be directed to the disbarred, suspended, or resigned member.

(Subd (c) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(d) Sanctions for failure to comply

A disbarred or resigned member's willful failure to comply with the provisions of this rule is a ground for denying his or her application for reinstatement or readmission. A suspended member's willful failure to comply with the provisions of this rule is a cause for disbarment or suspension and for revocation of any pending probation. Additionally, such failure may be punished as a contempt or a crime.

(Subd (d) amended effective January 1, 2007; previously relettered and amended effective December 1, 1990.)

Rule 9.20 amended and renumbered effective January 1, 2007; adopted as rule 955 effective April 4, 1973; previously amended effective December 1, 1990.

Division 6. Special Proceedings
Chapter 1. Rule 9.20 Proceedings

Rule 5.330 Nature of Proceeding

A rule 9.20 proceeding is one in which the member is charged with failing to comply with rule 9.20 of the California Rules of Court as ordered by the Supreme Court. These rules apply to rule 9.20 proceedings.

Rule 5.331 Definitions

- (A) **Rule 9.20.** As used in these rules, "rule 9.20" refers to rule 9.20 of the California Rules of Court, and "rule 9.20 order" means an order requiring a member to comply with rule 9.20 of the California Rules of Court.
- (B) **"Declaration of Compliance" Defined.** A declaration signed by a member to comply or attempt to comply with a rule 9.20 order.

Rule 5.332 Filing and Service of Declarations of Compliance

- (A) **Proof of Service.** All declarations of compliance must be accompanied by proof of service on the Office of Probation.
- (B) **Mandatory Filing.** The Clerk of the State Bar Court must file all declarations of compliance, regardless of their form or the date submitted.
- (C) **No Proof of Service.** If the Clerk of the State Bar Court receives a declaration that is not accompanied by proof of service on the Office of Probation, the Clerk will file the declaration and serve it on the Office of Probation.

Rule 5.333 Time for Filing Proceeding Based on Untimely or Formally Defective Declaration

- (A) **Untimely or Defective Filing.** Any notice of disciplinary charges alleging that a declaration of compliance was untimely filed or was defective in form must be filed within 90 days after the declaration is served on the Office of Probation, unless the Court permits a later filing for good cause shown.
- (B) **Time Limit Inapplicable.** This time limit does not apply to a notice of disciplinary charges alleging a substantive defect in a declaration of compliance or alleging failure to file any declaration of compliance.
- (C) **Defects in Substance.** For purposes of this rule, if a declaration of compliance fails to state that the member fully complied with the requirements of rule 9.20(a), the failure is a defect in substance and not a defect in form covered by this rule.

State Bar Court

Counsel for Respondent:	Case Number(s):	For Court's Use Only:
In the Matter of A Member of the State Bar of California	RULE 9.20 COMPLIANCE DECLARATION	

I, _____, State Bar member number _____, have been ordered to comply with the provisions of subdivisions (a) and (c) of rule 9.20, California Rules of Court, as part of a suspension ordered by the State Bar Court or Supreme Court, or an order of disbarment or an order accepting my resignation by the Supreme Court.

[Answer each question by checking one box per question. If neither option is correct, attach a declaration under penalty of perjury explaining your situation.]

Within 30 days of the effective date of the order of suspension/disbarment/acceptance of resignation ("effective date"): (See rule 9.18(a), California Rules of Court):

1. I notified all clients and co-counsel, in matters that were pending on the date upon which the order to comply with rule 9.20 was filed by certified or registered mail, return receipt requested, of my consequent disqualification to act as an attorney after the effective date of the order of suspension/disbarment, and in those cases where I had no co-counsel, I urged the clients to seek legal advice elsewhere, calling attention to any urgency in seeking another attorney.
- As of the date upon which the order to comply with rule 9.20 was filed, I had no clients.
2. I delivered to all clients any papers or other property to which the clients were entitled, or notified clients and co-counsel, if any, of a suitable time and place where the papers or other property could be obtained, and called attention to any urgency for obtaining the papers or other property.
- As of the date upon which the order to comply with rule 9.20 was filed, I had no papers or other property to which clients were entitled.
3. I refunded fees paid, any part of which had not been earned.
- As of the date upon which the order to comply with rule 9.20 was filed, I had earned all fees paid to me.
4. I notified all opposing counsel or adverse parties not represented by counsel in matters that were pending on the date upon which the order to comply with rule 9.20 was filed by certified or registered mail, return receipt requested, of my disqualification to act as an attorney after the effective date of my suspension, disbarment, or the Supreme Court's acceptance of my resignation, and filed a copy of my notice to opposing counsel/adverse parties with the court, agency or tribunal before which litigation was pending for inclusion in its files.
- As of the date upon which the order to comply with rule 9.20 was filed, I did not represent any clients in pending matters.
5. In the future, communications may be directed to me at the following address: _____

[If this is not your current State Bar membership address, this declaration will change your membership address.
See Bus. & Prof. Code §6002.1(b)]

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at _____, California, on _____.

Wilful failure to comply with the provisions of rule 9.20 may result in revocation of probation; suspension; disbarment; denial of reinstatement; or, contempt or conviction.

[Signature]

(Print Name)

File this declaration at the State Bar Court, 845 S. Figueroa Street, 3rd Floor, Los Angeles, CA 90017-2515 (Approved by the State Bar Court Executive Committee 6/07/01; Revised 12/13/06)

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ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: _____

CASE NO: _____

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY & ZIP CODE	MEETING TELEPHONE	SIGNATURE OF MEETING SEC. OR OTHER REP.

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: _____

DATE: _____

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

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<p>IN THE MATTER OF Frank E. Goseco</p> <p>CASE NO(s): 14-C-02707, et al. (S223448)</p> <p>Probation</p>	<p><i>(For Office of Probation Use Only)</i></p>
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QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: **January 10, 20__** **April 10, 20__** **July 10, 20__** **October 10, 20__**
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

_____ (attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

- Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

- My current home address and telephone number is: _____

- Other current address(es) and telephone number(s) I can be reached at are: _____

Suspension

- I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

- During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

- During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on _____.
A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: _____
(Actual date of signature)

Signature: _____
Frank E. Goseco

Office of Probation
QUARTERLY REPORT INSTRUCTIONS

1. The enclosed Quarterly Report form has been tailored to reflect the conditions of your discipline that are to be reported to the Office of Probation. Please review it carefully. If you believe that it does not accurately reflect your conditions, immediately contact the Office of Probation. Note that even if the Office of Probation makes an error, **you are required to timely complete all of your ordered conditions.** The report form is provided as a courtesy only, and you are not required to use it.
2. The Office of Probation will **NOT** provide you with multiple copies of the courtesy Quarterly Report form. **YOU MUST MAKE ENOUGH COPIES TO USE FOR ALL FUTURE QUARTERLY AND FINAL REPORTS.** In the future, one additional copy **may** be provided if you make a written request with an explanation under penalty of perjury why you need such copy made.
3. For each quarter's report, mark the box for the correct reporting period and write in the correct year. Place an "X" in front of each condition that applies to your activities during each respective reporting period. Provide all required information.
4. Your report is not compliant if it does not cover the entire reporting period.
5. Your signed and dated report must be **received in the Office of Probation** on or before the 10th of January, April, July, and October. For all conditions, being **even one day late** means that you are **not** in compliance.

REPORTING PERIOD	REPORT TO BE RECEIVED IN THE OFFICE OF PROBATION BY
January 1 - March 31	April 10 th
April 1 - June 30	July 10 th
July 1 - September 30	October 10 th
October 1 - December 31	January 10 th

6. Because your report must be made under penalty of perjury, you must date it the date you sign it and not pre-date it or post-date it. See, Code of Civil Procedure section 2015.5.
7. Because it is your responsibility to have a compliant report in to the Office of Probation by the 10th, and because some Respondents have claimed that their reports were lost in the mail, you may choose to send your reports in a manner that provides you with proof of delivery, e.g. fax, e-mail, certified mail, etc.
8. The Office of Probation files your report and compliance document as of the date it is received, and **NOT** the date you send it.
9. You must keep all original reports, compliance documents, and proof of delivery and provide such to the Office of Probation if requested.
10. The Office of Probation will **NOT** contact you before and/or after each Quarterly Report is due. You must calendar all of your deadlines to ensure timely receipt by the Office of Probation.
11. Each report is to be a perpetual document and is to reflect past and/or current status or compliance.
12. Each of your reports must be a clear and unequivocal statement of your compliance. See *In the Matter of Carr* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

If you have any questions regarding this information, please contact Ivy Cheung in the Office of Probation at (213) 765-1407 or Ivv.Cheung@calbar.ca.gov.

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**OFFICE OF PROBATION
NOTICE OF COUNSEL REPRESENTATION**

Respondent: Frank E. Goseco

State Bar Case #: 14-C-02707, et al. (S223448)

Member Number: 132732

Counsel Name: _____

Firm Name: _____

Address: _____

Bar Number: _____

Phone Number: _____

Respondent Signature: _____

Date: _____

Counsel Signature: _____

Date: _____

Please complete, sign and return this form to the Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515.

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THE STATE BAR
OF CALIFORNIA

845 S. FIGUEROA STREET, LOS ANGELES, CA 90017-2515

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

TELEPHONE: (213) 765-1309
FAX: (213) 765-1029
TDD: (213) 765-1566
<http://www.calbar.ca.gov>

State Bar of California

2015 Ethics/Client Trust Accounting ("CTA") School Schedules

LOS ANGELES			
845 S. Figueroa Street			
Class	Day	Date	Time
Ethics	Thurs	02/19	9a - 4p
CTA	Fri	02/20	9a - 12p
Ethics	Thurs	05/07	9a - 4p
CTA	Fri	05/08	9a - 12p
Ethics	Thurs	06/04	9a - 4p
CTA	Fri	06/05	9a - 12p
Ethics	Thurs	08/20	9a - 4p
CTA	Fri	08/21	9a - 12p
Ethics	Thurs	09/17	9a - 4p
CTA	Fri	09/18	9a - 12p
Ethics	Thurs	10/22	9a - 4p
CTA	Fri	10/23	9a - 12p
Ethics	Thurs	12/10	9a - 4p
CTA	Fri	12/11	9a - 12p

SAN FRANCISCO			
180 Howard Street			
Class	Day	Date	Time
Ethics	Thurs	03/12	9a - 4p
CTA	Fri	03/13	9a - 12p
Ethics	Thurs	06/18	9a - 4p
CTA	Fri	06/19	9a - 12p
Ethics	Thurs	09/17	9a - 4p
CTA	Fri	09/18	9a - 12p
Ethics	Thurs	12/03	9a - 4p
CTA	Fri	12/04	9a - 12p

You can register for Ethics School and/or Client Trust Accounting School by: 1) mailing application form with payment to the address on the form; or 2) going online at www.calbar.ca.gov: Home > Attorney > Lawyer Regulation > Ethics Schools, go to end of section and click on Register Now, or click on Class Schedule and Registration. **You are NOT registered until your payment is received.** If you have any questions, please contact Letty Ramos at (213) 765-1309.

Information may change at any time, please check the State Bar website for current information.

Revised 10/28/14

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THE STATE BAR
OF CALIFORNIA

845 S. FIGUEROA STREET, LOS ANGELES, CA 90017-2515

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

TELEPHONE: (213) 765-1309
FAX: (213) 765-1029
TDD: (213) 765-1566
<http://www.calbar.ca.gov>

State Bar of California Ethics/CTA School Information

Ethics and Client Trust Accounting classes are given throughout the year at the State Bar offices:

LOS ANGELES
845 S. Figueroa Street
Los Angeles, CA 90017-2515

SAN FRANCISCO
180 Howard Street
San Francisco, CA 94105

Ethics School is all day (9:00 a.m. to 4:00 p.m.), with a lunch break. The fee for the course is \$150.00. Client Trust Account School is held for three (3) hours, (9:00 a.m. to 12:00 Noon). The fee for the course is \$100.00.

Please note that pursuant to Rules of Procedure of the State Bar of California, rule 3201, you will **NOT** receive Minimum Continuing Legal Education credit if your attendance at Ethics School or Client Trust Accounting School is required by a Decision or Order of the State Bar Court or Supreme Court.

If your attendance at Ethics School is **NOT** required by a Decision or Order of the State Bar Court or Supreme Court, you may receive six (6) hours of Minimum Continuing Legal Education credit upon successful completion of the class. If your attendance at CTA School is **NOT** required by a Decision or Order of the State Bar Court or Supreme Court, you may receive three (3) hours of Minimum Continuing Legal Education credit upon successful completion of the class.

An application form and a schedule of classes are enclosed for your convenience. Fees **MUST** be submitted with the application in order to secure a seat in the class. Classes for some dates may fill up quickly. Payment for classes must be in the form of a personal check, money order or cashier's check. **CASH PAYMENTS WILL NOT BE ACCEPTED.**

Please indicate on the application form, by checking the appropriate space, whether you are attending the class as a result of a Decision of the Court after a hearing; as a result of a stipulated disposition; pursuant to an Agreement in Lieu of Discipline; voluntarily by letter agreement with the Office of Chief Trial Counsel or the Committee of Bar Examiners for Bar applicants, or voluntarily for some other reason.

If you have a question about probation, please direct your inquiries in writing to the State Bar of California, Attention: Office of Probation, 845 S. Figueroa Street, Los Angeles, CA 90017-2515.

OFFICE OF THE CHIEF TRIAL COUNSEL

Letty Ramos
Administrative Secretary

Enc.

Revised 10/28/14

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THE STATE BAR
OF CALIFORNIA

845 S. FIGUEROA STREET, LOS ANGELES, CA 90017-2515

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

TELEPHONE: (213) 765-1309
FAX: (213) 765-1029
TDD: (213) 765-1566
<http://www.calbar.ca.gov>

State Bar of California Ethics/CTA School Enrollment Form

DATE: _____
 APPLICANT'S NAME: _____ SBN: _____
 APPLICANT'S ADDRESS: _____
 CITY, STATE, ZIP: _____
 PHONE: _____ FAX: _____
 E-MAIL ADDRESS: _____

LOS ANGELES
845 South Figueroa Street
Los Angeles, CA 90017-2515

SAN FRANCISCO
180 Howard Street
San Francisco, CA 94105

ETHICS (\$150) DATE OF CLASS: _____ LOCATION (LA OR SF): _____
 CTA (\$100) DATE OF CLASS: _____ LOCATION (LA OR SF): _____

Return completed Application Enrollment Form with personal check, money order or cashier's check made payable to the State Bar of California, 845 S. Figueroa Street, Los Angeles, CA, 90017-2515, attention: Letty Ramos, Office of the Chief Trial Counsel. Upon receipt of your application and payment, a confirming reservation letter will be mailed to you. If you have any questions, please contact Letty Ramos at (213) 765-1309 or by fax at (213) 765-1029.

Please indicate below the reason for your attendance:

- Supreme Court Order/State Bar Court Decision after hearing requiring attendance
- Supreme Court Order/State Bar Court Order following stipulated disposition requiring attendance
- Agreement in Lieu of Discipline
- Voluntary Agreement with the Office of the Chief Trial Counsel
- State Bar Applicant for Admission
- Voluntarily

You can register for Ethics School and/or Client Trust Accounting School by: 1) mailing application form with payment to the address on the form; or 2) going online at www.calbar.ca.gov: Home > Attorney > Lawyer Regulation > Ethics Schools, go to end of section and click on Register Now, or click on Class Schedule and Registration. You are **NOT** registered until your payment is received. If you have any questions, please contact Letty Ramos at (213) 765-1309.

Revised 10/28/14

00030

MULTISTATE PROFESSIONAL RESPONSIBILITY EXAMINATION ("MPRE")

2015 Examination Schedule and Information

This document was created as a courtesy by the State Bar of California, Office of Probation.

The State Bar of California does **NOT** administer the MPRE.
**TO REGISTER AND FOR THE MOST RECENT INFORMATION REGARDING MPRE TEST
 DATES, DEADLINES, RESOURCES, ETC., YOU MUST CONTACT:**

National Conference of Bar Examiners ("NCBE")

Website: www.ncbex.org

Test Dates*	Regular Registration Deadline (\$80)*	Late Registration Deadline (\$160)*	Scores Tentatively Released by
Saturday, March 28, 2015	February 5, 2015	February 12, 2015	May 2, 2015
Saturday, August 15, 2015	June 25, 2015	July 2, 2015	September 19, 2015
Saturday, November 7, 2015	September 17, 2015	September 24, 2015	December 12, 2015

1. The MPRE fee for applications received on or before the regular receipt deadline is \$80. The MPRE fee for applications received after the regular receipt deadline but before the late receipt deadline is \$160.
2. To provide proof of successful passage of the MPRE to the Office of Probation, you **MUST**: 1) during registration, select California as the jurisdiction to receive your score report; **AND** 2) send a copy of your score release to the Office of Probation **on or before your due date**. Failure to comply with these requirements will delay confirming your passage of the MPRE, and it may result in an automatic suspension in probation matters or a non-compliance referral in all other matters.
3. Requests for special accommodations during the examination must be made to the National Conference of Bar Examiners in advance of the examination.

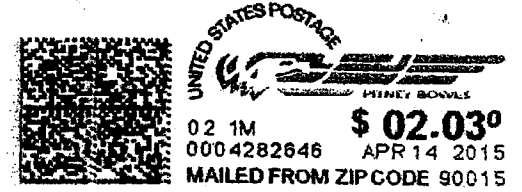
Passing scaled score 86

**Information may change at any time, please check the NCBE's website for current information.*

Revised 01/20/15



THE STATE BAR OF CALIFORNIA
 OFFICE OF PROBATION
 845 S. Figueroa Street
 Los Angeles, CA 90017-2515



RECEIVED

APR 27 2015

OFFICE OF PROBATION
 LOS ANGELES

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First Class Mail



NIXIE 908152010-1N 04/22/15

RETURN TO SENDER
 ATTEMPTED - NOT KNOWN
 UNABLE TO FORWARD
 RETURN TO SENDER



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THE STATE BAR
OF CALIFORNIA

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

<http://www.calbar.ca.gov>

OFFICE OF PROBATION
ADDRESS VERIFIED

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

April 14, 2015

APR 14 2015

Frank E. Goseco

Law Ofc Frank E Goseco ~~BY: _____~~ *IC* Courtesy email via: gosecolaw@gmail.com

777 N Bellflower Blvd Apt 108

Long Beach, CA 90815

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

This reminder letter is sent to you as a courtesy and based upon information that you are not currently represented by counsel in this matter—the enforcement of your probation terms and conditions. If this is incorrect, please complete the Notice of Counsel Representation form and submit to the Office of Probation within five days so that future communications may be directed to your counsel.

As you know, on March 19, 2015, the Supreme Court of California filed an Order, effective April 18, 2015, suspending you from the practice of law for a period of two years, staying execution and placing you on probation upon certain conditions for a period of four years. Further, pursuant to the Order of the Court, you have been placed on actual suspension for the first six months of your probation.¹

Please take notice that attorneys are not relieved of MCLE requirements during the pendency of their disciplinary period.

Rule of Professional Conduct 1-311 requires that a firm or attorney who employs an attorney who is disbarred, resigned, suspended or involuntarily enrolled inactive, provide certain notices to the State Bar and to clients. While there is no prescribed form, in order to assist attorneys to comply with the rule, the State Bar has created notices for the employer's use. If you are or become employed by an attorney or a law firm, please remind your employer of this requirement. Forms are available at the State Bar website under Attorney Forms/Reportable Actions or you may contact the Intake Unit, Office of the Chief Trial Counsel, at (213) 765-1000.

The conditions of your probation with compliance due dates are outlined on the next few pages. Please note this summary only reflects those conditions and compliance due dates that require submission of proof of compliance to the Office of Probation. For a thorough review of all conditions, please refer to the enclosed copy of that portion of the disciplinary order setting forth the conditions of probation.

¹ Please review your stipulation or decision carefully. You may have been ordered to remain on actual suspension until you have fully paid the costs imposed as a result of your discipline. The Office of Probation does NOT monitor costs. If you have questions, contact Membership Billing at (415) 538-2360.

<u>Condition</u>	<u>Deadline(s)</u>
1. Contact Probation Deputy & Schedule Required Meeting	May 18, 2015
2. Maintain with the Office of Probation a current address and current telephone number at which you can be reached	At all times
3. Return any call from the Office of Probation concerning testing of your blood or urine	Within twelve (12) hours
4. For good cause, the Office of Probation may require you to deliver your urine and/or blood sample(s) for addition reports to a laboratory	No later than six hours after your actual notice
5. Medical Waiver	Requested by May 18, 2015
6. Rule 9.20	May 28, 2015
7. Provide the Office of Probation the name of your AA sponsor, (if you have a sponsor), address, telephone number, and any other contact information (e.g. fax, e-mail, etc.)	April 28, 2015
8. Provide the Office of Probation any change in sponsor and/or the sponsor's address and/or telephone number and/or any other contact information	Within ten calendar days of any change
9. Proof of exertion of all efforts in gaining the assistance of your sponsor, meeting secretary, or other representative to assist the Office of Probation in confirming your attendance.	Within ten days of any request
10. AA Meetings Attendance Reports	At least four (4) AA meetings per month beginning April 2015; attendance reports due monthly, beginning May 10, 2015
11. Quarterly Reports	Quarterly, beginning July 10, 2015
12. Conditions of Probation in Underlying Criminal Matter Reports	Quarterly, beginning July 10, 2015
13. Alcohol/Drug Abstinence Reports	Requested quarterly, beginning July 10, 2015
14. State Bar Ethics School	April 18, 2016
15. MPRE	April 18, 2016

Condition

16. Written Notice to the Office of Probation of your completion, termination or withdrawal from the Salvation Army out-patient treatment program

17. Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you

18. Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers

19. Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation

20. Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days

21. Undergo an Evaluation with your approved ASAM certified medical doctor

22. Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report

Deadline(s)

Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Condition

23. Provide proof to the Office of Probation of good faith efforts to provide additional information required by your approved ASAM certified medical doctor in order to propose treatment conditions, including, but not limited to, interviewing third parties

24. Provide the Office of Probation original written notice specifically setting forth any change(s) in treatment condition(s) which includes an original, signed declaration from your approved ASAM certified medical doctor acknowledging receipt of a copy of the written notice and agreement with its accuracy

25. Report compliance with your ASAM certified medical doctor treatment conditions reports

26. Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports

27. Notify the Office of Probation of the name address, and telephone number of all such treatment providers that are added or changed

28. Provide the Office of Probation an original signed declaration from the treatment provider stating that it received a complete copy of this stipulation

29. Provide the Office of Probation an executed waiver of confidentiality as well as an original, signed declaration from the treatment providers acknowledging receipt of the waiver

30. Final Report

Deadline(s)

Within ten (10) days of any request

Within ten (10) calendar days of any change in treatment condition

Quarterly, beginning the period of your treatment

By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline

Within ten days of retaining each one

Within thirty (30) calendar days of retaining added or changed treatment provider(s)

Within thirty (30) calendar days of retaining added or changed treatment provider(s)

April 18, 2019

You must schedule a meeting with me to discuss the terms and conditions of your discipline within 30 days from the effective date of discipline. Make sure you read this letter including all attachments before the required meeting.

The Court has also ordered you to comply with the provisions of Rule 9.20, California Rules of Court. Your affidavit must be timely filed with the State Bar Court by no later than **May 28, 2015**. Do not submit the original affidavit to the Office of Probation; the affidavit must be filed with the State Bar Court.

Frank E. Goseco
April 14, 2015
Page 5

Please take appropriate precautions to ensure that your affidavit is filed with the State Bar Court. You may wish to verify your filing via personal delivery or tracked delivery to the State Bar Court, review of the Court docket on the State Bar of California's website, or by obtaining a conformed copy from the State Bar Court.

If your original affidavit is sent to the Office of Probation, it was NOT filed with the State Bar Court and it will NOT be filed on your behalf. Even after you file your 9.20 affidavit with the State Bar Court, your "filed" affidavit will not be considered compliant until it is approved by the Office of Probation.

In order to comply with the terms and conditions of your probation, you must report the status of your compliance, in each and every respect, by letter with any attachments, executed under penalty of perjury, and addressed to the Office of Probation. As a courtesy, the Office of Probation has prepared a Quarterly Report form for your use.

The Office of Probation will not provide you multiple copies of the courtesy Quarterly Report form. Should you happen to lose your Quarterly Report form, you must submit your request for a copy in writing explaining why you could not maintain a copy for yourself.

Each of your reports must be a clear and unequivocal statement of compliance. See *In the Matter of Carr* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

Please read the Instructions and review the Quarterly Report carefully to determine whether you believe that it accurately reflects the required terms and conditions. If you believe there is an error, or if there are any questions, please notify me immediately. **You are responsible for timely complying with each and every term and condition whether or not it is reflected in this letter and/or the Quarterly Report form.** You are reminded that proof of compliance must be received in the Office of Probation by your due date. **Being even one day late** means that you are **NOT** in compliance.

You are reminded that all Quarterly Reports are due **on or before the 10th day** after the end of each quarter. Your Final Report is due **on or before April 18, 2019.**

If your underlying criminal probation matter terminates or expires, you do not have a criminal probation matter with which to comply. Accordingly, you must submit to the Office of Probation proof of successful completion, e.g., a **recent** Court docket sheet showing termination date.

You are required to report, and in no event in more than ten (10) days, to the Membership Records Office of the State Bar and the Office of Probation, all changes of information including current name, office address and telephone number, or other address for State Bar purposes as prescribed by section 6002.1 of the Business and Professions Code. The Office of Probation will **only** send documents to your official membership records address.

You are required to maintain with the Office of Probation, a current address and telephone number where you can be reached and respond within twelve (12) hours.

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Frank E. Goseco
April 14, 2015
Page 6

By court order, you must take and pass the Multi-State Professional Responsibility Examination (MPRE) and provided satisfactory proof of such passage to the Office of Probation on or before **April 18, 2016**. Satisfactory proof requires that you (1) select California as the jurisdiction to receive your score report, (2) send a copy of your score release to the Office of Probation. It is important that you plan to take this examination well in advance of the due date so that you can re-take the examination if you do not receive a passing score. The passing scaled score is 86. The MPRE is only offered three (3) times a year, but you may not have three chances to take the MPRE by your particular deadline. Failure to provide proof of passage of this examination by the due date may result in your indefinite suspension until you provide proof that you have passed the examination. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn 8.)

Further, please be advised that the Office of Probation **does not** have the authority to extend compliance due dates or modify the terms and conditions of the discipline order. **Request for extension of time or modification of the terms and conditions** of the discipline order **must be filed with the State Bar Court Hearing Department or Review Department**. See, Rules of Procedure of the State Bar of California, rules 5.162 and 5.300, et seq. A copy of the motion must be served upon the Office of Probation. **Failure to timely** submit reports or any other proof of compliance **may result in a non-compliance referral** which may lead to the imposition of additional discipline and attendant costs.

Enclosed are copies of the Supreme Court Order and conditions of probation, which you have already received from the Courts or your counsel, Medical Waiver, Rule 9.20 – California Rules of Court, Rules 5.330 and 5.332 – Rules of Procedure, Affidavit form, AA Attendance Verification and Declaration form, Quarterly Report with instructions, and Notice of Counsel Representation form. Also enclosed is scheduling and enrollment information for the State Bar's Ethics School and Multi-State Professional Responsibility Examination schedule.

It is recommended that you maintain a file containing all orders as well as communication between the Office of Probation and yourself. Keep your file in a convenient location so that if you have contact with the Office of Probation, any question can be quickly addressed.

Please note that the Court has determined that the repeated need of the State Bar to actively intervene to seek compliance with disciplinary terms and conditions is inconsistent with the self-governing nature of probation as a rehabilitative part of the attorney discipline system. *In the Matter of Gorman* (Review Dept. 2003) 4 Cal. State Bar Ct. Rptr. 567, 573.

Sincerely,


Ivy Cheung
Probation Deputy

/ic
Enclosures

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S223448

Frank A. McGuire Clerk

IN THE SUPREME COURT OF CALIFORNIA

Deputy

En Banc

In re FRANK EDWARD GOSECO on Discipline

The court orders that Frank Edward Goseco, State Bar Number 132732, 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 four years subject to the following conditions:

1. Frank Edward Goseco is suspended from the practice of law for the first six months of probation;
2. Frank Edward Goseco 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 November 12, 2014; and
3. At the expiration of the period of probation, if Frank Edward Goseco has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Frank Edward Goseco 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).)

Frank Edward Goseco 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 2016 and 2017. If Frank Edward Goseco 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.

I, Frank A. McGuire, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court as shown by the records of my office.

Witness my hand and the seal of the Court this

day of MAR 20 2015 20

Clerk

By: 
Deputy

CANTIL-SAKAUYE
Chief Justice

00041

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(12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.

(13) **No mitigating circumstances** are involved.

Additional mitigating circumstances:

See Attachment at page 17.

D. Discipline:

(1) **Stayed Suspension:**

(a) Respondent must be suspended from the practice of law for a period of **two (2) years**.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1) Standards for Attorney Sanctions for Professional Misconduct.

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

(b) The above-referenced suspension is stayed.

(2) **Probation:**

Respondent must be placed on probation for a period of **Four (4) years**, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 9.18, California Rules of Court)

(3) **Actual Suspension:**

(a) Respondent must be actually suspended from the practice of law in the State of California for a period of **six months**.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

E. Additional Conditions of Probation:

(1) If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct.

(2) During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.

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- (3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: .
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) The following conditions are attached hereto and incorporated:
- | | |
|--|---|
| <input checked="" type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

- (1) **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. Failure to pass the MPRE results in actual suspension without

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further hearing until passage. But see rule 9.10(b), California Rules of Court, and rule 5.162(A) & (E), Rules of Procedure.

No MPRE recommended. Reason:

- (2) **Rule 9.20, California Rules of Court:** Respondent must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (3) **Conditional Rule 9.20, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (4) **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) **Other Conditions:**

(Do not write above this line.)

In the Matter of: FRANK EDWARD GOSECO	Case Number(s): 14-C-02707; 14-C-02708; 14-C-02710 (Cons.)
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Substance Abuse Conditions

- a. Respondent must abstain from use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.
- b. Respondent must attend at least four (4) meetings per month of:
 - Alcoholics Anonymous
 - Narcotics Anonymous
 - The Other Bar
 - Other program

As a separate reporting requirement, Respondent must provide to the Office of Probation satisfactory proof of attendance during each month, on or before the tenth (10th) day of the following month, during the condition or probation period.

- c. Respondent must select a license medical laboratory approved by the Office of Probation. Respondent must furnish to the laboratory blood and/or urine samples as may be required to show that Respondent has abstained from alcohol and/or drugs. The samples must be furnished to the laboratory in such a manner as may be specified by the laboratory to ensure specimen integrity. Respondent must cause the laboratory to provide to the Office of Probation, at the Respondent's expense, a screening report on or before the tenth day of each month of the condition or probation period, containing an analysis of Respondent's blood and/or urine obtained not more than ten (10) days previously.
- d. Respondent must maintain with the Office of Probation a current address and a current telephone number at which Respondent can be reached. Respondent must return any call from the Office of Probation concerning testing of Respondent's blood or urine within twelve (12) hours. For good cause, the Office of Probation may require Respondent to deliver Respondent's urine and/or blood sample(s) for additional reports to the laboratory described above no later than six hours after actual notice to Respondent that the Office of Probation requires an additional screening report.
- e. Upon the request of the Office of Probation, Respondent must provide the Office of Probation with medical waivers and access to all of Respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

Respondent also agrees as follows:

- 1) Within seven (7) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program (required as part of his criminal probation in Orange County Superior Court case number 13HM09795,) Respondent shall provide written notice to the Office of Probation of his

(Do not write above this line.)

completion, termination or withdrawal from the Salvation Army out-patient treatment program. As used in this condition, "written notice" means providing notice either by certified mail, return-receipt requested correctly and timely addressed to the assigned probation deputy or by proper and timely personal service to the supervising attorney of the Office of Probation;

2) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat Respondent. As used in this condition, "approved" means that the ASAM certification of the medical doctor and the medical doctor's agreement to actually evaluate and treat Respondent are in fact verified by the assigned probation deputy or supervising attorney.

3) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide a complete copy of this stipulation to an approved ASAM certified medical doctor and all treatment providers;

4) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall execute all necessary waivers of confidentiality with an approved ASAM certified medical doctor as well as any treatment providers, including drug testing facilities;

5) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation an original, signed declaration from an approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of this stipulation;

6) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation a copy of the waiver provided to an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver;

7) Within forty-five (45) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to undergo an Evaluation with an approved ASAM certified medical doctor. The evaluation will be for the purposes of (a) determining whether Respondent continues to have a substance abuse or addiction problem, (b) setting treatment conditions Respondent is to undertake as a result of the Evaluation, if any, and (c) obtaining a written report from the evaluating physician. Respondent shall bear all costs of the Evaluation, the resulting report, and any treatment conditions recommended by the evaluator. Respondent understands that his treatment conditions may change if his treatment providers deem it necessary, and that he is to bear the cost of such treatment, which in some cases could include in-patient treatment. Respondent understands that (a) the treatment conditions, if any, shall become part of his probation requirements, (b) he must provide the Office of Probation with any proof of treatment compliance or waiver requested by the Office of Probation, and (c) any violation of the treatment conditions is a violation of the probation requirements;

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8) Within sixty (60) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to provide a copy of an approved ASAM certified medical doctor's written report to the Office of Probation. If an approved ASAM certified medical doctor requires additional information in order to propose treatment conditions, including, but not limited to, interviewing third parties, Respondent will make good faith efforts to provide timely the additional information. Respondent will provide proof of such good faith efforts to the Office of Probation within 10 days of any request;

9) Within ten (10) calendar days of any change in treatment condition, Respondent is to provide the original written notice to the Office of Probation specifically setting forth the changes. With that written notice, Respondent is to provide an original, signed declaration from an approved ASAM certified medical doctor acknowledging receipt of a copy of the written notice and agreement with its accuracy;

10) Respondent shall report compliance with the treatment conditions by statement under penalty of perjury in each written quarterly report to the Office of Probation required pursuant to the discipline in this matter;

11) Respondent shall have his approved ASAM certified medical doctor submit to the Office of Probation an original, signed declaration that Respondent is in compliance with the treatment conditions by each January 10, April 10, July 10, and October 10 covered by this discipline. Respondent understands that the declarations and reports may be shared with the Office of the Chief Trial Counsel and the State Bar Court;

12) Respondent understands that treatment conditions associated with other issues or entities, such as a criminal probation, may not satisfy treatment conditions required by this section;

13) If treatment providers are added or changed, Respondent must notify the Office of Probation of the name, address, and telephone number of all such treatment providers within ten days of the retaining of each one. Within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an original signed declaration from the treatment provider stating that it received a complete copy of this stipulation. Also within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an executed waiver of confidentiality as well as an original, signed declaration from the treatment providers acknowledging receipt of the waiver;

14) Respondent has been informed of the existence and nature of the State Bar's Lawyer Assistance Program and of the State Bar Court's Alternative Discipline Program, and Respondent has specifically declined to seek entry into either;

15) Satisfactory proof of attendance of AA meetings shall include the name of Respondent's sponsor (if Respondent has a sponsor), address, telephone number, and any other contact information (e.g. fax, e-mail, etc.). Respondent is to provide this information to the Office of Probation within ten calendar days of the effective date of the discipline and within ten calendar days of any change in sponsor and/or the sponsor's address and/or telephone number and/or any other contact information;

(Do not write above this line.)

16) Satisfactory proof of attendance of AA meetings shall also include the name of the meeting; the location of the meeting; and the name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) of the meeting secretary or other representative willing to assist the Office of Probation in confirming Respondent's attendance;

17) Respondent shall exert all efforts in gaining the assistance of Respondent's sponsor, meeting secretary, or other representative to assist the Office of Probation in confirming Respondent's attendance. Respondent shall provide proof of such efforts to the Office of Probation within ten days of any request for such proof. It is not satisfactory proof of attendance for Respondent to sign as the verifier of Respondent's proof of attendance.



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

Ivy Cheung: (213) 765-1407

<http://www.calbar.ca.gov>

**AUTHORIZATION TO OBTAIN AND DISCLOSE
MEDICAL INFORMATION**

I authorize any physician, medical professional, hospital, clinic, the State Bar's Lawyer Assistance Program, or other medical care or medically-related facility having medical record information available as to medical history diagnosis, treatment, prognosis or evaluation with respect to any physical or mental condition and/or treatment of me and other personal or privileged information, to give any or all such information to the State Bar of California, its employees, agents, consultants and/or legal representatives.

I hereby authorize the State Bar's acquisition, use, and/or disclosure of this information only in connection with any of the following, and not for any other purpose: (1) the State Bar's Lawyer Assistance Program or State Bar Court's Program for Respondents with Substance Abuse and/or Mental Health Issues; (2) proceedings in connection with the admission, discipline, resignation or reinstatement of an attorney, the involuntary enrollment of an attorney as an inactive member, probation revocation proceedings, the incapacity of an attorney to attend to his or her practice, and/or the waiver of the attorney's membership fees, (3) a request for waiver of confidentiality of records pursuant to rules 2301 and 2302, Rules of Procedure of the State Bar of California.

Any information obtained will not be released by the State Bar of California to any person or organization except pursuant to paragraph two above, or as may be required by law.

I agree that this authorization shall be valid from the date of its execution until the conclusion of the probationary term or at the conclusion of any proceeding relating to the probation.

I understand that upon request, I have the right to receive a copy of this authorization.

A photographic copy of this authorization shall be valid as the original.

SIGNATURE

PLEASE TYPE OR PRINT NAME

DATE

Revised 01/09/14

00049



2015 California Rules of Court

Rule 9.20. Duties of disbarred, resigned, or suspended attorneys

(a) Disbarment, suspension, and resignation orders

The Supreme Court may include in an order disbaring or suspending a member of the State Bar, or accepting his or her resignation, a direction that the member must, within such time limits as the Supreme Court may prescribe:

- (1) Notify all clients being represented in pending matters and any co-counsel of his or her disbarment, suspension, or resignation and his or her consequent disqualification to act as an attorney after the effective date of the disbarment, suspension, or resignation, and, in the absence of co-counsel, also notify the clients to seek legal advice elsewhere, calling attention to any urgency in seeking the substitution of another attorney or attorneys;
- (2) Deliver to all clients being represented in pending matters any papers or other property to which the clients are entitled, or notify the clients and any co-counsel of a suitable time and place where the papers and other property may be obtained, calling attention to any urgency for obtaining the papers or other property;
- (3) Refund any part of fees paid that have not been earned; and
- (4) Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties of the disbarment, suspension, or resignation and consequent disqualification to act as an attorney after the effective date of the disbarment, suspension, or resignation, and file a copy of the notice with the court, agency, or tribunal before which the litigation is pending for inclusion in the respective file or files.

(Subd (a) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(b) Notices to clients, co-counsel, opposing counsel, and adverse parties

All notices required by an order of the Supreme Court or the State Bar Court under this rule must be given by registered or certified mail, return receipt requested, and must contain an address where communications may be directed to the disbarred, suspended, or resigned member.

(Subd (b) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(c) Filing proof of compliance

Within such time as the order may prescribe after the effective date of the member's disbarment, suspension, or resignation, the member must file with the Clerk of the State Bar Court an affidavit showing that he or she has fully complied with those provisions of the order entered under this rule. The affidavit must also specify an address where communications may be directed to the disbarred, suspended, or resigned member.

(Subd (c) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(d) Sanctions for failure to comply

A disbarred or resigned member's willful failure to comply with the provisions of this rule is a ground for denying his or her application for reinstatement or readmission. A suspended member's willful failure to comply with the provisions of this rule is a cause for disbarment or suspension and for revocation of any pending probation. Additionally, such failure may be punished as a contempt or a crime.

(Subd (d) amended effective January 1, 2007; previously relettered and amended effective December 1, 1990.)

Rule 9.20 amended and renumbered effective January 1, 2007; adopted as rule 955 effective April 4, 1973; previously amended effective December 1, 1990.

Division 6. Special Proceedings
Chapter 1. Rule 9.20 Proceedings

Rule 5.330 Nature of Proceeding

A rule 9.20 proceeding is one in which the member is charged with failing to comply with rule 9.20 of the California Rules of Court as ordered by the Supreme Court. These rules apply to rule 9.20 proceedings.

Rule 5.331 Definitions

- (A) **Rule 9.20.** As used in these rules, "rule 9.20" refers to rule 9.20 of the California Rules of Court, and "rule 9.20 order" means an order requiring a member to comply with rule 9.20 of the California Rules of Court.
- (B) **"Declaration of Compliance" Defined.** A declaration signed by a member to comply or attempt to comply with a rule 9.20 order.

Rule 5.332 Filing and Service of Declarations of Compliance

- (A) **Proof of Service.** All declarations of compliance must be accompanied by proof of service on the Office of Probation.
- (B) **Mandatory Filing.** The Clerk of the State Bar Court must file all declarations of compliance, regardless of their form or the date submitted.
- (C) **No Proof of Service.** If the Clerk of the State Bar Court receives a declaration that is not accompanied by proof of service on the Office of Probation, the Clerk will file the declaration and serve it on the Office of Probation.

Rule 5.333 Time for Filing Proceeding Based on Untimely or Formally Defective Declaration

- (A) **Untimely or Defective Filing.** Any notice of disciplinary charges alleging that a declaration of compliance was untimely filed or was defective in form must be filed within 90 days after the declaration is served on the Office of Probation, unless the Court permits a later filing for good cause shown.
- (B) **Time Limit Inapplicable.** This time limit does not apply to a notice of disciplinary charges alleging a substantive defect in a declaration of compliance or alleging failure to file any declaration of compliance.
- (C) **Defects in Substance.** For purposes of this rule, if a declaration of compliance fails to state that the member fully complied with the requirements of rule 9.20(a), the failure is a defect in substance and not a defect in form covered by this rule.

State Bar Court

Counsel for Respondent:	Case Number(s):	For Court's Use Only:
In the Matter of A Member of the State Bar of California	RULE 9.20 COMPLIANCE DECLARATION	

I, _____, State Bar member number _____, have been ordered to comply with the provisions of subdivisions (a) and (c) of rule 9.20, California Rules of Court, as part of a suspension ordered by the State Bar Court or Supreme Court, or an order of disbarment or an order accepting my resignation by the Supreme Court.

[Answer each question by checking one box per question. If neither option is correct, attach a declaration under penalty of perjury explaining your situation.]

Within 30 days of the effective date of the order of suspension/disbarment/acceptance of resignation ("effective date"): (See rule 9.18(a), California Rules of Court):

1. I notified all clients and co-counsel, in matters that were pending on the date upon which the order to comply with rule 9.20 was filed by certified or registered mail, return receipt requested, of my consequent disqualification to act as an attorney after the effective date of the order of suspension/disbarment, and in those cases where I had no co-counsel, I urged the clients to seek legal advice elsewhere, calling attention to any urgency in seeking another attorney.
- As of the date upon which the order to comply with rule 9.20 was filed, I had no clients.
2. I delivered to all clients any papers or other property to which the clients were entitled, or notified clients and co-counsel, if any, of a suitable time and place where the papers or other property could be obtained, and called attention to any urgency for obtaining the papers or other property.
- As of the date upon which the order to comply with rule 9.20 was filed, I had no papers or other property to which clients were entitled.
3. I refunded fees paid, any part of which had not been earned.
- As of the date upon which the order to comply with rule 9.20 was filed, I had earned all fees paid to me.
4. I notified all opposing counsel or adverse parties not represented by counsel in matters that were pending on the date upon which the order to comply with rule 9.20 was filed by certified or registered mail, return receipt requested, of my disqualification to act as an attorney after the effective date of my suspension, disbarment, or the Supreme Court's acceptance of my resignation, and filed a copy of my notice to opposing counsel/adverse parties with the court, agency or tribunal before which litigation was pending for inclusion in its files.
- As of the date upon which the order to comply with rule 9.20 was filed, I did not represent any clients in pending matters.
5. In the future, communications may be directed to me at the following address: _____

[If this is not your current State Bar membership address, this declaration will change your membership address.
See Bus. & Prof. Code §6002.1(b)]

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at _____, California, on _____.

Wilful failure to comply with the provisions of rule 9.20 may result in revocation of probation; suspension; disbarment; denial of reinstatement; or, contempt or conviction.

[Signature]

(Print Name)

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: _____

CASE NO: _____

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY & ZIP CODE	MEETING TELEPHONE #	SIGNATURE OF MEETING SEC. OR OTHER REP.

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: _____

DATE: _____

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

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<p>IN THE MATTER OF Frank E. Goseco</p> <p>CASE NO(s): 14-C-02707, et al. (S223448)</p> <p>Probation</p>	<p><i>(For Office of Probation Use Only)</i></p>
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QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: **January 10, 20__** **April 10, 20__** **July 10, 20__** **October 10, 20__**
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

_____ (attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

— Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

— My current home address and telephone number is: _____

— Other current address(es) and telephone number(s) I can be reached at are: _____

Suspension

— I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

— During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

— During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on _____.
A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: _____
(Actual date of signature)

Signature: _____
Frank E. Goseco

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Office of Probation
QUARTERLY REPORT INSTRUCTIONS

1. The enclosed Quarterly Report form has been tailored to reflect the conditions of your discipline that are to be reported to the Office of Probation. Please review it carefully. If you believe that it does not accurately reflect your conditions, immediately contact the Office of Probation. Note that even if the Office of Probation makes an error, **you are required to timely complete all of your ordered conditions.** The report form is provided as a courtesy only, and you are not required to use it.
2. The Office of Probation will **NOT** provide you with multiple copies of the courtesy Quarterly Report form. **YOU MUST MAKE ENOUGH COPIES TO USE FOR ALL FUTURE QUARTERLY AND FINAL REPORTS.** In the future, one additional copy **may** be provided if you make a written request with an explanation under penalty of perjury why you need such copy made.
3. For each quarter's report, mark the box for the correct reporting period and write in the correct year. Place an "X" in front of each condition that applies to your activities during each respective reporting period. Provide all required information.
4. Your report is not compliant if it does not cover the entire reporting period.
5. Your signed and dated report must be **received in the Office of Probation on or before the 10th of January, April, July, and October.** For all conditions, being **even one day late** means that you are **not** in compliance.

REPORTING PERIOD	REPORT TO BE RECEIVED IN THE OFFICE OF PROBATION BY
January 1 - March 31	April 10 th
April 1 - June 30	July 10 th
July 1 - September 30	October 10 th
October 1 - December 31	January 10 th

6. Because your report must be made under penalty of perjury, you must date it the date you sign it and not pre-date it or post-date it. See, Code of Civil Procedure section 2015.5.
7. Because it is your responsibility to have a compliant report in to the Office of Probation by the 10th, and because some Respondents have claimed that their reports were lost in the mail, you may choose to send your reports in a manner that provides you with proof of delivery, e.g. fax, e-mail, certified mail, etc.
8. The Office of Probation files your report and compliance document as of the date it is received, and **NOT** the date you send it.
9. You must keep all original reports, compliance documents, and proof of delivery and provide such to the Office of Probation if requested.
10. The Office of Probation will **NOT** contact you before and/or after each Quarterly Report is due. **You must calendar all of your deadlines to ensure timely receipt by the Office of Probation.**
11. Each report is to be a perpetual document and is to reflect past and/or current status or compliance.
12. Each of your reports must be a clear and unequivocal statement of your compliance. See *In the Matter of Carr* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

If you have any questions regarding this information, please contact Ivy Cheung in the Office of Probation at (213) 765-1407 or Ivy.Cheung@calbar.ca.gov.

**OFFICE OF PROBATION
NOTICE OF COUNSEL REPRESENTATION**

Respondent: Frank E. Goseco

State Bar Case #: 14-C-02707, et al. (S223448)

Member Number: 132732

Counsel Name: _____

Firm Name: _____

Address: _____

Bar Number: _____

Phone Number: _____

Respondent Signature: _____

Date: _____

Counsel Signature: _____

Date: _____

Please complete, sign and return this form to the Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515.



**THE STATE BAR
OF CALIFORNIA**

845 S. FIGUEROA STREET, LOS ANGELES, CA 90017-2515

**OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT**

TELEPHONE: (213) 765-1309
FAX: (213) 765-1029
TDD: (213) 765-1566
<http://www.calbar.ca.gov>

**State Bar of California
2015 Ethics/Client Trust Accounting ("CTA")
School Schedules**

LOS ANGELES			
845 S. Figueroa Street			
Class	Day	Date	Time
Ethics	Thurs	02/19	9a - 4p
CTA	Fri	02/20	9a - 12p
Ethics	Thurs	05/07	9a - 4p
CTA	Fri	05/08	9a - 12p
Ethics	Thurs	06/04	9a - 4p
CTA	Fri	06/05	9a - 12p
Ethics	Thurs	08/20	9a - 4p
CTA	Fri	08/21	9a - 12p
Ethics	Thurs	09/17	9a - 4p
CTA	Fri	09/18	9a - 12p
Ethics	Thurs	10/22	9a - 4p
CTA	Fri	10/23	9a - 12p
Ethics	Thurs	12/10	9a - 4p
CTA	Fri	12/11	9a - 12p

SAN FRANCISCO			
180 Howard Street			
Class	Day	Date	Time
Ethics	Thurs	03/12	9a - 4p
CTA	Fri	03/13	9a - 12p
Ethics	Thurs	06/18	9a - 4p
CTA	Fri	06/19	9a - 12p
Ethics	Thurs	09/17	9a - 4p
CTA	Fri	09/18	9a - 12p
Ethics	Thurs	12/03	9a - 4p
CTA	Fri	12/04	9a - 12p

You can register for Ethics School and/or Client Trust Accounting School by: 1) mailing application form with payment to the address on the form; or 2) going online at www.calbar.ca.gov: Home > Attorneys > Lawyer Regulation > Ethics Schools, go to end of section and click on Register Now, or click on Class Schedule and Registration. You are NOT registered until your payment is received. If you have any questions, please contact Letty Ramos at (213) 765-1309.

Information may change at any time, please check the State Bar website for current information.



THE STATE BAR
OF CALIFORNIA

845 S. FIGUEROA STREET, LOS ANGELES, CA 90017-2515

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

TELEPHONE: (213) 765-1309

FAX: (213) 765-1029

TDD: (213) 765-1566

<http://www.calbar.ca.gov>

State Bar of California Ethics/CTA School Information

Ethics and Client Trust Accounting classes are given throughout the year at the State Bar offices:

LOS ANGELES
845 S. Figueroa Street
Los Angeles, CA 90017-2515

SAN FRANCISCO
180 Howard Street
San Francisco, CA 94105

Ethics School is all day (9:00 a.m. to 4:00 p.m.), with a lunch break. The fee for the course is \$150.00. Client Trust Account School is held for three (3) hours, (9:00 a.m. to 12:00 Noon). The fee for the course is \$100.00.

Please note that pursuant to Rules of Procedure of the State Bar of California, rule 3201, you will **NOT** receive Minimum Continuing Legal Education credit if your attendance at Ethics School or Client Trust Accounting School is required by a Decision or Order of the State Bar Court or Supreme Court.

If your attendance at Ethics School is **NOT** required by a Decision or Order of the State Bar Court or Supreme Court, you may receive six (6) hours of Minimum Continuing Legal Education credit upon successful completion of the class. If your attendance at CTA School is **NOT** required by a Decision or Order of the State Bar Court or Supreme Court, you may receive three (3) hours of Minimum Continuing Legal Education credit upon successful completion of the class.

An application form and a schedule of classes are enclosed for your convenience. Fees **MUST** be submitted with the application in order to secure a seat in the class. Classes for some dates may fill up quickly. Payment for classes must be in the form of a personal check, money order or cashier's check. **CASH PAYMENTS WILL NOT BE ACCEPTED.**

Please indicate on the application form, by checking the appropriate space, whether you are attending the class as a result of a Decision of the Court after a hearing; as a result of a stipulated disposition; pursuant to an Agreement in Lieu of Discipline; voluntarily by letter agreement with the Office of Chief Trial Counsel or the Committee of Bar Examiners for Bar applicants, or voluntarily for some other reason.

If you have a question about probation, please direct your inquiries in writing to the State Bar of California, Attention: Office of Probation, 845 S. Figueroa Street, Los Angeles, CA 90017-2515.

OFFICE OF THE CHIEF TRIAL COUNSEL

Letty Ramos
Administrative Secretary

Enc.

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Revised 10/28/14



THE STATE BAR
OF CALIFORNIA

845 S. FIGUEROA STREET, LOS ANGELES, CA 90017-2515

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

TELEPHONE: (213) 765-1309
FAX: (213) 765-1029
TDD: (213) 765-1566
<http://www.calbar.ca.gov>

State Bar of California Ethics/CTA School Enrollment Form

DATE: _____

APPLICANT'S NAME: _____ SBN: _____

APPLICANT'S ADDRESS: _____

CITY, STATE, ZIP: _____

PHONE: _____ FAX: _____

E-MAIL ADDRESS: _____

LOS ANGELES
845 South Figueroa Street
Los Angeles, CA 90017-2515

SAN FRANCISCO
180 Howard Street
San Francisco, CA 94105

ETHICS (\$150) DATE OF CLASS: _____ LOCATION (LA OR SF): _____
CTA (\$100) DATE OF CLASS: _____ LOCATION (LA OR SF): _____

Return completed Application Enrollment Form with personal check, money order or cashier's check made payable to the State Bar of California, 845 S. Figueroa Street, Los Angeles, CA, 90017-2515, attention: Letty Ramos, Office of the Chief Trial Counsel. Upon receipt of your application and payment, a confirming reservation letter will be mailed to you. If you have any questions, please contact Letty Ramos at (213) 765-1309 or by fax at (213) 765-1029.

Please indicate below the reason for your attendance:

- Supreme Court Order/State Bar Court Decision after hearing requiring attendance
- Supreme Court Order/State Bar Court Order following stipulated disposition requiring attendance
- Agreement in Lieu of Discipline
- Voluntary Agreement with the Office of the Chief Trial Counsel
- State Bar Applicant for Admission
- Voluntarily

You can register for Ethics School and/or Client Trust Accounting School by: 1) mailing application form with payment to the address on the form; or 2) going online at www.calbar.ca.gov: Home > Attorneys > Lawyer Regulation > Ethics Schools, go to end of section and click on Register Now, or click on Class Schedule and Registration. You are NOT registered until your payment is received. If you have any questions, please contact Letty Ramos at (213) 765-1309.

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Revised 10/28/14

MULTISTATE PROFESSIONAL RESPONSIBILITY EXAMINATION ("MPRE")

2015 Examination Schedule and Information

This document was created as a courtesy by the State Bar of California, Office of Probation.

The State Bar of California does **NOT** administer the MPRE.
**TO REGISTER AND FOR THE MOST RECENT INFORMATION REGARDING MPRE TEST
DATES, DEADLINES, RESOURCES, ETC., YOU MUST CONTACT:**

National Conference of Bar Examiners ("NCBE")

Website: www.ncbex.org

Test Dates*	Regular Registration Deadline (\$80)*	Late Registration Deadline (\$160)*	Scores Tentatively Released by
Saturday, March 28, 2015	February 5, 2015	February 12, 2015	May 2, 2015
Saturday, August 15, 2015	June 25, 2015	July 2, 2015	September 19, 2015
Saturday, November 7, 2015	September 17, 2015	September 24, 2015	December 12, 2015

1. The MPRE fee for applications received on or before the regular receipt deadline is \$80. The MPRE fee for applications received after the regular receipt deadline but before the late receipt deadline is \$160.
2. To provide proof of successful passage of the MPRE to the Office of Probation, you **MUST**: 1) during registration, select California as the jurisdiction to receive your score report; **AND** 2) send a copy of your score release to the Office of Probation *on or before your due date*. Failure to comply with these requirements will delay confirming your passage of the MPRE, and it may result in an automatic suspension in probation matters or a non-compliance referral in all other matters.
3. Requests for special accommodations during the examination must be made to the National Conference of Bar Examiners in advance of the examination.

Passing scaled score 86

**Information may change at any time, please check the NCBE's website for current information.*

Revised 01/20/15

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Cheung, Ivy

From: Microsoft Outlook
To: gosecolaw@gmail.com; 'fegoseco@hotmail.com'
Sent: Friday, June 05, 2015 4:15 PM
Subject: Relayed: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448) NON-COMPLIANCE

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

gosecolaw@gmail.com (gosecolaw@gmail.com) <<mailto:gosecolaw@gmail.com>>

'fegoseco@hotmail.com' (fegoseco@hotmail.com) <<mailto:fegoseco@hotmail.com>>

Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448) NON-COMPLIANCE

Cheung, Ivy

From: Cheung, Ivy
Sent: Friday, June 05, 2015 4:14 PM
To: gosecolaw@gmail.com; 'fegoseco@hotmail.com'
Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448) NON-COMPLIANCE
Attachments: SKM_C554e15060516100.pdf

Dear Mr. Goseco,

Please find attached a courtesy copy of a letter I mailed to your State Bar Membership Records address.

Sincerely,

--
Ivy Cheung | Probation Deputy
Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
213.765.1407 | Ivy.Cheung@calbar.ca.gov

This message may contain confidential information that may also be privileged. Unless you are the intended recipient or are authorized to receive information for the intended recipient, you may not use, copy, or disclose the message in whole or in part. If you have received this message in error, please advise the sender by reply e-mail and delete all copies of the message. Thank you.



THE STATE BAR
OF CALIFORNIA

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

<http://www.calbar.ca.gov>

OFFICE OF PROBATION
ADDRESS VERIFIED

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

June 5, 2015

JUN 05 2015

Frank E. Goseco

Law Ofc Frank E Goseco

777 N Bellflower Blvd Apt 108

Long Beach, CA 90815

Courtesy emails: gosecolaw@gmail.com

fegoseco@hotmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

On April 14, 2015, this office sent to you a letter (copy enclosed) by first class mail and email for the purpose of reminding you of the terms and conditions of your probation imposed by the Supreme Court which became effective April 18, 2015.

On April 27, 2015, the Office of Probation's letter was returned by the postal authorities. You are required to report to the Membership Records Office of the State Bar and the Office of Probation, within ten (10) days all changes of information including current name office address and telephone number, or other address for State Bar purposes as prescribed by section 6002.1 of the Business and Professions Code. In addition, your probation conditions require that you maintain with the Office of Probation a current address and telephone number where you can be reached. ***Please immediately ensure that your contact information is correct immediately.***

Your probation conditions require that you attend at least four (4) AA meetings¹ per month beginning April 2015 and provide to the Office of Probation satisfactory proof of attendance during each month, on or before the tenth (10th) day of the following month—your first report was due by May 10, 2015. As of the date of this letter, the Office of Probation has not received your proof of attendance for the month of April 2015. Your proof of attendance for April 2015 has not been received. ***Please submit your proof of attendance immediately.***

To date, your probation conditions require that you provide the Office of Probation with your AA sponsor's name, address, telephone number, and other contact information (e.g., fax, e-mail, etc.) by April 28, 2015. As of the date of this letter, you have not provided me with your AA sponsor's name, etc. ***Please provide all of the information immediately.***

Further, you are required to contact the Office of Probation and schedule a required meeting with me to discuss the terms and conditions of your probation by May 18, 2015. ***Please contact me immediately.***

¹ You are reminded that you must abstain from use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Frank E. Goseco
June 5, 2015
Page 2

Lastly, pursuant Substance Abuse Condition section e., I requested that you provide the Office of Probation with a medical waiver by May 18, 2015. ***Please provide the requested medical waiver to me immediately.***

As set forth above, you are not in compliance with numerous terms and conditions of your probation, and you face a non-compliance referral which may result in the imposition of additional discipline and attendant costs (see attached). Even if you contact the Office of Probation, a referral may still be prepared. The Office of Probation will not send any further reminder letters regarding the aforementioned non-compliance or any future compliance due dates or lack of receipt of compliance documentation.

Please be reminded that LATE completion, submission, or filing of proof/documents, does not mean you are in compliance. You will never be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your Probation.

If for any reason, you cannot *timely* comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, *you must* file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

Please note that even if you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at (213) 765-1407.

Sincerely,


Ivy Cheung
Probation Deputy

/ic

Enclosures

00067



THE STATE BAR
OF CALIFORNIA

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

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OFFICE OF PROBATION
ADDRESS VERIFIED

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

April 14, 2015

APR 14 2015

Frank E. Goseco

Law Ofc Frank E Goseco

777 N Bellflower Blvd Apt 108

Long Beach, CA 90815

IC Courtesy email via: gosecolaw@gmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

This reminder letter is sent to you as a courtesy and based upon information that you are not currently represented by counsel in this matter—the enforcement of your probation terms and conditions. If this is incorrect, please complete the Notice of Counsel Representation form and submit to the Office of Probation within five days so that future communications may be directed to your counsel.

As you know, on March 19, 2015, the Supreme Court of California filed an Order, effective April 18, 2015, suspending you from the practice of law for a period of two years, staying execution and placing you on probation upon certain conditions for a period of four years. Further, pursuant to the Order of the Court, you have been placed on actual suspension for the first six months of your probation.¹

Please take notice that attorneys are not relieved of MCLE requirements during the pendency of their disciplinary period.

Rule of Professional Conduct 1-311 requires that a firm or attorney who employs an attorney who is disbarred, resigned, suspended or involuntarily enrolled inactive, provide certain notices to the State Bar and to clients. While there is no prescribed form, in order to assist attorneys to comply with the rule, the State Bar has created notices for the employer's use. If you are or become employed by an attorney or a law firm, please remind your employer of this requirement. Forms are available at the State Bar website under Attorney Forms/Reportable Actions or you may contact the Intake Unit, Office of the Chief Trial Counsel, at (213) 765-1000.

The conditions of your probation with compliance due dates are outlined on the next few pages. Please note this summary only reflects those conditions and compliance due dates that require submission of proof of compliance to the Office of Probation. For a thorough review of all conditions, please refer to the enclosed copy of that portion of the disciplinary order setting forth the conditions of probation.

¹ Please review your stipulation or decision carefully. You may have been ordered to remain on actual suspension until you have fully paid the costs imposed as a result of your discipline. The Office of Probation does NOT monitor costs. If you have questions, contact Membership Billing at (415) 538-2360.

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<u>Condition</u>	<u>Deadline(s)</u>
1. Contact Probation Deputy & Schedule Required Meeting	May 18, 2015
2. Maintain with the Office of Probation a current address and current telephone number at which you can be reached	At all times
3. Return any call from the Office of Probation concerning testing of your blood or urine	Within twelve (12) hours
4. For good cause, the Office of Probation may require you to deliver your urine and/or blood sample(s) for addition reports to a laboratory	No later than six hours after your actual notice
5. Medical Waiver	Requested by May 18, 2015
6. Rule 9.20	May 28, 2015
7. Provide the Office of Probation the name of your AA sponsor, (if you have a sponsor), address, telephone number, and any other contact information (e.g. fax, e-mail, etc.)	April 28, 2015
8. Provide the Office of Probation any change in sponsor and/or the sponsor's address and/or telephone number and/or any other contact information	Within ten calendar days of any change
9. Proof of exertion of all efforts in gaining the assistance of your sponsor, meeting secretary, or other representative to assist the Office of Probation in confirming your attendance.	Within ten days of any request
10. AA Meetings Attendance Reports	At least four (4) AA meetings per month beginning April 2015; attendance reports due monthly, beginning May 10, 2015
11. Quarterly Reports	Quarterly, beginning July 10, 2015
12. Conditions of Probation in Underlying Criminal Matter Reports	Quarterly, beginning July 10, 2015
13. Alcohol/Drug Abstinence Reports	Requested quarterly, beginning July 10, 2015
14. State Bar Ethics School	April 18, 2016
15. MPRE	April 18, 2016

<u>Condition</u>	<u>Deadline(s)</u>
16. Written Notice to the Office of Probation of your completion, termination or withdrawal from the Salvation Army out-patient treatment program	Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
17. Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
18. Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
19. Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
20. Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
21. Undergo an Evaluation with your approved ASAM certified medical doctor	Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
22. Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report	Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

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<u>Condition</u>	<u>Deadline(s)</u>
23. Provide proof to the Office of Probation of good faith efforts to provide additional information required by your approved ASAM certified medical doctor in order to propose treatment conditions, including, but not limited to, interviewing third parties	Within ten (10) days of any request
24. Provide the Office of Probation original written notice specifically setting forth any change(s) in treatment condition(s) which includes an original, signed declaration from your approved ASAM certified medical doctor acknowledging receipt of a copy of the written notice and agreement with its accuracy	Within ten (10) calendar days of any change in treatment condition
25. Report compliance with your ASAM certified medical doctor treatment conditions reports	Quarterly, beginning the period of your treatment
26. Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports	By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline
27. Notify the Office of Probation of the name address, and telephone number of all such treatment providers that are added or changed	Within ten days of retaining each one
28. Provide the Office of Probation an original signed declaration from the treatment provider stating that it received a complete copy of this stipulation	Within thirty (30) calendar days of retaining added or changed treatment provider(s)
29. Provide the Office of Probation an executed waiver of confidentiality as well as an original, signed declaration from the treatment providers acknowledging receipt of the waiver	Within thirty (30) calendar days of retaining added or changed treatment provider(s)
30. Final Report	April 18, 2019

You must schedule a meeting with me to discuss the terms and conditions of your discipline within 30 days from the effective date of discipline. Make sure you read this letter including all attachments before the required meeting.

The Court has also ordered you to comply with the provisions of Rule 9.20, California Rules of Court. Your affidavit must be timely filed with the State Bar Court by no later than **May 28, 2015**. Do not submit the original affidavit to the Office of Probation; the affidavit must be filed with the State Bar Court.

Frank E. Goseco
April 14, 2015
Page 5

Please take appropriate precautions to ensure that your affidavit is filed with the State Bar Court. You may wish to verify your filing via personal delivery or tracked delivery to the State Bar Court, review of the Court docket on the State Bar of California's website, or by obtaining a conformed copy from the State Bar Court.

If your original affidavit is sent to the Office of Probation, it was NOT filed with the State Bar Court and it will NOT be filed on your behalf. Even after you file your 9.20 affidavit with the State Bar Court, your "filed" affidavit will not be considered compliant until it is approved by the Office of Probation.

In order to comply with the terms and conditions of your probation, you must report the status of your compliance, in each and every respect, by letter with any attachments, executed under penalty of perjury, and addressed to the Office of Probation. As a courtesy, the Office of Probation has prepared a Quarterly Report form for your use.

The Office of Probation will not provide you multiple copies of the courtesy Quarterly Report form. Should you happen to lose your Quarterly Report form, you must submit your request for a copy in writing explaining why you could not maintain a copy for yourself.

Each of your reports must be a clear and unequivocal statement of compliance. See *In the Matter of Carr* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

Please read the Instructions and review the Quarterly Report carefully to determine whether you believe that it accurately reflects the required terms and conditions. If you believe there is an error, or if there are any questions, please notify me immediately. **You are responsible for timely complying with each and every term and condition whether or not it is reflected in this letter and/or the Quarterly Report form.** You are reminded that proof of compliance must be received in the Office of Probation by your due date. **Being even one day late** means that you are **NOT** in compliance.

You are reminded that all Quarterly Reports are due on or before the 10th day after the end of each quarter. Your Final Report is due on or before April 18, 2019.

If your underlying criminal probation matter terminates or expires, you do not have a criminal probation matter with which to comply. Accordingly, you must submit to the Office of Probation proof of successful completion, e.g., a **recent** Court docket sheet showing termination date.

You are required to report, and in no event in more than ten (10) days, to the Membership Records Office of the State Bar and the Office of Probation, all changes of information including current name, office address and telephone number, or other address for State Bar purposes as prescribed by section 6002.1 of the Business and Professions Code. The Office of Probation will **only** send documents to your official membership records address.

You are required to maintain with the Office of Probation, a current address and telephone number where you can be reached and respond within twelve (12) hours.

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Frank E. Goseco
April 14, 2015
Page 6

By court order, you must take and pass the Multi-State Professional Responsibility Examination (MPRE) and provided satisfactory proof of such passage to the Office of Probation on or before April 18, 2016. Satisfactory proof requires that you (1) select California as the jurisdiction to receive your score report, (2) send a copy of your score release to the Office of Probation. It is important that you plan to take this examination well in advance of the due date so that you can re-take the examination if you do not receive a passing score. The passing scaled score is 86. The MPRE is only offered three (3) times a year, but you may not have three chances to take the MPRE by your particular deadline. Failure to provide proof of passage of this examination by the due date may result in your indefinite suspension until you provide proof that you have passed the examination. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn 8.)

Further, please be advised that the Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of the discipline order. **Request for extension of time or modification of the terms and conditions of the discipline order must be filed with the State Bar Court Hearing Department or Review Department.** See, Rules of Procedure of the State Bar of California, rules 5.162 and 5.300, et seq. A copy of the motion must be served upon the Office of Probation. **Failure to timely submit reports or any other proof of compliance may result in a non-compliance referral which may lead to the imposition of additional discipline and attendant costs.**

Enclosed are copies of the Supreme Court Order and conditions of probation, which you have already received from the Courts or your counsel, Medical Waiver, Rule 9.20 – California Rules of Court, Rules 5.330 and 5.332 – Rules of Procedure, Affidavit form, AA Attendance Verification and Declaration form, Quarterly Report with instructions, and Notice of Counsel Representation form. Also enclosed is scheduling and enrollment information for the State Bar's Ethics School and Multi-State Professional Responsibility Examination schedule.

It is recommended that you maintain a file containing all orders as well as communication between the Office of Probation and yourself. Keep your file in a convenient location so that if you have contact with the Office of Probation, any question can be quickly addressed.

Please note that the Court has determined that the repeated need of the State Bar to actively intervene to seek compliance with disciplinary terms and conditions is inconsistent with the self-governing nature of probation as a rehabilitative part of the attorney discipline system. *In the Matter of Gorman* (Review Dept. 2003) 4 Cal. State Bar Ct. Rptr. 567, 573.

Sincerely,


Ivy Cheung
Probation Deputy

/ic
Enclosures

00073

SUPREME COURT
FILED

(State Bar Court Nos. 14-C-02707; 14-C-02708; 14-C-02710)

MAR 19 2015

S223448

Frank A. McGuire Clerk

IN THE SUPREME COURT OF CALIFORNIA

Deputy

En Banc

In re **FRANK EDWARD GOSECO** on Discipline

The court orders that Frank Edward Goseco, State Bar Number 132732, 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 four years subject to the following conditions:

1. Frank Edward Goseco is suspended from the practice of law for the first six months of probation;
2. Frank Edward Goseco 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 November 12, 2014; and
3. At the expiration of the period of probation, if Frank Edward Goseco has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Frank Edward Goseco 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).)

Frank Edward Goseco 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.

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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 2016 and 2017. If Frank Edward Goseco 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.

I, Frank A. McGuire, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court as shown by the records of my office.
Witness my hand and the seal of the Court this

____ day of MAR 20 2015 20
Clerk

By: [Signature]
Deputy

CANTIL-SAKALVE
Chief Justice

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(Do not write above this line.)

- (12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.
- (13) **No mitigating circumstances are involved.**

Additional mitigating circumstances:

See Attachment at page 17.

D. Discipline:

- (1) **Stayed Suspension:**

(a) Respondent must be suspended from the practice of law for a period of two (2) years.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1) Standards for Attorney Sanctions for Professional Misconduct.

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

(b) The above-referenced suspension is stayed.

- (2) **Probation:**

Respondent must be placed on probation for a period of Four (4) years, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 9.18, California Rules of Court)

- (3) **Actual Suspension:**

(a) Respondent must be actually suspended from the practice of law in the State of California for a period of six months.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

E. Additional Conditions of Probation:

- (1) If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct.
- (2) During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.

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- (3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: .
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) The following conditions are attached hereto and incorporated:
- | | |
|--|---|
| <input checked="" type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

- (1) **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. Failure to pass the MPRE results in actual suspension without

(Do not write above this line.)

further hearing until passage. But see rule 9.10(b), California Rules of Court, and rule 5.162(A) & (E), Rules of Procedure.

No MPRE recommended. Reason:

- (2) **Rule 9.20, California Rules of Court:** Respondent must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (3) **Conditional Rule 9.20, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (4) **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) **Other Conditions:**

(Do not write above this line.)

In the Matter of:
FRANK EDWARD GOSECO

Case Number(s):
14-C-02707; 14-C-02708; 14-C-02710 (Cons.)

Substance Abuse Conditions

- a. Respondent must abstain from use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.
- b. Respondent must attend at least four (4) meetings per month of:
- Alcoholics Anonymous
 - Narcotics Anonymous
 - The Other Bar
 - Other program

As a separate reporting requirement, Respondent must provide to the Office of Probation satisfactory proof of attendance during each month, on or before the tenth (10th) day of the following month, during the condition or probation period.

- c. Respondent must select a license medical laboratory approved by the Office of Probation. Respondent must furnish to the laboratory blood and/or urine samples as may be required to show that Respondent has abstained from alcohol and/or drugs. The samples must be furnished to the laboratory in such a manner as may be specified by the laboratory to ensure specimen integrity. Respondent must cause the laboratory to provide to the Office of Probation, at the Respondent's expense, a screening report on or before the tenth day of each month of the condition or probation period, containing an analysis of Respondent's blood and/or urine obtained not more than ten (10) days previously.
- d. Respondent must maintain with the Office of Probation a current address and a current telephone number at which Respondent can be reached. Respondent must return any call from the Office of Probation concerning testing of Respondent's blood or urine within twelve (12) hours. For good cause, the Office of Probation may require Respondent to deliver Respondent's urine and/or blood sample(s) for additional reports to the laboratory described above no later than six hours after actual notice to Respondent that the Office of Probation requires an additional screening report.
- e. Upon the request of the Office of Probation, Respondent must provide the Office of Probation with medical waivers and access to all of Respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

Respondent also agrees as follows:

- 1) Within seven (7) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program (required as part of his criminal probation in Orange County Superior Court case number 13HM09795,) Respondent shall provide written notice to the Office of Probation of his

(Effective January 1, 2011)

Substance Abuse Conditions

(Do not write above this line.)

completion, termination or withdrawal from the Salvation Army out-patient treatment program. As used in this condition, "written notice" means providing notice either by certified mail, return-receipt requested correctly and timely addressed to the assigned probation deputy or by proper and timely personal service to the supervising attorney of the Office of Probation;

2) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat Respondent. As used in this condition, "approved" means that the ASAM certification of the medical doctor and the medical doctor's agreement to actually evaluate and treat Respondent are in fact verified by the assigned probation deputy or supervising attorney.

3) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide a complete copy of this stipulation to an approved ASAM certified medical doctor and all treatment providers;

4) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall execute all necessary waivers of confidentiality with an approved ASAM certified medical doctor as well as any treatment providers, including drug testing facilities;

5) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation an original, signed declaration from an approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of this stipulation;

6) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation a copy of the waiver provided to an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver;

7) Within forty-five (45) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to undergo an Evaluation with an approved ASAM certified medical doctor. The evaluation will be for the purposes of (a) determining whether Respondent continues to have a substance abuse or addiction problem, (b) setting treatment conditions Respondent is to undertake as a result of the Evaluation, if any, and (c) obtaining a written report from the evaluating physician. Respondent shall bear all costs of the Evaluation, the resulting report, and any treatment conditions recommended by the evaluator. Respondent understands that his treatment conditions may change if his treatment providers deem it necessary, and that he is to bear the cost of such treatment, which in some cases could include in-patient treatment. Respondent understands that (a) the treatment conditions, if any, shall become part of his probation requirements, (b) he must provide the Office of Probation with any proof of treatment compliance or waiver requested by the Office of Probation, and (c) any violation of the treatment conditions is a violation of the probation requirements;

(Do not write above this line.)

8) Within sixty (60) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to provide a copy of an approved ASAM certified medical doctor's written report to the Office of Probation. If an approved ASAM certified medical doctor requires additional information in order to propose treatment conditions, including, but not limited to, interviewing third parties, Respondent will make good faith efforts to provide timely the additional information. Respondent will provide proof of such good faith efforts to the Office of Probation within 10 days of any request;

9) Within ten (10) calendar days of any change in treatment condition, Respondent is to provide the original written notice to the Office of Probation specifically setting forth the changes. With that written notice, Respondent is to provide an original, signed declaration from an approved ASAM certified medical doctor acknowledging receipt of a copy of the written notice and agreement with its accuracy;

10) Respondent shall report compliance with the treatment conditions by statement under penalty of perjury in each written quarterly report to the Office of Probation required pursuant to the discipline in this matter;

11) Respondent shall have his approved ASAM certified medical doctor submit to the Office of Probation an original, signed declaration that Respondent is in compliance with the treatment conditions by each January 10, April 10, July 10, and October 10 covered by this discipline. Respondent understands that the declarations and reports may be shared with the Office of the Chief Trial Counsel and the State Bar Court;

12) Respondent understands that treatment conditions associated with other issues or entities, such as a criminal probation, may not satisfy treatment conditions required by this section;

13) If treatment providers are added or changed, Respondent must notify the Office of Probation of the name, address, and telephone number of all such treatment providers within ten days of the retaining of each one. Within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an original signed declaration from the treatment provider stating that it received a complete copy of this stipulation. Also within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an executed waiver of confidentiality as well as an original, signed declaration from the treatment providers acknowledging receipt of the waiver;

14) Respondent has been informed of the existence and nature of the State Bar's Lawyer Assistance Program and of the State Bar Court's Alternative Discipline Program, and Respondent has specifically declined to seek entry into either;

15) Satisfactory proof of attendance of AA meetings shall include the name of Respondent's sponsor (if Respondent has a sponsor), address, telephone number, and any other contact information (e.g. fax, e-mail, etc.). Respondent is to provide this information to the Office of Probation within ten calendar days of the effective date of the discipline and within ten calendar days of any change in sponsor and/or the sponsor's address and/or telephone number and/or any other contact information;

(Do not write above this line.)

16) Satisfactory proof of attendance of AA meetings shall also include the name of the meeting; the location of the meeting; and the name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) of the meeting secretary or other representative willing to assist the Office of Probation in confirming Respondent's attendance;

17) Respondent shall exert all efforts in gaining the assistance of Respondent's sponsor, meeting secretary, or other representative to assist the Office of Probation in confirming Respondent's attendance. Respondent shall provide proof of such efforts to the Office of Probation within ten days of any request for such proof. It is not satisfactory proof of attendance for Respondent to sign as the verifier of Respondent's proof of attendance.



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

Ivy Cheung: (213) 765-1407

<http://www.calbar.ca.gov>

**AUTHORIZATION TO OBTAIN AND DISCLOSE
MEDICAL INFORMATION**

I authorize any physician, medical professional, hospital, clinic, the State Bar's Lawyer Assistance Program, or other medical care or medically-related facility having medical record information available as to medical history diagnosis, treatment, prognosis or evaluation with respect to any physical or mental condition and/or treatment of me and other personal or privileged information, to give any or all such information to the State Bar of California, its employees, agents, consultants and/or legal representatives.

I hereby authorize the State Bar's acquisition, use, and/or disclosure of this information only in connection with any of the following, and not for any other purpose: (1) the State Bar's Lawyer Assistance Program or State Bar Court's Program for Respondents with Substance Abuse and/or Mental Health Issues; (2) proceedings in connection with the admission, discipline, resignation or reinstatement of an attorney, the involuntary enrollment of an attorney as an inactive member, probation revocation proceedings, the incapacity of an attorney to attend to his or her practice, and/or the waiver of the attorney's membership fees, (3) a request for waiver of confidentiality of records pursuant to rules 2301 and 2302, Rules of Procedure of the State Bar of California.

Any information obtained will not be released by the State Bar of California to any person or organization except pursuant to paragraph two above, or as may be required by law.

I agree that this authorization shall be valid from the date of its execution until the conclusion of the probationary term or at the conclusion of any proceeding relating to the probation.

I understand that upon request, I have the right to receive a copy of this authorization.

A photographic copy of this authorization shall be valid as the original.

SIGNATURE

PLEASE TYPE OR PRINT NAME

DATE

Revised 01/09/14

00083



2015 California Rules of Court

Rule 9.20. Duties of disbarred, resigned, or suspended attorneys

(a) Disbarment, suspension, and resignation orders

The Supreme Court may include in an order disbarring or suspending a member of the State Bar, or accepting his or her resignation, a direction that the member must, within such time limits as the Supreme Court may prescribe:

- (1) Notify all clients being represented in pending matters and any co-counsel of his or her disbarment, suspension, or resignation and his or her consequent disqualification to act as an attorney after the effective date of the disbarment, suspension, or resignation, and, in the absence of co-counsel, also notify the clients to seek legal advice elsewhere, calling attention to any urgency in seeking the substitution of another attorney or attorneys;
- (2) Deliver to all clients being represented in pending matters any papers or other property to which the clients are entitled, or notify the clients and any co-counsel of a suitable time and place where the papers and other property may be obtained, calling attention to any urgency for obtaining the papers or other property;
- (3) Refund any part of fees paid that have not been earned; and
- (4) Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties of the disbarment, suspension, or resignation and consequent disqualification to act as an attorney after the effective date of the disbarment, suspension, or resignation, and file a copy of the notice with the court, agency, or tribunal before which the litigation is pending for inclusion in the respective file or files.

(Subd (a) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(b) Notices to clients, co-counsel, opposing counsel, and adverse parties

All notices required by an order of the Supreme Court or the State Bar Court under this rule must be given by registered or certified mail, return receipt requested, and must contain an address where communications may be directed to the disbarred, suspended, or resigned member.

(Subd (b) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(c) Filing proof of compliance

Within such time as the order may prescribe after the effective date of the member's disbarment, suspension, or resignation, the member must file with the Clerk of the State Bar Court an affidavit showing that he or she has fully complied with those provisions of the order entered under this rule. The affidavit must also specify an address where communications may be directed to the disbarred, suspended, or resigned member.

(Subd (c) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(d) Sanctions for failure to comply

A disbarred or resigned member's willful failure to comply with the provisions of this rule is a ground for denying his or her application for reinstatement or readmission. A suspended member's willful failure to comply with the provisions of this rule is a cause for disbarment or suspension and for revocation of any pending probation. Additionally, such failure may be punished as a contempt or a crime.

(Subd (d) amended effective January 1, 2007; previously relettered and amended effective December 1, 1990.)

Rule 9.20 amended and renumbered effective January 1, 2007; adopted as rule 955 effective April 4, 1973; previously amended effective December 1, 1990.

Division 6. Special Proceedings
Chapter 1. Rule 9.20 Proceedings

Rule 5.330 Nature of Proceeding

A rule 9.20 proceeding is one in which the member is charged with failing to comply with rule 9.20 of the California Rules of Court as ordered by the Supreme Court. These rules apply to rule 9.20 proceedings.

Rule 5.331 Definitions

- (A) **Rule 9.20.** As used in these rules, "rule 9.20" refers to rule 9.20 of the California Rules of Court, and "rule 9.20 order" means an order requiring a member to comply with rule 9.20 of the California Rules of Court.
- (B) **"Declaration of Compliance" Defined.** A declaration signed by a member to comply or attempt to comply with a rule 9.20 order.

Rule 5.332 Filing and Service of Declarations of Compliance

- (A) **Proof of Service.** All declarations of compliance must be accompanied by proof of service on the Office of Probation.
- (B) **Mandatory Filing.** The Clerk of the State Bar Court must file all declarations of compliance, regardless of their form or the date submitted.
- (C) **No Proof of Service.** If the Clerk of the State Bar Court receives a declaration that is not accompanied by proof of service on the Office of Probation, the Clerk will file the declaration and serve it on the Office of Probation.

Rule 5.333 Time for Filing Proceeding Based on Untimely or Formally Defective Declaration

- (A) **Untimely or Defective Filing.** Any notice of disciplinary charges alleging that a declaration of compliance was untimely filed or was defective in form must be filed within 90 days after the declaration is served on the Office of Probation, unless the Court permits a later filing for good cause shown.
- (B) **Time Limit Inapplicable.** This time limit does not apply to a notice of disciplinary charges alleging a substantive defect in a declaration of compliance or alleging failure to file any declaration of compliance.
- (C) **Defects in Substance.** For purposes of this rule, if a declaration of compliance fails to state that the member fully complied with the requirements of rule 9.20(a), the failure is a defect in substance and not a defect in form covered by this rule.

State Bar Court

Counsel for Respondent:	Case Number(s):	For Court's Use Only:
In the Matter of A Member of the State Bar of California	RULE 9.20 COMPLIANCE DECLARATION	

I, _____, State Bar member number _____, have been ordered to comply with the provisions of subdivisions (a) and (c) of rule 9.20, California Rules of Court, as part of a suspension ordered by the State Bar Court or Supreme Court, or an order of disbarment or an order accepting my resignation by the Supreme Court.

[Answer each question by checking one box per question. If neither option is correct, attach a declaration under penalty of perjury explaining your situation.]

Within 30 days of the effective date of the order of suspension/disbarment/acceptance of resignation ("effective date"): (See rule 9.18(a), California Rules of Court):

1. I notified all clients and co-counsel, in matters that were pending on the date upon which the order to comply with rule 9.20 was filed by certified or registered mail, return receipt requested, of my consequent disqualification to act as an attorney after the effective date of the order of suspension/disbarment, and in those cases where I had no co-counsel, I urged the clients to seek legal advice elsewhere, calling attention to any urgency in seeking another attorney.
- As of the date upon which the order to comply with rule 9.20 was filed, I had no clients.
2. I delivered to all clients any papers or other property to which the clients were entitled, or notified clients and co-counsel, if any, of a suitable time and place where the papers or other property could be obtained, and called attention to any urgency for obtaining the papers or other property.
- As of the date upon which the order to comply with rule 9.20 was filed, I had no papers or other property to which clients were entitled.
3. I refunded fees paid, any part of which had not been earned.
- As of the date upon which the order to comply with rule 9.20 was filed, I had earned all fees paid to me.
4. I notified all opposing counsel or adverse parties not represented by counsel in matters that were pending on the date upon which the order to comply with rule 9.20 was filed by certified or registered mail, return receipt requested, of my disqualification to act as an attorney after the effective date of my suspension, disbarment, or the Supreme Court's acceptance of my resignation, and filed a copy of my notice to opposing counsel/adverse parties with the court, agency or tribunal before which litigation was pending for inclusion in its files.
- As of the date upon which the order to comply with rule 9.20 was filed, I did not represent any clients in pending matters.
5. In the future, communications may be directed to me at the following address: _____

[If this is not your current State Bar membership address, this declaration will change your membership address.
See Bus. & Prof. Code §6002.1(b)]

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at _____, California, on _____.

Willful failure to comply with the provisions of rule 9.20 may result in revocation of probation; suspension; disbarment; denial of reinstatement; or, contempt or conviction.

[Signature]

(Print Name)

File this declaration at the State Bar Court, 845 S. Figueroa Street, 3rd Floor, Los Angeles, CA 90017-2515 (Approved by the State Bar Court Executive Committee 6/07/01; Revised 12/13/06)

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ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: _____

CASE NO: _____

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY & ZIP CODE	MEETING TELEPHONE	SIGNATURE OF MEETING SEC. OR OTHER REP.

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: _____

DATE: _____

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

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<p>IN THE MATTER OF Frank E. Goseco</p> <p>CASE NO(s): 14-C-02707, et al. (S223448)</p> <p>Probation</p>	<p><i>(For Office of Probation Use Only)</i></p>
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QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: **January 10, 20__** **April 10, 20__** **July 10, 20__** **October 10, 20__**
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed);
and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

— Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

— My current home address and telephone number is: _____

— Other current address(es) and telephone number(s) I can be reached at are: _____

Suspension

— I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

— During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

— During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on _____.
A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: _____
(Actual date of signature)

Signature: _____
Frank E. Goseco

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Office of Probation
QUARTERLY REPORT INSTRUCTIONS

1. The enclosed Quarterly Report form has been tailored to reflect the conditions of your discipline that are to be reported to the Office of Probation. Please review it carefully. If you believe that it does not accurately reflect your conditions, immediately contact the Office of Probation. Note that even if the Office of Probation makes an error, **you are required to timely complete all of your ordered conditions**. The report form is provided as a courtesy only, and you are not required to use it.

2. The Office of Probation will **NOT** provide you with multiple copies of the courtesy Quarterly Report form. **YOU MUST MAKE ENOUGH COPIES TO USE FOR ALL FUTURE QUARTERLY AND FINAL REPORTS.** In the future, one additional copy **may** be provided if you make a written request with an explanation under penalty of perjury why you need such copy made.

3. For each quarter's report, mark the box for the correct reporting period and write in the correct year. Place an "X" in front of each condition that applies to your activities during each respective reporting period. Provide all required information.

4. Your report is not compliant if it does not cover the entire reporting period.

5. Your signed and dated report must be **received in the Office of Probation on or before the 10th** of January, April, July, and October. For all conditions, being **even one day late** means that you are **not** in compliance.

REPORTING PERIOD	REPORT TO BE RECEIVED IN THE OFFICE OF PROBATION BY
January 1 - March 31	April 10 th
April 1 - June 30	July 10 th
July 1 - September 30	October 10 th
October 1 - December 31	January 10 th

6. Because your report must be made under penalty of perjury, you must date it the date you sign it and not pre-date it or post-date it. See, Code of Civil Procedure section 2015.5.

7. Because it is your responsibility to have a compliant report in to the Office of Probation by the 10th, and because some Respondents have claimed that their reports were lost in the mail, you may choose to send your reports in a manner that provides you with proof of delivery, e.g. fax, e-mail, certified mail, etc.

8. The Office of Probation files your report and compliance document as of the date it is received, and **NOT** the date you send it.

9. You must keep all original reports, compliance documents, and proof of delivery and provide such to the Office of Probation if requested.

10. The Office of Probation will **NOT** contact you before and/or after each Quarterly Report is due. You must calendar all of your deadlines to ensure timely receipt by the Office of Probation.

11. Each report is to be a perpetual document and is to reflect past and/or current status or compliance.

12. Each of your reports must be a clear and unequivocal statement of your compliance. See *In the Matter of Carr* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

If you have any questions regarding this information, please contact Ivy Cheung in the Office of Probation at (213) 765-1407 or Ivy.Cheung@calbar.ca.gov.

**OFFICE OF PROBATION
NOTICE OF COUNSEL REPRESENTATION**

Respondent: Frank E. Goseco

State Bar Case #: 14-C-02707, et al. (S223448)

Member Number: 132732

Counsel Name: _____

Firm Name: _____

Address: _____

Bar Number: _____

Phone Number: _____

Respondent Signature: _____

Date: _____

Counsel Signature: _____

Date: _____

Please complete, sign and return this form to the Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515.



THE STATE BAR
OF CALIFORNIA

845 S. FIGUEROA STREET, LOS ANGELES, CA 90017-2515

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

TELEPHONE: (213) 765-1309
FAX: (213) 765-1029
TDD: (213) 765-1566
<http://www.calbar.ca.gov>

State Bar of California 2015 Ethics/Client Trust Accounting ("CTA") School Schedules

LOS ANGELES 845 S. Figueroa Street			
Class	Day	Date	Time
Ethics	Thurs	02/19	9a - 4p
CTA	Fri	02/20	9a - 12p
Ethics	Thurs	05/07	9a - 4p
CTA	Fri	05/08	9a - 12p
Ethics	Thurs	06/04	9a - 4p
CTA	Fri	06/05	9a - 12p
Ethics	Thurs	08/20	9a - 4p
CTA	Fri	08/21	9a - 12p
Ethics	Thurs	09/17	9a - 4p
CTA	Fri	09/18	9a - 12p
Ethics	Thurs	10/22	9a - 4p
CTA	Fri	10/23	9a - 12p
Ethics	Thurs	12/10	9a - 4p
CTA	Fri	12/11	9a - 12p

SAN FRANCISCO 180 Howard Street			
Class	Day	Date	Time
Ethics	Thurs	03/12	9a - 4p
CTA	Fri	03/13	9a - 12p
Ethics	Thurs	06/18	9a - 4p
CTA	Fri	06/19	9a - 12p
Ethics	Thurs	09/17	9a - 4p
CTA	Fri	09/18	9a - 12p
Ethics	Thurs	12/03	9a - 4p
CTA	Fri	12/04	9a - 12p

You can register for Ethics School and/or Client Trust Accounting School by: 1) mailing application form with payment to the address on the form; or 2) going online at www.calbar.ca.gov: Home > Attorneys > Lawyer Regulation > Ethics Schools, go to end of section and click on Register Now, or click on Class Schedule and Registration. You are **NOT** registered until your payment is received. If you have any questions, please contact Letty Ramos at (213) 765-1309.

Information may change at any time, please check the State Bar website for current information.

Revised 10/28/14

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THE STATE BAR
OF CALIFORNIA

845 S. FIGUEROA STREET, LOS ANGELES, CA 90017-2515

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

TELEPHONE: (213) 765-1349
FAX: (213) 765-1029
TDD: (213) 765-1566
<http://www.calbar.ca.gov>

State Bar of California Ethics/CTA School Information

Ethics and Client Trust Accounting classes are given throughout the year at the State Bar offices:

LOS ANGELES
845 S. Figueroa Street
Los Angeles, CA 90017-2515

SAN FRANCISCO
180 Howard Street
San Francisco, CA 94105

Ethics School is all day (9:00 a.m. to 4:00 p.m.), with a lunch break. The fee for the course is \$150.00. Client Trust Account School is held for three (3) hours, (9:00 a.m. to 12:00 Noon). The fee for the course is \$100.00.

Please note that pursuant to Rules of Procedure of the State Bar of California, rule 3201, you will **NOT** receive Minimum Continuing Legal Education credit if your attendance at Ethics School or Client Trust Accounting School is required by a Decision or Order of the State Bar Court or Supreme Court.

If your attendance at Ethics School is **NOT** required by a Decision or Order of the State Bar Court or Supreme Court, you may receive six (6) hours of Minimum Continuing Legal Education credit upon successful completion of the class. If your attendance at CTA School is **NOT** required by a Decision or Order of the State Bar Court or Supreme Court, you may receive three (3) hours of Minimum Continuing Legal Education credit upon successful completion of the class.

An application form and a schedule of classes are enclosed for your convenience. Fees **MUST** be submitted with the application in order to secure a seat in the class. Classes for some dates may fill up quickly. Payment for classes must be in the form of a personal check, money order or cashier's check. **CASH PAYMENTS WILL NOT BE ACCEPTED.**

Please indicate on the application form, by checking the appropriate space, whether you are attending the class as a result of a Decision of the Court after a hearing; as a result of a stipulated disposition; pursuant to an Agreement in Lieu of Discipline; voluntarily by letter agreement with the Office of Chief Trial Counsel or the Committee of Bar Examiners for Bar applicants, or voluntarily for some other reason.

If you have a question about probation, please direct your inquiries in writing to the State Bar of California, Attention: Office of Probation, 845 S. Figueroa Street, Los Angeles, CA 90017-2515.

OFFICE OF THE CHIEF TRIAL COUNSEL

Letty Ramos
Administrative Secretary

Enc.

Revised 10/28/14

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THE STATE BAR
OF CALIFORNIA

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

845 S. FIGUEROA STREET, LOS ANGELES, CA 90017-2515

TELEPHONE: (213) 765-1309
FAX: (213) 765-1029
TDD: (213) 765-1566
<http://www.calbar.ca.gov>

State Bar of California Ethics/CTA School Enrollment Form

DATE: _____

APPLICANT'S NAME: _____ SBN: _____

APPLICANT'S ADDRESS: _____

CITY, STATE, ZIP: _____

PHONE: _____ FAX: _____

E-MAIL ADDRESS: _____

LOS ANGELES
845 South Figueroa Street
Los Angeles, CA 90017-2515

SAN FRANCISCO
180 Howard Street
San Francisco, CA 94105

ETHICS (\$150) DATE OF CLASS: _____ LOCATION (LA OR SF): _____
CTA (\$100) DATE OF CLASS: _____ LOCATION (LA OR SF): _____

Return completed Application Enrollment Form with personal check, money order or cashier's check made payable to the State Bar of California, 845 S. Figueroa Street, Los Angeles, CA, 90017-2515, attention: Letty Ramos, Office of the Chief Trial Counsel. Upon receipt of your application and payment, a confirming reservation letter will be mailed to you. If you have any questions, please contact Letty Ramos at (213) 765-1309 or by fax at (213) 765-1029.

Please indicate below the reason for your attendance:

- Supreme Court Order/State Bar Court Decision after hearing requiring attendance
- Supreme Court Order/State Bar Court Order following stipulated disposition requiring attendance
- Agreement in Lieu of Discipline
- Voluntary Agreement with the Office of the Chief Trial Counsel
- State Bar Applicant for Admission
- Voluntarily

You can register for Ethics School and/or Client Trust Accounting School by: 1) mailing application form with payment to the address on the form; or 2) going online at www.calbar.ca.gov: Home > Attorneys > Lawyer Regulation > Ethics Schools, go to end of section and click on Register Now, or click on Class Schedule and Registration. You are **NOT** registered until your payment is received. If you have any questions, please contact Letty Ramos at (213) 765-1309.

Revised 10/28/14

00095

MULTISTATE PROFESSIONAL RESPONSIBILITY EXAMINATION ("MPRE")

2015 Examination Schedule and Information

This document was created as a courtesy by the State Bar of California, Office of Probation.

The State Bar of California does NOT administer the MPRE.
TO REGISTER AND FOR THE MOST RECENT INFORMATION REGARDING MPRE TEST
DATES, DEADLINES, RESOURCES, ETC., YOU MUST CONTACT:

National Conference of Bar Examiners ("NCBE")

Website: www.ncbex.org

Test Dates*	Regular Registration Deadline (\$80)*	Late Registration Deadline (\$160)*	Scores Tentatively Released by
Saturday, March 28, 2015	February 5, 2015	February 12, 2015	May 2, 2015
Saturday, August 15, 2015	June 25, 2015	July 2, 2015	September 19, 2015
Saturday, November 7, 2015	September 17, 2015	September 24, 2015	December 12, 2015

1. The MPRE fee for applications received on or before the regular receipt deadline is \$80. The MPRE fee for applications received after the regular receipt deadline but before the late receipt deadline is \$160.
2. To provide proof of successful passage of the MPRE to the Office of Probation, you **MUST:** 1) during registration, select California as the jurisdiction to receive your score report; **AND** 2) send a copy of your score release to the Office of Probation on or before your due date. Failure to comply with these requirements will delay confirming your passage of the MPRE, and it may result in an automatic suspension in probation matters or a non-compliance referral in all other matters.
3. Requests for special accommodations during the examination must be made to the National Conference of Bar Examiners in advance of the examination.

Passing scaled score 86

**Information may change at any time, please check the NCBE's website for current information.*

Revised 01/20/15

00096

Discipline Costs – 2015

Effective January 1, 2015.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2015, the adjustment is an increase of 2.47%.

For matters filed on or after January 1, 2015, the costs assessed are as follows:

Original Proceedings (Stage at which the matter settles)	Cost Assessment
Matters that go in Default	\$4,451
Matters that Settle Prior to Filing of a Notice of Disciplinary Charges	\$3,066
Matters that Settle during first 120 days of proceeding	\$3,584
Matters that Settle before Pretrial Statement is filed	\$5,680
Matters that Settle before trial but after Pretrial Statement is filed	\$7,431
Matters that proceed to a One-day trial	\$7,431
Matters that proceed to a Multi-day trial	\$16,758
Matters that proceed to the Review Department	\$20,499

Conviction Referrals (Stage at which the matter settles)	Cost Assessment
Matters that go into Default	\$3,003
Matters that Settle during the first 120 days of proceeding	\$2,507
Matters that Settle before Pretrial Statement is filed	\$5,378
Matters that Settle before trial but after Pretrial Statement is filed	\$7,059
Matters that proceed to a One-day trial	\$7,059
Matters that proceed into a Multi-day trial	\$12,854
Matters that proceed to the Review Department	\$18,375

Other Matters	Cost Assessment
Probation Revocation Proceedings	\$2,401
Rule 9.20 Proceedings	\$2,549

Additional Costs (as appropriate)	Cost Assessment
Each investigation matter over one	\$978
Each resignation	\$137
Consolidation cost equal to the minimum cost for the consolidated case type	
Transcript costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.



THE STATE BAR
OF CALIFORNIA

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

<http://www.calbar.ca.gov>

OFFICE OF PROBATION
ADDRESS VERIFIED

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

June 5, 2015

JUN 05 2015

Frank E. Goseco

Law Ofc Frank E Goseco

777 N Bellflower Blvd Apt 108

Long Beach, CA 90815

Courtesy emails: gosecolaw@gmail.com

fegoseco@hotmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

On April 14, 2015, this office sent to you a letter (copy enclosed) by first class mail and email for the purpose of reminding you of the terms and conditions of your probation imposed by the Supreme Court which became effective April 18, 2015.

On April 27, 2015, the Office of Probation's letter was returned by the postal authorities. You are required to report to the Membership Records Office of the State Bar and the Office of Probation, within ten (10) days all changes of information including current name office address and telephone number, or other address for State Bar purposes as prescribed by section 6002.1 of the Business and Professions Code. In addition, your probation conditions require that you maintain with the Office of Probation a current address and telephone number where you can be reached. ***Please immediately ensure that your contact information is correct immediately.***

Your probation conditions require that you attend at least four (4) AA meetings¹ per month beginning April 2015 and provide to the Office of Probation satisfactory proof of attendance during each month, on or before the tenth (10th) day of the following month—your first report was due by May 10, 2015. As of the date of this letter, the Office of Probation has not received your proof of attendance for the month of April 2015. Your proof of attendance for April 2015 has not been received. ***Please submit your proof of attendance immediately.***

To date, your probation conditions require that you provide the Office of Probation with your AA sponsor's name, address, telephone number, and other contact information (e.g., fax, e-mail, etc.) by April 28, 2015. As of the date of this letter, you have not provided me with your AA sponsor's name, etc. ***Please provide all of the information immediately.***

Further, you are required to contact the Office of Probation and schedule a required meeting with me to discuss the terms and conditions of your probation by May 18, 2015. ***Please contact me immediately.***

¹ You are reminded that you must abstain from use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Frank E. Goseco
June 5, 2015
Page 2

Lastly, pursuant Substance Abuse Condition section e., I requested that you provide the Office of Probation with a medical waiver by May 18, 2015. *Please provide the requested medical waiver to me immediately.*

As set forth above, you are not in compliance with numerous terms and conditions of your probation, and you face a non-compliance referral which may result in the imposition of additional discipline and attendant costs (see attached). Even if you contact the Office of Probation, a referral may still be prepared. The Office of Probation will not send any further reminder letters regarding the aforementioned non-compliance or any future compliance due dates or lack of receipt of compliance documentation.

Please be reminded that LATE completion, submission, or filing of proof/documents, does not mean you are in compliance. You will never be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your Probation.

If for any reason, you cannot *timely* comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, *you must* file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

Please note that even if you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at (213) 765-1407.

Sincerely,


Ivy Cheung
Probation Deputy

/ic

Enclosures

00100



THE STATE BAR
OF CALIFORNIA

OFFICE OF PROBATION

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Ivy.Cheung@calbar.ca.gov

April 14, 2015

APR 14 2015

Frank E. Goseco

Law Ofc Frank E Goseco
777 N Bellflower Blvd Apt 108
Long Beach, CA 90815

Courtesy email via: gosecolaw@gmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

This reminder letter is sent to you as a courtesy and based upon information that you are not currently represented by counsel in this matter—the enforcement of your probation terms and conditions. If this is incorrect, please complete the Notice of Counsel Representation form and submit to the Office of Probation within five days so that future communications may be directed to your counsel.

As you know, on March 19, 2015, the Supreme Court of California filed an Order, effective April 18, 2015, suspending you from the practice of law for a period of two years, staying execution and placing you on probation upon certain conditions for a period of four years. Further, pursuant to the Order of the Court, you have been placed on actual suspension for the first six months of your probation.¹

Please take notice that attorneys are not relieved of MCLE requirements during the pendency of their disciplinary period.

Rule of Professional Conduct 1-311 requires that a firm or attorney who employs an attorney who is disbarred, resigned, suspended or involuntarily enrolled inactive, provide certain notices to the State Bar and to clients. While there is no prescribed form, in order to assist attorneys to comply with the rule, the State Bar has created notices for the employer's use. If you are or become employed by an attorney or a law firm, please remind your employer of this requirement. Forms are available at the State Bar website under Attorney Forms/Reportable Actions or you may contact the Intake Unit, Office of the Chief Trial Counsel, at (213) 765-1000.

The conditions of your probation with compliance due dates are outlined on the next few pages. Please note this summary only reflects those conditions and compliance due dates that require submission of proof of compliance to the Office of Probation. For a thorough review of all conditions, please refer to the enclosed copy of that portion of the disciplinary order setting forth the conditions of probation.

¹ Please review your stipulation or decision carefully. You may have been ordered to remain on actual suspension until you have fully paid the costs imposed as a result of your discipline. The Office of Probation does NOT monitor costs. If you have questions, contact Membership Billing at (415) 538-2360.

<u>Condition</u>	<u>Deadline(s)</u>
1. Contact Probation Deputy & Schedule Required Meeting	May 18, 2015
2. Maintain with the Office of Probation a current address and current telephone number at which you can be reached	At all times
3. Return any call from the Office of Probation concerning testing of your blood or urine	Within twelve (12) hours
4. For good cause, the Office of Probation may require you to deliver your urine and/or blood sample(s) for addition reports to a laboratory	No later than six hours after your actual notice
5. Medical Waiver	Requested by May 18, 2015
6. Rule 9.20	May 28, 2015
7. Provide the Office of Probation the name of your AA sponsor, (if you have a sponsor), address, telephone number, and any other contact information (e.g. fax, e-mail, etc.)	April 28, 2015
8. Provide the Office of Probation any change in sponsor and/or the sponsor's address and/or telephone number and/or any other contact information	Within ten calendar days of any change
9. Proof of exertion of all efforts in gaining the assistance of your sponsor, meeting secretary, or other representative to assist the Office of Probation in confirming your attendance.	Within ten days of any request
10. AA Meetings Attendance Reports	At least four (4) AA meetings per month beginning April 2015; attendance reports due monthly, beginning May 10, 2015
11. Quarterly Reports	Quarterly, beginning July 10, 2015
12. Conditions of Probation in Underlying Criminal Matter Reports	Quarterly, beginning July 10, 2015
13. Alcohol/Drug Abstinence Reports	Requested quarterly, beginning July 10, 2015
14. State Bar Ethics School	April 18, 2016
15. MPRE	April 18, 2016

Condition

16. Written Notice to the Office of Probation of your completion, termination or withdrawal from the Salvation Army out-patient treatment program
17. Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you
18. Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers
19. Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation
20. Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days
21. Undergo an Evaluation with your approved ASAM certified medical doctor
22. Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report

Deadline(s)

- Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
- Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
- Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
- Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
- Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
- Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program
- Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program

Condition

Deadline(s)

- | | |
|--|--|
| 23. Provide proof to the Office of Probation of good faith efforts to provide additional information required by your approved ASAM certified medical doctor in order to propose treatment conditions, including, but not limited to, interviewing third parties | Within ten (10) days of any request |
| 24. Provide the Office of Probation original written notice specifically setting forth any change(s) in treatment condition(s) which includes an original, signed declaration from your approved ASAM certified medical doctor acknowledging receipt of a copy of the written notice and agreement with its accuracy | Within ten (10) calendar days of any change in treatment condition |
| 25. Report compliance with your ASAM certified medical doctor treatment conditions reports | Quarterly, beginning the period of your treatment |
| 26. Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports | By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline |
| 27. Notify the Office of Probation of the name address, and telephone number of all such treatment providers that are added or changed | Within ten days of retaining each one |
| 28. Provide the Office of Probation an original signed declaration from the treatment provider stating that it received a complete copy of this stipulation | Within thirty (30) calendar days of retaining added or changed treatment provider(s) |
| 29. Provide the Office of Probation an executed waiver of confidentiality as well as an original, signed declaration from the treatment providers acknowledging receipt of the waiver | Within thirty (30) calendar days of retaining added or changed treatment provider(s) |
| 30. Final Report | April 18, 2019 |

You must schedule a meeting with me to discuss the terms and conditions of your discipline within 30 days from the effective date of discipline. Make sure you read this letter including all attachments before the required meeting.

The Court has also ordered you to comply with the provisions of Rule 9.20, California Rules of Court. Your affidavit must be timely filed with the State Bar Court by no later than **May 28, 2015**. Do not submit the original affidavit to the Office of Probation; the affidavit must be filed with the State Bar Court.

Frank E. Goseco
April 14, 2015
Page 5

Please take appropriate precautions to ensure that your affidavit is filed with the State Bar Court. You may wish to verify your filing via personal delivery or tracked delivery to the State Bar Court, review of the Court docket on the State Bar of California's website, or by obtaining a conformed copy from the State Bar Court.

If your original affidavit is sent to the Office of Probation, it was NOT filed with the State Bar Court and it will NOT be filed on your behalf. Even after you file your 9.20 affidavit with the State Bar Court, your "filed" affidavit will not be considered compliant until it is approved by the Office of Probation.

In order to comply with the terms and conditions of your probation, you must report the status of your compliance, in each and every respect, by letter with any attachments, executed under penalty of perjury, and addressed to the Office of Probation. As a courtesy, the Office of Probation has prepared a Quarterly Report form for your use.

The Office of Probation will not provide you multiple copies of the courtesy Quarterly Report form. Should you happen to lose your Quarterly Report form, you must submit your request for a copy in writing explaining why you could not maintain a copy for yourself.

Each of your reports must be a clear and unequivocal statement of compliance. See *In the Matter of Carr* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

Please read the Instructions and review the Quarterly Report carefully to determine whether you believe that it accurately reflects the required terms and conditions. If you believe there is an error, or if there are any questions, please notify me immediately. **You are responsible for timely complying with each and every term and condition whether or not it is reflected in this letter and/or the Quarterly Report form.** You are reminded that proof of compliance must be received in the Office of Probation by your due date. **Being even one day late** means that you are **NOT** in compliance.

You are reminded that all Quarterly Reports are due on or before the 10th day after the end of each quarter. Your Final Report is due on or before April 18, 2019.

If your underlying criminal probation matter terminates or expires, you do not have a criminal probation matter with which to comply. Accordingly, you must submit to the Office of Probation proof of successful completion, e.g., a **recent** Court docket sheet showing termination date.

You are required to report, and in no event in more than ten (10) days, to the Membership Records Office of the State Bar and the Office of Probation, all changes of information including current name, office address and telephone number, or other address for State Bar purposes as prescribed by section 6002.1 of the Business and Professions Code. The Office of Probation will **only** send documents to your official membership records address.

You are required to maintain with the Office of Probation, a current address and telephone number where you can be reached and respond within twelve (12) hours.

00105

Frank E. Goseco
April 14, 2015
Page 6

By court order, you must take and pass the Multi-State Professional Responsibility Examination (MPRE) and provide satisfactory proof of such passage to the Office of Probation on or before **April 18, 2016**. Satisfactory proof requires that you (1) select California as the jurisdiction to receive your score report, (2) send a copy of your score release to the Office of Probation. It is important that you plan to take this examination well in advance of the due date so that you can re-take the examination if you do not receive a passing score. The passing scaled score is 86. The MPRE is only offered three (3) times a year, but you may not have three chances to take the MPRE by your particular deadline. Failure to provide proof of passage of this examination by the due date may result in your indefinite suspension until you provide proof that you have passed the examination. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn 8.)

Further, please be advised that the Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of the discipline order. **Request for extension of time or modification of the terms and conditions of the discipline order must be filed with the State Bar Court Hearing Department or Review Department.** See, Rules of Procedure of the State Bar of California, rules 5.162 and 5.300, et seq. A copy of the motion must be served upon the Office of Probation. **Failure to timely submit reports or any other proof of compliance may result in a non-compliance referral which may lead to the imposition of additional discipline and attendant costs.**

Enclosed are copies of the Supreme Court Order and conditions of probation, which you have already received from the Courts or your counsel, Medical Waiver, Rule 9.20 – California Rules of Court, Rules 5.330 and 5.332 – Rules of Procedure, Affidavit form, AA Attendance Verification and Declaration form, Quarterly Report with instructions, and Notice of Counsel Representation form. Also enclosed is scheduling and enrollment information for the State Bar's Ethics School and Multi-State Professional Responsibility Examination schedule.

It is recommended that you maintain a file containing all orders as well as communication between the Office of Probation and yourself. Keep your file in a convenient location so that if you have contact with the Office of Probation, any question can be quickly addressed.

Please note that the Court has determined that the repeated need of the State Bar to actively intervene to seek compliance with disciplinary terms and conditions is inconsistent with the self-governing nature of probation as a rehabilitative part of the attorney discipline system. *In the Matter of Gorman* (Review Dept. 2003) 4 Cal. State Bar Ct. Rptr. 567, 573.

Sincerely,


Ivy Cheung
Probation Deputy

/ic
Enclosures

00106

(State Bar Court Nos. 14-C-02707; 14-C-02708; 14-C-02710)

MAR 19 2015

S223448

Frank A. McGuire Clerk

IN THE SUPREME COURT OF CALIFORNIA

Deputy

En Banc

In re **FRANK EDWARD GOSECO** on Discipline

The court orders that Frank Edward Goseco, State Bar Number 132732, 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 four years subject to the following conditions:

1. Frank Edward Goseco is suspended from the practice of law for the first six months of probation;
2. Frank Edward Goseco 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 November 12, 2014; and
3. At the expiration of the period of probation, if Frank Edward Goseco has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Frank Edward Goseco 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).)

Frank Edward Goseco 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 2016 and 2017. If Frank Edward Goseco 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.

I, Frank A. McGuire, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court as shown by the records of my office.

Witness my hand and the seal of the Court this

_____ day of MAR 20 2015 20
Clerk

By:  _____
Deputy

CANTIL-SAKAUYE
Chief Justice

00108

(Do not write above this line.)

- (12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.
- (13) **No mitigating circumstances** are involved.

Additional mitigating circumstances:

See Attachment at page 17.

D. Discipline:

(1) **Stayed Suspension:**

- (a) Respondent must be suspended from the practice of law for a period of two (2) years.
- i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1) Standards for Attorney Sanctions for Professional Misconduct.
- ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.
- iii. and until Respondent does the following:
- (b) The above-referenced suspension is stayed.

(2) **Probation:**

Respondent must be placed on probation for a period of Four (4) years, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 9.18, California Rules of Court)

(3) **Actual Suspension:**

- (a) Respondent must be actually suspended from the practice of law in the State of California for a period of six months.
- i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct
- ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.
- iii. and until Respondent does the following:

E. Additional Conditions of Probation:

- (1) If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct.
- (2) During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.

(Do not write above this line.)

- (3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason:
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) The following conditions are attached hereto and incorporated:
- | | |
|--|---|
| <input checked="" type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

- (1) **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. Failure to pass the MPRE results in actual suspension without

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further hearing until passage. But see rule 9.10(b), California Rules of Court, and rule 5.162(A) & (E), Rules of Procedure.

No MPRE recommended. Reason:

- (2) **Rule 9.20, California Rules of Court:** Respondent must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (3) **Conditional Rule 9.20, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 9.20, 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 the Supreme Court's Order in this matter.
- (4) **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) **Other Conditions:**

(Do not write above this line.)

In the Matter of: FRANK EDWARD GOSECO	Case Number(s): 14-C-02707; 14-C-02708; 14-C-02710 (Cons.)
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Substance Abuse Conditions

- a. Respondent must abstain from use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

- b. Respondent must attend at least four (4) meetings per month of:
 - Alcoholics Anonymous
 - Narcotics Anonymous
 - The Other Bar
 - Other program

- c. Respondent must select a license medical laboratory approved by the Office of Probation. Respondent must furnish to the laboratory blood and/or urine samples as may be required to show that Respondent has abstained from alcohol and/or drugs. The samples must be furnished to the laboratory in such a manner as may be specified by the laboratory to ensure specimen integrity. Respondent must cause the laboratory to provide to the Office of Probation, at the Respondent's expense, a screening report on or before the tenth day of each month of the condition or probation period, containing an analysis of Respondent's blood and/or urine obtained not more than ten (10) days previously.

- d. Respondent must maintain with the Office of Probation a current address and a current telephone number at which Respondent can be reached. Respondent must return any call from the Office of Probation concerning testing of Respondent's blood or urine within twelve (12) hours. For good cause, the Office of Probation may require Respondent to deliver Respondent's urine and/or blood sample(s) for additional reports to the laboratory described above no later than six hours after actual notice to Respondent that the Office of Probation requires an additional screening report.

- e. Upon the request of the Office of Probation, Respondent must provide the Office of Probation with medical waivers and access to all of Respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

Respondent also agrees as follows:

- 1) Within seven (7) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program (required as part of his criminal probation in Orange County Superior Court case number 13HM09795,) Respondent shall provide written notice to the Office of Probation of his

(Do not write above this line.)

completion, termination or withdrawal from the Salvation Army out-patient treatment program. As used in this condition, "written notice" means providing notice either by certified mail, return-receipt requested correctly and timely addressed to the assigned probation deputy or by proper and timely personal service to the supervising attorney of the Office of Probation;

2) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat Respondent. As used in this condition, "approved" means that the ASAM certification of the medical doctor and the medical doctor's agreement to actually evaluate and treat Respondent are in fact verified by the assigned probation deputy or supervising attorney.

3) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide a complete copy of this stipulation to an approved ASAM certified medical doctor and all treatment providers;

4) Within fifteen (15) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall execute all necessary waivers of confidentiality with an approved ASAM certified medical doctor as well as any treatment providers, including drug testing facilities;

5) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation an original, signed declaration from an approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of this stipulation;

6) Within thirty (30) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent shall provide to the Office of Probation a copy of the waiver provided to an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from an approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver;

7) Within forty-five (45) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to undergo an Evaluation with an approved ASAM certified medical doctor. The evaluation will be for the purposes of (a) determining whether Respondent continues to have a substance abuse or addiction problem, (b) setting treatment conditions Respondent is to undertake as a result of the Evaluation, if any, and (c) obtaining a written report from the evaluating physician. Respondent shall bear all costs of the Evaluation, the resulting report, and any treatment conditions recommended by the evaluator. Respondent understands that his treatment conditions may change if his treatment providers deem it necessary, and that he is to bear the cost of such treatment, which in some cases could include in-patient treatment. Respondent understands that (a) the treatment conditions, if any, shall become part of his probation requirements, (b) he must provide the Office of Probation with any proof of treatment compliance or waiver requested by the Office of Probation, and (c) any violation of the treatment conditions is a violation of the probation requirements;

(Do not write above this line.)

- 8) Within sixty (60) calendar days after his completion, termination or withdrawal from the Salvation Army out-patient treatment program, Respondent is to provide a copy of an approved ASAM certified medical doctor's written report to the Office of Probation. If an approved ASAM certified medical doctor requires additional information in order to propose treatment conditions, including, but not limited to, interviewing third parties, Respondent will make good faith efforts to provide timely the additional information. Respondent will provide proof of such good faith efforts to the Office of Probation within 10 days of any request;
- 9) Within ten (10) calendar days of any change in treatment condition, Respondent is to provide the original written notice to the Office of Probation specifically setting forth the changes. With that written notice, Respondent is to provide an original, signed declaration from an approved ASAM certified medical doctor acknowledging receipt of a copy of the written notice and agreement with its accuracy;
- 10) Respondent shall report compliance with the treatment conditions by statement under penalty of perjury in each written quarterly report to the Office of Probation required pursuant to the discipline in this matter;
- 11) Respondent shall have his approved ASAM certified medical doctor submit to the Office of Probation an original, signed declaration that Respondent is in compliance with the treatment conditions by each January 10, April 10, July 10, and October 10 covered by this discipline. Respondent understands that the declarations and reports may be shared with the Office of the Chief Trial Counsel and the State Bar Court;
- 12) Respondent understands that treatment conditions associated with other issues or entities, such as a criminal probation, may not satisfy treatment conditions required by this section;
- 13) If treatment providers are added or changed, Respondent must notify the Office of Probation of the name, address, and telephone number of all such treatment providers within ten days of the retaining of each one. Within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an original signed declaration from the treatment provider stating that it received a complete copy of this stipulation. Also within thirty (30) calendar days of retaining each such treatment provider, Respondent must provide to the Office of Probation an executed waiver of confidentiality as well as an original, signed declaration from the treatment providers acknowledging receipt of the waiver;
- 14) Respondent has been informed of the existence and nature of the State Bar's Lawyer Assistance Program and of the State Bar Court's Alternative Discipline Program, and Respondent has specifically declined to seek entry into either;
- 15) Satisfactory proof of attendance of AA meetings shall include the name of Respondent's sponsor (if Respondent has a sponsor), address, telephone number, and any other contact information (e.g. fax, e-mail, etc.). Respondent is to provide this information to the Office of Probation within ten calendar days of the effective date of the discipline and within ten calendar days of any change in sponsor and/or the sponsor's address and/or telephone number and/or any other contact information;

(Do not write above this line.)

16) Satisfactory proof of attendance of AA meetings shall also include the name of the meeting; the location of the meeting; and the name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) of the meeting secretary or other representative willing to assist the Office of Probation in confirming Respondent's attendance;

17) Respondent shall exert all efforts in gaining the assistance of Respondent's sponsor, meeting secretary, or other representative to assist the Office of Probation in confirming Respondent's attendance. Respondent shall provide proof of such efforts to the Office of Probation within ten days of any request for such proof. It is not satisfactory proof of attendance for Respondent to sign as the verifier of Respondent's proof of attendance.



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

Ivy Cheung: (213) 765-1407

<http://www.calbar.ca.gov>

**AUTHORIZATION TO OBTAIN AND DISCLOSE
MEDICAL INFORMATION**

I authorize any physician, medical professional, hospital, clinic, the State Bar's Lawyer Assistance Program, or other medical care or medically-related facility having medical record information available as to medical history diagnosis, treatment, prognosis or evaluation with respect to any physical or mental condition and/or treatment of me and other personal or privileged information, to give any or all such information to the State Bar of California, its employees, agents, consultants and/or legal representatives.

I hereby authorize the State Bar's acquisition, use, and/or disclosure of this information only in connection with any of the following, and not for any other purpose: (1) the State Bar's Lawyer Assistance Program or State Bar Court's Program for Respondents with Substance Abuse and/or Mental Health Issues; (2) proceedings in connection with the admission, discipline, resignation or reinstatement of an attorney, the involuntary enrollment of an attorney as an inactive member, probation revocation proceedings, the incapacity of an attorney to attend to his or her practice, and/or the waiver of the attorney's membership fees, (3) a request for waiver of confidentiality of records pursuant to rules 2301 and 2302, Rules of Procedure of the State Bar of California.

Any information obtained will not be released by the State Bar of California to any person or organization except pursuant to paragraph two above, or as may be required by law.

I agree that this authorization shall be valid from the date of its execution until the conclusion of the probationary term or at the conclusion of any proceeding relating to the probation.

I understand that upon request, I have the right to receive a copy of this authorization.

A photographic copy of this authorization shall be valid as the original.

SIGNATURE

PLEASE TYPE OR PRINT NAME

DATE

Revised 01/09/14

00116



2015 California Rules of Court

Rule 9.20. Duties of disbarred, resigned, or suspended attorneys

(a) Disbarment, suspension, and resignation orders

The Supreme Court may include in an order disbarring or suspending a member of the State Bar, or accepting his or her resignation, a direction that the member must, within such time limits as the Supreme Court may prescribe:

- (1) Notify all clients being represented in pending matters and any co-counsel of his or her disbarment, suspension, or resignation and his or her consequent disqualification to act as an attorney after the effective date of the disbarment, suspension, or resignation, and, in the absence of co-counsel, also notify the clients to seek legal advice elsewhere, calling attention to any urgency in seeking the substitution of another attorney or attorneys;
- (2) Deliver to all clients being represented in pending matters any papers or other property to which the clients are entitled, or notify the clients and any co-counsel of a suitable time and place where the papers and other property may be obtained, calling attention to any urgency for obtaining the papers or other property;
- (3) Refund any part of fees paid that have not been earned; and
- (4) Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties of the disbarment, suspension, or resignation and consequent disqualification to act as an attorney after the effective date of the disbarment, suspension, or resignation, and file a copy of the notice with the court, agency, or tribunal before which the litigation is pending for inclusion in the respective file or files.

(Subd (a) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(b) Notices to clients, co-counsel, opposing counsel, and adverse parties

All notices required by an order of the Supreme Court or the State Bar Court under this rule must be given by registered or certified mail, return receipt requested, and must contain an address where communications may be directed to the disbarred, suspended, or resigned member.

(Subd (b) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(c) Filing proof of compliance

Within such time as the order may prescribe after the effective date of the member's disbarment, suspension, or resignation, the member must file with the Clerk of the State Bar Court an affidavit showing that he or she has fully complied with those provisions of the order entered under this rule. The affidavit must also specify an address where communications may be directed to the disbarred, suspended, or resigned member.

(Subd (c) amended effective January 1, 2007; previously amended effective December 1, 1990.)

(d) Sanctions for failure to comply

A disbarred or resigned member's willful failure to comply with the provisions of this rule is a ground for denying his or her application for reinstatement or readmission. A suspended member's willful failure to comply with the provisions of this rule is a cause for disbarment or suspension and for revocation of any pending probation. Additionally, such failure may be punished as a contempt or a crime.

(Subd (d) amended effective January 1, 2007; previously relettered and amended effective December 1, 1990.)

Rule 9.20 amended and renumbered effective January 1, 2007; adopted as rule 955 effective April 4, 1973; previously amended effective December 1, 1990.

Division 6. Special Proceedings
Chapter 1. Rule 9.20 Proceedings

Rule 5.330 Nature of Proceeding

A rule 9.20 proceeding is one in which the member is charged with failing to comply with rule 9.20 of the California Rules of Court as ordered by the Supreme Court. These rules apply to rule 9.20 proceedings.

Rule 5.331 Definitions

- (A) **Rule 9.20.** As used in these rules, "rule 9.20" refers to rule 9.20 of the California Rules of Court, and "rule 9.20 order" means an order requiring a member to comply with rule 9.20 of the California Rules of Court.
- (B) **"Declaration of Compliance" Defined.** A declaration signed by a member to comply or attempt to comply with a rule 9.20 order.

Rule 5.332 Filing and Service of Declarations of Compliance

- (A) **Proof of Service.** All declarations of compliance must be accompanied by proof of service on the Office of Probation.
- (B) **Mandatory Filing.** The Clerk of the State Bar Court must file all declarations of compliance, regardless of their form or the date submitted.
- (C) **No Proof of Service.** If the Clerk of the State Bar Court receives a declaration that is not accompanied by proof of service on the Office of Probation, the Clerk will file the declaration and serve it on the Office of Probation.

Rule 5.333 Time for Filing Proceeding Based on Untimely or Formally Defective Declaration

- (A) **Untimely or Defective Filing.** Any notice of disciplinary charges alleging that a declaration of compliance was untimely filed or was defective in form must be filed within 90 days after the declaration is served on the Office of Probation, unless the Court permits a later filing for good cause shown.
- (B) **Time Limit Inapplicable.** This time limit does not apply to a notice of disciplinary charges alleging a substantive defect in a declaration of compliance or alleging failure to file any declaration of compliance.
- (C) **Defects in Substance.** For purposes of this rule, if a declaration of compliance fails to state that the member fully complied with the requirements of rule 9.20(a), the failure is a defect in substance and not a defect in form covered by this rule.

State Bar Court

Counsel for Respondent:	Case Number(s):	For Court's Use Only:
In the Matter of A Member of the State Bar of California	RULE 9.20 COMPLIANCE DECLARATION	

I, _____, State Bar member number _____, have been ordered to comply with the provisions of subdivisions (a) and (c) of rule 9.20, California Rules of Court, as part of a suspension ordered by the State Bar Court or Supreme Court, or an order of disbarment or an order accepting my resignation by the Supreme Court.

[Answer each question by checking one box per question. If neither option is correct, attach a declaration under penalty of perjury explaining your situation.]

Within 30 days of the effective date of the order of suspension/disbarment/acceptance of resignation ("effective date"): (See rule 9.18(a), California Rules of Court):

1. I notified all clients and co-counsel, in matters that were pending on the date upon which the order to comply with rule 9.20 was filed by certified or registered mail, return receipt requested, of my consequent disqualification to act as an attorney after the effective date of the order of suspension/disbarment, and in those cases where I had no co-counsel, I urged the clients to seek legal advice elsewhere, calling attention to any urgency in seeking another attorney.
- As of the date upon which the order to comply with rule 9.20 was filed, I had no clients.
2. I delivered to all clients any papers or other property to which the clients were entitled, or notified clients and co-counsel, if any, of a suitable time and place where the papers or other property could be obtained, and called attention to any urgency for obtaining the papers or other property.
- As of the date upon which the order to comply with rule 9.20 was filed, I had no papers or other property to which clients were entitled.
3. I refunded fees paid, any part of which had not been earned.
- As of the date upon which the order to comply with rule 9.20 was filed, I had earned all fees paid to me.
4. I notified all opposing counsel or adverse parties not represented by counsel in matters that were pending on the date upon which the order to comply with rule 9.20 was filed by certified or registered mail, return receipt requested, of my disqualification to act as an attorney after the effective date of my suspension, disbarment, or the Supreme Court's acceptance of my resignation, and filed a copy of my notice to opposing counsel/adverse parties with the court, agency or tribunal before which litigation was pending for inclusion in its files.
- As of the date upon which the order to comply with rule 9.20 was filed, I did not represent any clients in pending matters.
5. In the future, communications may be directed to me at the following address: _____

[If this is not your current State Bar membership address, this declaration will change your membership address.
See Bus. & Prof. Code §6002.1(b)]

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at _____, California, on _____.

Willful failure to comply with the provisions of rule 9.20 may result in revocation of probation; suspension; disbarment; denial of reinstatement; or, contempt or conviction.

[Signature]

(Print Name)

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: _____

CASE NO: _____

DATE	TIME	MEETING NAME	MEETING TYPE	MEETING LOCATION	MEETING ATTENDANCE	MEETING NOTES

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: _____

DATE: _____

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

00120

IN THE MATTER OF
Frank E. Goseco

(For Office of Probation Use Only)

CASE NO(s): 14-C-02707, et al. (S223448)

Probation

QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: January 10, 20__ April 10, 20__ July 10, 20__ October 10, 20__
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

00121

Current Address

— Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

— My current home address and telephone number is: _____

— Other current address(es) and telephone number(s) I can be reached at are: _____

Suspension

— I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

— During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

— During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on _____.
A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: _____
(Actual date of signature)

Signature: _____
Frank E. Goseco

QUARTERLY REPORT INSTRUCTIONS

1. The enclosed Quarterly Report form has been tailored to reflect the conditions of your discipline that are to be reported to the Office of Probation. Please review it carefully. If you believe that it does not accurately reflect your conditions, immediately contact the Office of Probation. Note that even if the Office of Probation makes an error, you are required to timely complete all of your ordered conditions. The report form is provided as a courtesy only, and you are not required to use it.
2. The Office of Probation will **NOT** provide you with multiple copies of the courtesy Quarterly Report form. **YOU MUST MAKE ENOUGH COPIES TO USE FOR ALL FUTURE QUARTERLY AND FINAL REPORTS**. In the future, one additional copy may be provided if you make a written request with an explanation under penalty of perjury why you need such copy made.
3. For each quarter's report, mark the box for the correct reporting period and write in the correct year. Place an "X" in front of each condition that applies to your activities during each respective reporting period. Provide all required information.
4. Your report is not compliant if it does not cover the entire reporting period.
5. Your signed and dated report must be received in the Office of Probation on or before the 10th of January, April, July, and October. For all conditions, being even one day late means that you are **not** in compliance.

REPORTING PERIOD	REPORT TO BE RECEIVED IN THE OFFICE OF PROBATION BY
January 1 - March 31	April 10 th
April 1 - June 30	July 10 th
July 1 - September 30	October 10 th
October 1 - December 31	January 10 th

6. Because your report must be made under penalty of perjury, you must date it the date you sign it and not pre-date it or post-date it. See, Code of Civil Procedure section 2015.5.
7. Because it is your responsibility to have a compliant report in to the Office of Probation by the 10th, and because some Respondents have claimed that their reports were lost in the mail, you may choose to send your reports in a manner that provides you with proof of delivery, e.g. fax, e-mail, certified mail, etc.
8. The Office of Probation files your report and compliance document as of the date it is received, and **NOT** the date you send it.
9. You must keep all original reports, compliance documents, and proof of delivery and provide such to the Office of Probation if requested.
10. The Office of Probation will **NOT** contact you before and/or after each Quarterly Report is due. You must calendar all of your deadlines to ensure timely receipt by the Office of Probation.
11. Each report is to be a perpetual document and is to reflect past and/or current status or compliance.
12. Each of your reports must be a clear and unequivocal statement of your compliance. See *In the Matter of Carr* Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

If you have any questions regarding this information, please contact Ivy Cheung in the Office of Probation at (213) 765-407 or Ivy.Cheung@calbar.ca.gov.

**OFFICE OF PROBATION
NOTICE OF COUNSEL REPRESENTATION**

Respondent: Frank E. Goseco

State Bar Case #: 14-C-02707, et al. (S223448)

Member Number: 132732

Counsel Name: _____

Firm Name: _____

Address: _____

Bar Number: _____

Phone Number: _____

Respondent Signature: _____

Date: _____

Counsel Signature: _____

Date: _____

Please complete, sign and return this form to the Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515.

00125



State Bar of California

2015 Ethics/Client Trust Accounting ("CTA") School Schedules

LOS ANGELES 845 S. Figueroa Street			
Class	Day	Date	Time
Ethics	Thurs	02/19	9a - 4p
CTA	Fri	02/20	9a - 12p
Ethics	Thurs	05/07	9a - 4p
CTA	Fri	05/08	9a - 12p
Ethics	Thurs	06/04	9a - 4p
CTA	Fri	06/05	9a - 12p
Ethics	Thurs	08/20	9a - 4p
CTA	Fri	08/21	9a - 12p
Ethics	Thurs	09/17	9a - 4p
CTA	Fri	09/18	9a - 12p
Ethics	Thurs	10/22	9a - 4p
CTA	Fri	10/23	9a - 12p
Ethics	Thurs	12/10	9a - 4p
CTA	Fri	12/11	9a - 12p

SAN FRANCISCO 180 Howard Street			
Class	Day	Date	Time
Ethics	Thurs	03/12	9a - 4p
CTA	Fri	03/13	9a - 12p
Ethics	Thurs	06/18	9a - 4p
CTA	Fri	06/19	9a - 12p
Ethics	Thurs	09/17	9a - 4p
CTA	Fri	09/18	9a - 12p
Ethics	Thurs	12/03	9a - 4p
CTA	Fri	12/04	9a - 12p

You can register for Ethics School and/or Client Trust Accounting School by: 1) mailing application form with payment to the address on the form; or 2) going online at www.calbar.ca.gov; Home > Attorneys > Lawyer Regulation > Ethics Schools, go to end of section and click on Register Now, or click on Class Schedule and Registration. You are **NOT** registered until your payment is received. If you have any questions, please contact Letty Ramos at (213) 765-1309.

Information may change at any time, please check the State Bar website for current information.



THE STATE BAR
OF CALIFORNIA

845 S. FIGUEROA STREET, LOS ANGELES, CA 90017-2515

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

TELEPHONE: (213) 765-1309
FAX: (213) 765-1029
TDD: (213) 765-1566
<http://www.calbar.ca.gov>

State Bar of California Ethics/CTA School Information

Ethics and Client Trust Accounting classes are given throughout the year at the State Bar offices:

LOS ANGELES
845 S. Figueroa Street
Los Angeles, CA 90017-2515

SAN FRANCISCO
180 Howard Street
San Francisco, CA 94105

Ethics School is all day (9:00 a.m. to 4:00 p.m.), with a lunch break. The fee for the course is \$150.00. Client Trust Account School is held for three (3) hours, (9:00 a.m. to 12:00 Noon). The fee for the course is \$100.00.

Please note that pursuant to Rules of Procedure of the State Bar of California, rule 3201, you will **NOT** receive Minimum Continuing Legal Education credit if your attendance at Ethics School or Client Trust Accounting School is required by a Decision or Order of the State Bar Court or Supreme Court.

If your attendance at Ethics School is **NOT** required by a Decision or Order of the State Bar Court or Supreme Court, you may receive six (6) hours of Minimum Continuing Legal Education credit upon successful completion of the class. If your attendance at CTA School is **NOT** required by a Decision or Order of the State Bar Court or Supreme Court, you may receive three (3) hours of Minimum Continuing Legal Education credit upon successful completion of the class.

An application form and a schedule of classes are enclosed for your convenience. Fees **MUST** be submitted with the application in order to secure a seat in the class. Classes for some dates may fill up quickly. Payment for classes must be in the form of a personal check, money order or cashier's check. **CASH PAYMENTS WILL NOT BE ACCEPTED.**

Please indicate on the application form, by checking the appropriate space, whether you are attending the class as a result of a Decision of the Court after a hearing; as a result of a stipulated disposition; pursuant to an Agreement in Lieu of Discipline; voluntarily by letter agreement with the Office of Chief Trial Counsel or the Committee of Bar Examiners for Bar applicants, or voluntarily for some other reason.

If you have a question about probation, please direct your inquiries in writing to the State Bar of California, Attention: Office of Probation, 845 S. Figueroa Street, Los Angeles, CA 90017-2515.

OFFICE OF THE CHIEF TRIAL COUNSEL

Letty Ramos
Administrative Secretary

Enc.

00127

Revised 10/28/14



THE STATE BAR OF CALIFORNIA

845 S. FIGUEROA STREET, LOS ANGELES, CA 90017-2515

OFFICE OF THE CHIEF TRIAL COUNSEL ENFORCEMENT

TELEPHONE: (213) 765-1309
FAX: (213) 765-1029
TDD: (213) 765-1566
http://www.calbar.ca.gov

State Bar of California Ethics/CTA School Enrollment Form

DATE:
APPLICANT'S NAME: SBN:
APPLICANT'S ADDRESS:
CITY, STATE, ZIP:
PHONE: FAX:
E-MAIL ADDRESS:

LOS ANGELES
845 South Figueroa Street
Los Angeles, CA 90017-2515

SAN FRANCISCO
180 Howard Street
San Francisco, CA 94105

ETHICS (\$150) DATE OF CLASS: LOCATION (LA OR SF):
CTA (\$100) DATE OF CLASS: LOCATION (LA OR SF):

Return completed Application Enrollment Form with personal check, money order or cashier's check made payable to the State Bar of California, 845 S. Figueroa Street, Los Angeles, CA, 90017-2515, attention: Letty Ramos, Office of the Chief Trial Counsel. Upon receipt of your application and payment, a confirming reservation letter will be mailed to you. If you have any questions, please contact Letty Ramos at (213) 765-1309 or by fax at (213) 765-1029.

Please indicate below the reason for your attendance:

- Supreme Court Order/State Bar Court Decision after hearing requiring attendance
Supreme Court Order/State Bar Court Order following stipulated disposition requiring attendance
Agreement in Lieu of Discipline
Voluntary Agreement with the Office of the Chief Trial Counsel
State Bar Applicant for Admission
Voluntarily

You can register for Ethics School and/or Client Trust Accounting School by: 1) mailing application form with payment to the address on the form; or 2) going online at www.calbar.ca.gov: Home > Attorneys > Lawyer Regulation > Ethics Schools, go to end of section and click on Register Now, or click on Class Schedule and Registration. You are NOT registered until your payment is received. If you have any questions, please contact Letty Ramos at (213) 765-1309.

MULTISTATE PROFESSIONAL RESPONSIBILITY EXAMINATION ("MPRE")

2015 Examination Schedule and Information

This document was created as a courtesy by the State Bar of California, Office of Probation.

**The State Bar of California does NOT administer the MPRE.
TO REGISTER AND FOR THE MOST RECENT INFORMATION REGARDING MPRE TEST
DATES, DEADLINES, RESOURCES, ETC., YOU MUST CONTACT:**

National Conference of Bar Examiners ("NCBE")

Website: www.ncbex.org

Test Dates*	Regular Registration Deadline (\$80)*	Late Registration Deadline (\$160)*	Scores Tentatively Released by
Saturday, March 28, 2015	February 5, 2015	February 12, 2015	May 2, 2015
Saturday, August 15, 2015	June 25, 2015	July 2, 2015	September 19, 2015
Saturday, November 7, 2015	September 17, 2015	September 24, 2015	December 12, 2015

1. The MPRE fee for applications received on or before the regular receipt deadline is \$80. The MPRE fee for applications received after the regular receipt deadline but before the late receipt deadline is \$160.
2. To provide proof of successful passage of the MPRE to the Office of Probation, you **MUST:** 1) during registration, select California as the jurisdiction to receive your score report; **AND** 2) send a copy of your score release to the Office of Probation on or before your due date. Failure to comply with these requirements will delay confirming your passage of the MPRE, and it may result in an automatic suspension in probation matters or a non-compliance referral in all other matters.
3. Requests for special accommodations during the examination must be made to the National Conference of Bar Examiners in advance of the examination.

Passing scaled score 86

**Information may change at any time, please check the NCBE's website for current information.*

Revised 01/20/15

Discipline Costs - 2015

Effective January 1, 2015.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2015, the adjustment is an increase of 2.47%.

For matters filed on or after January 1, 2015, the costs assessed are as follows:

Original Proceedings (Stage at which the matter settles)	Cost Assessment
Matters that go in Default	\$4,451
Matters that Settle Prior to Filing of a Notice of Disciplinary Charges	\$3,066
Matters that Settle during first 120 days of proceeding	\$3,584
Matters that Settle before Pretrial Statement is filed	\$5,680
Matters that Settle before trial but after Pretrial Statement is filed	\$7,431
Matters that proceed to a One-day trial	\$7,431
Matters that proceed to a Multi-day trial	\$16,758
Matters that proceed to the Review Department	\$20,499

Conviction Referrals (Stage at which the matter settles)	Cost Assessment
Matters that go into Default	\$3,003
Matters that Settle during the first 120 days of proceeding	\$2,507
Matters that Settle before Pretrial Statement is filed	\$5,378
Matters that Settle before trial but after Pretrial Statement is filed	\$7,059
Matters that proceed to a One-day trial	\$7,059
Matters that proceed into a Multi-day trial	\$12,854
Matters that proceed to the Review Department	\$18,375

Other Matters	Cost Assessment
Probation Revocation Proceedings	\$2,401
Rule 9.20 Proceedings	\$2,549

Additional Costs (as appropriate)	Cost Assessment
Each investigation matter over one	\$978
Each resignation	\$137
Consolidation cost equal to the minimum cost for the consolidated case type	
Transcript costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.

Cheung, Ivy

From: Microsoft Outlook
To: gosecolaw@gmail.com; fegoseco@hotmail.com
Sent: Friday, June 05, 2015 4:16 PM
Subject: Relayed: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448) RULE 9.20 COMPLIANCE DECLARATION

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

gosecolaw@gmail.com (gosecolaw@gmail.com) <<mailto:gosecolaw@gmail.com>>

fegoseco@hotmail.com (fegoseco@hotmail.com) <<mailto:fegoseco@hotmail.com>>

Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448) RULE 9.20 COMPLIANCE DECLARATION

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Attachments: SKM_C554e15060516120.pdf

Dear Mr. Goseco,

Please find attached a courtesy copy of a letter regarding your 9.20 Compliance Declaration, also mailed to your State Bar Membership Records address.

Sincerely,

--
Ivy Cheung | Probation Deputy
Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
213.765.1407 | Ivy.Cheung@calbar.ca.gov

This message may contain confidential information that may also be privileged. Unless you are the intended recipient or are authorized to receive information for the intended recipient, you may not use, copy, or disclose the message in whole or in part. If you have received this message in error, please advise the sender by reply e-mail and delete all copies of the message. Thank you.



THE STATE BAR
OF CALIFORNIA

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

<http://www.calbar.ca.gov>

OFFICE OF PROBATION
ADDRESS VERIFIED

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

June 5, 2015

JUN 05 2015

Frank E. Goseco
Law Ofc Frank E Goseco
777 N Bellflower Blvd Apt 108
Long Beach, CA 90815

BY: IC

Courtesy emails: gosecolaw@gmail.com
fegoseco@hotmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

According to Office of Probation records, you have not filed a compliant Rule 9.20 affidavit. This is to remind you that your declaration was due by **May 28, 2015**.

If you do not timely file a compliant 9.20 affidavit with the State Bar Court, you may be referred to the Office of the Chief Trial Counsel which could result in the imposition of additional discipline and attendant costs.

If you decide to file a 9.20 affidavit now, do **NOT** submit the original affidavit to the Office of Probation; the affidavit must be filed with the State Bar Court. You may wish to verify your filing via personal delivery or tracked delivery to the State Bar Court, review of the Court docket on the State Bar of California's website, or by obtaining a conformed copy from the State Bar Court.

If you send your original affidavit to the Office of Probation, it will **NOT** be filed on your behalf. Even after you file your 9.20 affidavit with the State Bar Court, your "filed" affidavit will not be considered compliant until it is approved by the Office of Probation.

If you have any questions regarding this matter, please contact me at (213) 765-1407.

Sincerely,


Ivy Cheung
Probation Deputy

/ic

00134



THE STATE BAR
OF CALIFORNIA

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

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June 5, 2015

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If you send your original affidavit to the Office of Probation, it will NOT be filed on your behalf. Even after you file your 9.20 affidavit with the State Bar Court, your "filed" affidavit will not be considered compliant until it is approved by the Office of Probation.

If you have any questions regarding this matter, please contact me at (213) 765-1407.

Sincerely,


Ivy Cheung
Probation Deputy

/ic

00136

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Friday, July 10, 2015 5:45 PM
To: Cheung, Ivy
Subject: Frank Goseco
Attachments: sbprt_cheung.pdf

Dear Ms. Cheung,

Attached is everything I could compile for the first quarterly report. Some of these items were previously transmitted through my attorney to the State Bar. I believe he has been in contact with the Office of Trial Counsel.

We are meeting on the 14th at 2 pm and I will bring any additional documents if they become available to me by that time. Thank you.

Frank

Frank E. Goseco

CONFIDENTIALITY NOTICE: This communication and any documents, files or previous e-mail messages attached to it, constitute an electronic communication within the scope of the Electronic Communication Privacy Act, 18 USCA 2510. This communication may contain non-public, confidential, or legally privileged information intended for the sole use of the designated recipient(s). The unlawful interception, use or disclosure of such information is strictly prohibited under 18 USCA 2511 and any applicable laws. If you are not the intended recipient, or have received this communication in error, please notify the sender immediately by reply email at fegoseco@hotmail.com or by telephone at (949) 923-5115 and delete all copies of this communication, including attachments, without reading them or saving them to disk. Thank you.

Ms. Ivy Cheung, Probation Deputy
The State Bar of California
845 South Figueroa Street
Los Angeles, California 90017-2515

July 10, 2015

NOT COMPLIANT

In re: Frank E. Goseco 14-C-02707, et al, (S223448)
1st Quarterly report

JUL 10 2015

Dear Ms. Cheung:

Not timely Reporting Period Unclear
 Compliance Unclear Incorrectly dated
 Other

I've recently received your letter and enclosures dated June 5, 2015. As you may know, I was in a residential recovery program for 8 months. I graduated from the program on April 8, 2015. The program I was in was a full time residential program with no access to cell phone, e-mails, regular mail or the internet (I've enclosed a copy of my completion certificate). In light of the deadlines referenced in your correspondence I will be asking my attorney to request a short extension of time to comply with a majority of the items. However, I have been complying with several of the items through communications with my attorney, Chris Barsness. As Mr. Barsness was in direct communication with the State Bar I had incorrectly thought that all communications were to go through him.

Since leaving the residential program I have been residing in a sober living in Costa Mesa, California (enclosed is a copy of the rental agreement with address);

I have obtained a full medical physical (a copy of the report is enclosed);

I have enrolled in a SB-38 program (copy enclosed);

I have maintained a regular schedule of AA meetings of not less than 1/week, which is also a requirement of my SB-38 program (a copy of my latest meeting card is enclosed);

I have completed the matters stipulated in my underlying criminal matter. Judge Anderson has also corrected several matters nunc pro tunc and has therefore dismissed any probation violations (enclosed is the latest minute order);

I also have the same AA sponsor that I first met during my stay in the residential program (approximately September 2014). We maintain regular contact and I've worked the AA steps with him. His name is Whitaker Rehm, 6331 Chapman Ave., Garden Grove, VA 92845, 714-222-5258, e-mail Lacdey@yahoo.com. He has 20+ years sobriety (he would be happy to speak with you);

I have maintained complete sobriety since June 24, 2014.

Because I have had difficulty with getting my mail I have arranged to receive mail at;

C/o JD Consulting
B1 Surfside #227
Surfside CA 90743

I've also got my e-mail at fgoseco@hotmail.com working again and I no longer use gosecolaw@gmail.com. My phone number is 949-923-5115. Thank you.



Frank E. Goseco

00139

The Salvation Army Adult Rehabilitation Center NOT COMPLIANT

Hereby recognizes
Successful Completion of the
Six Month Rehabilitation Program

JUL 10 2015

Not timely
 Compliance Unclear
 Other

Reporting Period Unclear
 Incorrectly dated
Office of Probation

With this



Certificate of Completion

For

Frank Goseco

"For I know the plans I have for you," declares the Lord,
"Plans to prosper you and not to harm you. Plans to give
you hope and a future

Jeremiah 29:11


Administration

Linda Guanoate, MFI
Program

Anaheim

Location

April 8th, 2015

Date

TIME 2 CARE LLC
Self-improvement transition house
2260 Federal Ave, Costa Mesa. Ca 92627 Tel: 949 350-0488

Name Frank Goseco Phone: 949-923-5115 DVL: N6289805

Emergency contact #: 949-994-4590 Phone #: Marlys Goseco

The undersigned resident, hereby agrees with owners and managements for Self-improvement transition environment, located at the above address. Please note that we are neither RCFE nor REI nor a Drug and Alcohol rehab residential care facility. We are strictly a transitional living home.

1. **Payment policy:** Resident will pay discounted rent of \$640 per month if the rent is paid in full, or pay \$160 each week regardless of how many weeks in the month.

Rent is due on each Friday by 9 pm, or on the 1st of each month. (Late payments fee of \$5 for each day will apply).

In consideration of getting admitted to 2260 Federal Ave. transitional living residence in accordance with the terms and condition of this agreement.

2. **House Rules:** resident represents and warrants that he or she has read and understands the resident rules. Residents agree to leave the above resident when asked to leave with or without a cause.

3. **Assumption and Release of Liability:** Residents agrees to be fully responsible for and to assume all risks associated with residence at above address. Furthermore, additional consideration for employees, agents, successors, assigns from all demands, liabilities, claims, cost and expenses, which include, without limitation, those relating to personal injuries, death, or property damage to or loss of personal property.

Notwithstanding, section 1542 of California Civil Code. The foregoing release extends to all damages, losses, death and injuries whether know of you or unknown.

I agree under oath by signing this documents not to hold the owners or tenants liable for any accidents, death or for any reasons what so ever.

4. **Miscellaneous:** this agreement constitutes the complete and exclusive statement of its terms and may not be contradicted by evidence of any prior agreement or any contemporaneous oral agreement. This agreement, addendums or attachments can only be modified or amended in a written agreement by management without you're signature. A three-day notice for you to sign a new agreement may occur if management decides that a new agreement, addendum or attachment must be given to you. In any action or processing arising out of this agreement, prevailing party shall be entitled to recovery attorney fees resident hereby certifies that he or she has carefully read and understands this agreement, including the assumption and release of Liability.

Name: Frank Goseco Signature: [Signature] Date: 7/23/15

Regional Manager _____ Signature _____ Date _____



CLINICA MEDICA FAMILIAR de Santa Ana

To Whom it may Concern :

On May 9, 2015 and then in a follow up on May 15, 2015 this office examined Frank E. Goseco. The examinations included complete urine and blood sample / test as well as a physical examination and test reading. The results were reviewed with the patient.

The patient had recently completed a 8 month residential alcohol and drug rehabilitation program with the Salvation Army in Anaheim, California. The Patient's response to the rehabilitation program has been positive and the blood and urine samples confirm abstinence from alcohol and drug use. The patient states he has been sober since Jun 24, 2014.

Based upon the patient's history, we can confirm that inactive Enrollment from the State Bar was necessitated from a diagnosis of alcohol use which made the patient unable to practice law without substantial threat of harm to the interest of his clients or the public in 2014. However, due to the patient's successful 8 month residential treatment program and his recent test results indicate a positive prognosis for his continued recovery.

LYNDA LOPEZ-FREYRE, NP
NP LICENSE # 11903
RN LICENSE # 504573

NOT COMPLIANT

JUL 10 2015

Not timely Reporting Period Unclear
 Compliance Unclear Incorrectly dated
 Other: vsd approved LASATA med center
Office of Probation



PROOF OF ENROLLMENT CERTIFICATE

DL 107

NAME (LAST, FIRST, MIDDLE, SUFFIX) GOSEGG, FRANK EDWARD		BIRTHDATE 01/01/1960	DRIVER LICENSE NUMBER N6289805
ADDRESS (STREET) 9 CARMESI		(CITY) RANCHO SANTA MARGARIT	(STATE) (ZIP CODE) CA 92688
1ST OFFENDER PROGRAM _____ MONTHS Participant MAY be eligible for departmental restrictions. By submitting this form to DMV, the Participant is applying for the restrictions to drive to and from treatment program; to and from employment; and during course of employment. Admin Per Se restrictions may begin after a mandatory 30 day suspension ends.		2ND OFFENDER PROGRAM (\$23182 VC ONLY) <input checked="" type="checkbox"/> 18 MONTHS <input type="checkbox"/> 30 MONTHS	
DATE OF ENROLLMENT OR RE-ENROLLMENT 05/19/2015	VIOLATION DATE 11/19/2013	COURT CODE 30460	DOCKET NUMBER 13HM08795
PROGRAM NAME Gold Coast Counseling Center, Inc.		ADP LICENSE NUMBER 3000201020	
PROGRAM ADDRESS (STREET) 2950 Airway Avenue, Suite B3		(CITY) Costa Mesa	(STATE) (ZIP CODE) CA 92626
I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.			
DATE 05/19/2015	PARTICIPANT'S SIGNATURE X	DL 804 ON FILE	TELEPHONE NUMBER (949) 923-5115
	AUTHORIZED PROGRAM REPRESENTATIVE'S PRINTED NAME Brad Milley	AUTHORIZED PROGRAM REPRESENTATIVE'S SIGNATURE X	TELEPHONE NUMBER (714) 641-0532

INSTRUCTIONS TO PROVIDER: Print the appropriate number of copies, apply the signatures (program representative and participant), retain a copy, and distribute to participant and court.

NOTE: Before a restriction is processed, Proof of Financial Responsibility and release fee payment must be received.

This Proof of Enrollment Certificate is a facsimile of electronically transmitted information. Any copy printed for court, participant or record keeping is not valid for DMV purposes.

DL 107 (REV. 9/20/2005) WWW

UNIQUE ID#: 300020102005192015144254GOLDCOASTBRAD@EARTHLINK.NETN6289805DL107

00143



SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE
MINUTES

Case : 13HM09795 M A

Name : Goseco, Frank Edward

Date of Action	Seq Nbr	Code	Text
06/24/15	1	HHELD	Hearing held on 06/24/2015 at 08:30:00 AM in Department H4 for Hearing Progress Review.
	2	OFJUD	Judicial Officer: Matthew S. Anderson, Judge
	3	OFJA	Clerk: L. Trotter
	4	OFBAL	Bailiff: G. F. Cisneros
	5	OFREP	Court Reporter: None
	6	APDAW	District Attorney waives appearance.
	7	APDWRA	Defendant present in Court with counsel Kelly, Ginger, Retained Attorney.
	8	TEXT	Court orders minutes of 8/1/14 and 9/10/14 Nun Pro Tunc to vacate probation violation.
	9	FXHRES	Hearing result heard 8/1/2014 08:30:00 in H4 entered in error.
	10	FXHRES	Hearing result heard 9/10/2014 08:30:01 in H4 entered in error.
	11	PBTOR	All terms and conditions of probation are to remain the same.
	12	NUNCPT	Nunc Pro Tunc entry(s) made on this date for 08/01/2014.
	13	NUNCPT	Nunc Pro Tunc entry(s) made on this date for 09/10/2014.

Cheung, Ivy

From: Microsoft Outlook
To: fegoseco@hotmail.com
Sent: Tuesday, July 14, 2015 4:07 PM
Subject: Relayed: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

fegoseco@hotmail.com (fegoseco@hotmail.com) <mailto:fegoseco@hotmail.com>

Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Cheung, Ivy

From: Cheung, Ivy
Sent: Tuesday, July 14, 2015 4:07 PM
To: fegoseco@hotmail.com
Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)
Attachments: SKM_C554e15071415490.pdf

Mr. Goseco,

Please find attached a copy of the Office of Probation's required meeting record held today in person at the State Bar in Los Angeles. Further, I have attached enrollment information for FirstLab, the Office of Probation's Lab Test Information Sheet, and a copy of a Mental Health Report for your future use.

Sincerely,

--
Ivy Cheung | Probation Deputy
Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
213.765.1407 | Ivy.Cheung@calbar.ca.gov

This message may contain confidential information that may also be privileged. Unless you are the intended recipient or are authorized to receive information for the intended recipient, you may not use, copy, or disclose the message in whole or in part. If you have received this message in error, please advise the sender by reply e-mail and delete all copies of the message. Thank you.

REQUIRED PROBATION MEETING RECORD

Case Name: Frank E. Goseco Req Mtg Request Due Date: 5/18/15

Case Number: 14-C-02707, etal. (S23448) Req Mtg Requested On: 7/10/15

Bar Number: 132732 Meeting Date: 7/14/15

- In Person Meeting (State Bar Offices - LA) Telephonic Meeting
- Verified Respondent received reminder letter & supporting documents
- Discussed conditions of probation / reprobation / ALD / ADP agreement (please circle one)
- Discussed reporting schedule & requirements
- Notified Respondent that compliance documents must be received by the Office of Probation on or before the due date. NOT signed or postmarked on the due date.
- Reminded Respondent that the MPRE is offered three times each year, but not all Respondents will have three chances to take the MPRE by their particular deadline; that they must have the results reported to California; provide copy of test results to the Office of Probation (this is the only sufficient form of proof); and that (in Probation matters) Respondent will be automatically suspended if MPRE is not passed by the due date until proof of passage is provided.

Verified Respondent's current mailing address & telephone number

Same as SB Membership Records address & telephone number

New / Alternate (please circle one) address or telephone number:

BI Surfside #227

Surfside CA 90743

gosecolaw@gmail.com - no longer use

(949) 923-5115

fgoseco@hotmail.com

If condition involves a third party, e.g. restitution owed, ask Respondent to include with first Quarterly Report any identifying/contact info (e.g., full name, CDL, SSN, age, last known work/home tel./address, etc.):

If condition involves drug lab testing, remind Respondent that he will be contacted for random lab testing even if represented by counsel. (The condition is non-delegatable)

Advised Respondent that filing a motion with the State Bar Court prior to the due date should be considered if unable to meet any conditions by the deadline. Copy of the motion should be served on the Office of Probation.

Notified Respondent that a non-compliance referral will be made if conditions are not met by deadlines.

Instructed Respondent to contact the Office of Probation if any questions or concerns arise regarding Respondent's disciplinary orders and compliance thereof.

Comments: PD to send R First Lab info. PD send R sample copy of mental health report.

BY:

[Signature]

Probation Deputy

BY:

[Signature]
Respondent (signature & acknowledgment of in-person meeting)

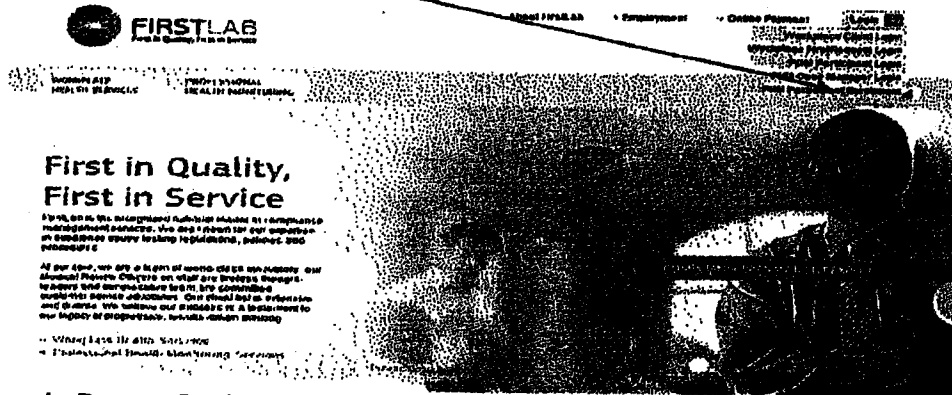


Enrollment Instructions for The State Bar of California and FirstLab's Professional Health Monitoring Testing Program

If you would like to participate in the State Bar of California and FirstLab's Professional Health Monitoring ("PHM") Testing Program, please follow the instructions outlined below to ensure timely enrollment and compliance.

ONLINE ENROLLMENT INSTRUCTIONS:

1. Go to www.firstlab.com.
 - Note: Please do not use a mobile phone device, a desktop or laptop should be used for enrollment as you will need to read and print the Agreement.
2. Click on the "login" drop down.
3. Then click on "PHM Participant Enrollment"



4. Enter the Program Login and Password:
Login ID: CABAR
Password: enroll
5. Fill in the required fields indicated with an * which includes your SSN and credit/debit card account information. Read and electronically sign the Agreement. Then click "Submit".
6. Print and read the enrollment packet in its entirety.
7. You do not need to return any paperwork when enrolling online unless you are using another party's credit/debit card for payment.

-OR-

PAPER ENROLLMENT INSTRUCTIONS:

1. Call FirstLab at toll-free number (800) 732-3784, extension 6005. The hours are as follows:
West Coast office hours: Monday through Friday - 8 AM to 5:00 PM (PST)
East Coast office hours: Monday through Friday - 8 AM to 5:30 PM (EST)
2. You will need to identify yourself to the receptionist as a New Participant from the State Bar of California.
3. The PHM Account Representative will ask you for your Name, Address, Phone, E-mail and SSN.
4. An Enrollment packet with the Application and Agreement will be mailed or e-mailed to you.
5. The original *Application and Payment Form* and *signed Agreement* must be promptly faxed to (215) 396-5613 or e-mail at tsilveira@firstlab.com.

FirstLab **MUST** have your Application, Payment Form and Agreement on file **before** you can start testing with this program.

Office of Probation Lab Test Information Sheet

Orders vary regarding their lab testing requirements, but many orders require similar conditions. Read your requirements closely, and **immediately** contact your Probation Deputy with any questions.

1. You may be required to abstain from the use of any alcoholic beverages, and not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription. You may be required to furnish blood and/or urine samples to a laboratory to show that you have abstained.
2. You may be required to select a licensed medical laboratory for approval by the Office of Probation for your lab tests. The Office of Probation will determine whether the laboratory you selected is appropriately licensed by the state and federal authorities. The Office of Probation generally approves a laboratory if (1) it offers a ten-panel drug test¹; (2) it offers an Ethyl Glucuronide ("EtG") test; and (3) it performs its tests pursuant to Department of Transportation ("DOT") guidelines. Your first choice may not be approved, so make sure to submit at least one laboratory in plenty of time before you must begin testing.
3. You may be required to have the laboratory provide a screening report to the Office of Probation on or before the tenth (10th) day of each month which contains an analysis of your blood and/or urine obtained not more than ten days previously. If so, you must coordinate with your lab and determine how quickly it will send its reports. Generally, a lab test must be done the first few days of the month so that the lab can provide the screening report to the Office of Probation before the tenth of that month. The lab must e-mail or fax the screening report directly to the Office of Probation. You may want to request the lab to send you copies of your reports.
4. If you test positive for a substance for which you have a valid prescription, you must cause the physician who gave you the valid prescription to send an original letter to the Office of Probation stating (1) the drug prescribed; (2) the amount/dosage prescribed; (3) the number in the prescription, e.g. 60 tabs; (4) the dosing instructions, e.g. one tab daily; (5) the date the prescription was given to you; and (6) the date the prescription is anticipated to end. Additionally you must contact the laboratory's Medical Review Officer ("MRO") to determine whether your positive test was the result of taking any specific medication(s). You are to request the MRO send written notification of its findings to the Office of Probation. If the drug prescribed is not deemed to have caused the positive test results, or if you fail to cause your doctor or MRO to send the letter/notice to the Office of Probation, you may be referred for non-compliance.
5. The Office of Probation will **NOT** accept test results for breath, hair, saliva, or sweat unless your condition clearly and unequivocally states that such tests are acceptable.
6. The Office of Probation will **NOT** accept test results for ethanol (in lieu of EtG) unless your condition clearly and unequivocally states that such a test is acceptable.
7. If your report shows your specimen is dilute, you may have to get re-tested immediately at your own expense. The Office of Probation will **NOT** accept/file diluted test results; unless you request the MRO to send something in writing to the Office of Probation stating that the test is ok.
8. All screening reports **MUST** list all of the items you were tested for with each of the individual results. The Office of Probation will **NOT** accept an overall synopsis, e.g. "negative", with no breakdown.
8. If you are going to travel, have court obligations, be hospitalized, etc., **plan ahead**. If you think you will be able to lab test in a different location from what has been approved, submit that laboratory selection in plenty of time for the Office of Probation to research it before you need to be tested. If you think that you will not be able to be tested during the correct time period, you must file a motion AND OBTAIN AN ORDER permitting an amendment to your conditions BEFORE you unilaterally "change" (violate) your condition. The Office of Probation has no authority to modify your conditions.
9. If you are required to maintain with the Office of Probation a current telephone number at which you can be reached for testing, you may wish to leave more than one telephone number. If you are out of cell service, have a full voice mail box, etc., you may be referred for non-compliance.

If your screening report does **NOT** conform to the Office of Probation's requirements, it will **NOT** be filed. Like any other condition, if you fail to timely comply with each requirement, you may be referred for non-compliance. A referral can result in the imposition of discipline, with attendant costs.

¹ A ten-panel test generally tests for: (1) Amphetamines; (2) Methamphetamines; (3) Barbiturates; (4) Benzodiazepines; (5) Cocaine Metabolite; (6) Opiates; (7) Oxycodone; (8) Marijuana; (9) Methadone; and (10) Propoxyphene.

<p>IN THE MATTER OF Frank E. Goseco</p> <p>CASE NO(s): 14-C-02707, et al. (S223448)</p> <p>Probation</p>	<p><i>(For Office of Probation Use Only)</i></p>
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MENTAL HEALTH REPORT

For each report, mark the box for the correct reporting period and write in the correct year.

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: **January 10, _____** **April 10, _____** **July 10, _____** **October 10, _____**
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

I am licensed as a:

 ASAM certified medical doctor

in the state of _____ and I am in good standing. My license number is _____.

During the preceding quarter or applicable portion thereof, I certify that respondent has fully complied with all treatment recommendations as prescribed and has obtained mental help/treatment on the following dates:

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: _____
(date you sign this report)

Signature: _____
(signature is required)

ASAM Certified Medical Doctor Contact Information:

Name: _____

Address: _____

Phone Number: _____

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Saturday, October 10, 2015 8:55 PM
To: Cheung, Ivy
Subject: Quarterly report
Attachments: 10.qtr.rpt.pdf

Attached is my October report. I'm still living in Sober living and attending my SB38 classes as required. Thank you

Frank

Frank E. Goseco

CONFIDENTIALITY NOTICE: This communication and any documents, files or previous e-mail messages attached to it, constitute an electronic communication within the scope of the Electronic Communication Privacy Act, 18 USCA 2510. This communication may contain non-public, confidential, or legally privileged information intended for the sole use of the designated recipient(s). The unlawful interception, use or disclosure of such information is strictly prohibited under 18 USCA 2511 and any applicable laws. If you are not the intended recipient, or have received this communication in error, please notify the sender immediately by reply email at fegoseco@hotmail.com or by telephone at (949) 923-5115 and delete all copies of this communication, including attachments, without reading them or saving them to disk. Thank you.

<p>IN THE MATTER OF Frank E. Goseco</p> <p>CASE NO(s): 14-C-02707, et al. (S223448)</p> <p>Probation</p>	<p style="text-align: center;">COMPLIANT <i>(For Office of Probation Use Only)</i></p> <p style="text-align: right;">OCT 10 2015 <i>sc</i></p> <p style="text-align: center;">Office of Probation</p>
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QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: January 10, 20__ April 10, 20__ July 10, 20__ **October 10, 2015**
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

- Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

- My current home address and telephone number is: 9 Carmesi, Rancho Santa Margarita, CA 92688
(949) 923-5115
- Other current address(es) and telephone number(s) I can be reached at are: 2260 Federal Ave, Costa Mesa 92627

Suspension

- I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

- During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

- During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on 12/10/15.
- I have completed the State Bar Ethics School course given on _____.
A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

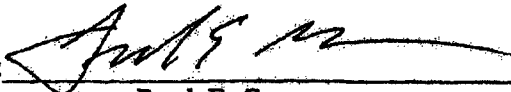
- will have to register for 2016 schedule - march*
I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

Mental Health Report

- I have complied with all treatment conditions proposed by my ~~approved ASAM certified~~ *medical doctor. please see declaration*.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 10/10/2015
(Actual date of signature)

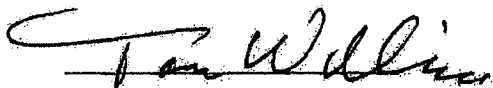
Signature: 
Frank E. Goseco

DECLARATION OF TOM WILLIAMS

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1. I, Tom Williams, declare as follows:
2. I am the Executive Vice-President of Meridian Energy Group, Inc. located in Irvine, California. All of the facts set forth herein are of my own personal knowledge and if called upon to testify thereto, I could and would competently do so.
3. Meridian Energy group started operations in May of this year. Mr. Goseco has become an employee of the Company.
4. At this time we cannot yet offer Health Benefits to any employee. However, as soon as such benefits are obtained they will be available to Mr. Goseco.
5. We anticipate these benefits to be available within the next 30 to 60 days.

I declare under penalty of perjury, under the laws of the State of California that the foregoing is true and correct. Executed this 9th day of October, 2015 at Irvine, California.



Tom Williams (949) 600-6483



THE STATE BAR OF CALIFORNIA

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

Ivy Cheung: (213) 765-1407

http://www.calbar.ca.gov

AUTHORIZATION TO OBTAIN AND DISCLOSE MEDICAL INFORMATION

I authorize any physician, medical professional, hospital, clinic, the State Bar's Lawyer Assistance Program, or other medical care or medically-related facility having medical record information available as to medical history diagnosis, treatment, prognosis or evaluation with respect to any physical or mental condition and/or treatment of me and other personal or privileged information, to give any or all such information to the State Bar of California, its employees, agents, consultants and/or legal representatives.

I hereby authorize the State Bar's acquisition, use, and/or disclosure of this information only in connection with any of the following, and not for any other purpose: (1) the State Bar's Lawyer Assistance Program or State Bar Court's Program for Respondents with Substance Abuse and/or Mental Health Issues; (2) proceedings in connection with the admission, discipline, resignation or reinstatement of an attorney, the involuntary enrollment of an attorney as an inactive member, probation revocation proceedings, the incapacity of an attorney to attend to his or her practice, and/or the waiver of the attorney's membership fees, (3) a request for waiver of confidentiality of records pursuant to rules 2301 and 2302, Rules of Procedure of the State Bar of California.

Any information obtained will not be released by the State Bar of California to any person or organization except pursuant to paragraph two above, or as may be required by law.

I agree that this authorization shall be valid from the date of its execution until the conclusion of the probationary term or at the conclusion of any proceeding relating to the probation.

I understand that upon request, I have the right to receive a copy of this authorization.

A photographic copy of this authorization shall be valid as the original.

[Handwritten Signature]
SIGNATURE

Frank E. Goseco
PLEASE TYPE OR PRINT NAME

9/28/15
DATE

NOT COMPLIANT

OCT 10 2015

- Not timely
Reporting Period Unclear
Compliance Unclear
Incorrectly dated
Other

Revised 01/09/14

Office of Probation

00159

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-02707(S 223448)

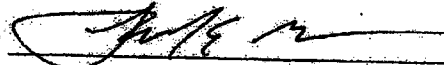
DATE	TIME	MEETING NAME	MEETING SECRETARY ADDRESS	MEETING CITY STATE CODE	MEETING TELEPHONE #	SIGNATURE OF MEETING SEC OR OTHER REP.

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Brad 2950 Airway Ave, Suite B3, Costa Mesa CA 92626
(714) 641-0532

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Whitaker Rehm, 6331 Chapman Ave., Garden Grove CA 92845
714-222-5258, kacdey@yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: 

DATE: 9/28/15

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

00160

Gold Coast Counseling Center, Inc.
 (714) 641-0532 Frank G.

Name:

Date	Meeting	Signature
5/23/15	Early Risers	Jane [unclear]
5/30/15	Late Risers	[unclear]
June 5, 2015	Big Book	W. Rehm
June 19, 2015	Dry Book	W. Rehm
1-2-2015	Food AA	W. Rehm
7-9-2015	Food AA	W. Rehm
July 24, 2015	Big Book	W. Rehm
July 31	MARINERS CH. AA	J.M.
Aug. 9, 2015	HIS CHURCH H.B.	J.M.
8/19/15	Big Book	W. Rehm
8/22/2015	A.A.	W. Rehm
SEPT 3	AA	W. Rehm
9/11/15	M.P. AA	W. Rehm
Sept. 17	Sgt. Army	Carric C.

NOT COMPLIANT

OCT 10 2015 ^{IC}

- Not timely
- Reporting Period Unclear
- Compliance Unclear
- Incorrectly dated
- Other

Office of Probation

ME: Frank Goseco

Gold Coast Counseling Center, Inc. (714) 641-0532

Wed 3pm
FACE-TO-FACE NEXT APPT.

Mon 6-8pm
Alcohol Education Class

Wed 1-8pm
GROUP ATTENDANCE

5/27/15	<input type="checkbox"/>	DATE
6/10/15	<input type="checkbox"/>	DATE
6/24/15	<input type="checkbox"/>	DATE
7/8/15	<input type="checkbox"/>	DATE
7/22/15	<input type="checkbox"/>	DATE
8/5/15	<input type="checkbox"/>	DATE
8/19/15	<input type="checkbox"/>	DATE
9/2/15	<input type="checkbox"/>	DATE
9/16/15	<input type="checkbox"/>	DATE
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7/6	<input type="checkbox"/>	DATE
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6/20/15	<input type="checkbox"/>	DATE	<input type="checkbox"/>	DATE
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6/27/15	<input type="checkbox"/>	DATE	<input type="checkbox"/>	DATE
7/11/15	<input type="checkbox"/>	DATE	<input type="checkbox"/>	DATE
7/18/15	<input type="checkbox"/>	DATE	<input type="checkbox"/>	DATE
7/25/15	<input type="checkbox"/>	DATE	<input type="checkbox"/>	DATE
8/1/15	<input type="checkbox"/>	DATE	<input type="checkbox"/>	DATE
8/8/15	<input type="checkbox"/>	DATE	<input type="checkbox"/>	DATE
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Cheung, Ivy

From: Microsoft Outlook
To: gosecolaw@gmail.com
Sent: Friday, November 06, 2015 4:00 PM
Subject: Relayed: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

gosecolaw@gmail.com (gosecolaw@gmail.com) <<mailto:gosecolaw@gmail.com>>

Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Cheung, Ivy

From: Cheung, Ivy
Sent: Friday, November 06, 2015 4:00 PM
To: gosecolaw@gmail.com
Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)
Attachments: SLACOPIER3215110617000.pdf

Mr. Goseco,

Please find attached a courtesy copy of your non-compliance letter, also mailed to your State Bar Membership Records address and other courtesy addresses.

Sincerely,

--
Ivy Cheung | Probation Deputy
Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
213.765.1407 | Ivy.Cheung@calbar.ca.gov

This message may contain confidential information that may also be privileged. Unless you are the intended recipient or are authorized to receive information for the intended recipient, you may not use, copy, or disclose the message in whole or in part. If you have received this message in error, please advise the sender by reply e-mail and delete all copies of the message. Thank you.



THE STATE BAR
OF CALIFORNIA

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION
ADDRESS VERIFIED

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000
FAX: (213) 765-1439
<http://www.calbar.ca.gov>

Ivy Cheung: (213) 765-1407
Ivy.Cheung@calbar.ca.gov

November 6, 2015

NOV 06 2015

Frank E. Goseco
B1 Surfside # 227
Surfside, CA 90743

BY: IC

Courtesy email via gosecolaw@gmail.com

Courtesy addresses:

Frank E. Goseco
9 Carmesi
Rancho Santa Margarita, CA 92688

Frank E. Goseco
2260 Federal Ave.
Costa Mesa, CA 92627

In re: 14-C-027707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

As you are aware, you were ordered to comply with terms and conditions of your probation imposed by the Supreme Court, which became effective April 18, 2015.

The following chart summarizes your non-compliance with the conditions of your probation to date:

Condition	Due Date	Completion Date	Comments
Schedule Reqd. Mtg.	May 18, 2015	July 10, 2015	Late
Hold Reqd. Mtg.	As Scheduled	July 14, 2015	
MEDICAL WAIVER	Requested by May 18, 2015	October 10, 2015	Late
Provide the Office of Probation the name of AA sponsor	April 28, 2015	July 10, 2015	Late

Condition	Due Date	Completion Date	Comments
AA Meetings Attendance Reports	Attend at least four (4) AA meetings per month ¹ ; attendance reports due monthly: May 10, 2015 June 10, 2015 July 10, 2015 August 10, 2015 September 10, 2015 October 10, 2015	 October 10, 2015 October 10, 2015 October 10, 2015 October 10, 2015 October 10, 2015	 Did not file Late; only attended two (2) meetings in May 2015 Late Late Late; only attended three (3) meetings in August 2015 Late; only attended three (3) meetings in September 2015
QTRLY REPORTS	July 10, 2015		Did not file
UCPM REPORTS	July 10, 2015 October 10, 2015		Did not file You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the documents(s) effectuating said change
Written Notice to the Office of Probation of completion, termination or withdrawal from the Salvation Army out-patient treatment program	Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 15, 2015	July 10, 2015	Late; you reported that you completed the Salvation Army out-patient treatment program on April 8, 2015

¹ Without additional information and/or documentation, your "Face-To-Face," "Alcohol Education Class," and "Group Attendance" through Gold Coast Counseling Center do not satisfy your requirement to attend at least four (4) AA meetings per month.

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order. ²
Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.
Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.

² The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of the discipline order. Request for extension of time or modification of the terms and conditions of the discipline order must be filed with the State Bar Court Hearing Department or Review Department. See, Rules of Procedure of the State Bar of California, rules 5.162 and 5.300, et seq. A copy of any such motion must be served upon the Office of Probation.

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing R signed within fifteen (15) calendar days	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.
Undergo an Evaluation with your approved ASAM certified medical doctor	Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 23, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.
Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report	Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—June 7, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.

Condition	Due Date	Completion Date	Comments
Report compliance with approved ASAM certified medical doctor treatment conditions reports	Quarterly, beginning the period of treatment		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.
Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports	By every January 10, April 10, July 10, and October 10 beginning the period of treatment and throughout the period of your discipline		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.

You are not in compliance with the terms and conditions of your probation, and you face a non-compliance referral which may result in the imposition of additional discipline and attendant costs (see attached). Even if you contact the Office of Probation, a referral may still be prepared. The Office of Probation will not send any further reminder letters regarding the aforementioned non-compliance or any future compliance due dates or lack of receipt of compliance documentation.

Please be reminded that LATE completion, submission, or filing of proof/documents, does not mean you are in compliance. You will never be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your probation.

If for any reason, you cannot *timely* comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, *you must* file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

Please note that even if you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at (213) 765-1407.

Sincerely,


Ivy Cheung
Probation Deputy

/ic

Enclosure(s)

00170

Discipline Costs - 2015

Effective January 1, 2015.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2015, the adjustment is an increase of 2.47%.

For matters filed on or after January 1, 2015, the costs assessed are as follows:

Original Proceedings (Stage at which the matter settles)	Cost Assessment
Matters that go in Default	\$4,451
Matters that Settle Prior to Filing of a Notice of Disciplinary Charges	\$3,066
Matters that Settle during first 120 days of proceeding	\$3,584
Matters that Settle before Pretrial Statement is filed	\$5,680
Matters that Settle before trial but after Pretrial Statement is filed	\$7,431
Matters that proceed to a One-day trial	\$7,431
Matters that proceed to a Multi-day trial	\$16,758
Matters that proceed to the Review Department	\$20,499

Conviction Referrals (Stage at which the matter settles)	Cost Assessment
Matters that go into Default	\$3,003
Matters that Settle during the first 120 days of proceeding	\$2,507
Matters that Settle before Pretrial Statement is filed	\$5,378
Matters that Settle before trial but after Pretrial Statement is filed	\$7,059
Matters that proceed to a One-day trial	\$7,059
Matters that proceed into a Multi-day trial	\$12,854
Matters that proceed to the Review Department	\$18,375

Other Matters	Cost Assessment
Probation Revocation Proceedings	\$2,401
Rule 9.20 Proceedings	\$2,549

Additional Costs (as appropriate)	Cost Assessment
Each investigation matter over one	\$978
Each resignation	\$137
Consolidation cost equal to the minimum cost for the consolidated case type	
Transcript costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU2010000100000I.

00173



THE STATE BAR OF CALIFORNIA
OFFICE OF PROBATION
845 S. Figueroa Street
Los Angeles, CA 90017-2515

PERSONAL & CONFIDENTIAL

RECEIVED

NOV 16 2015

OFFICE OF PROBATION
LOS ANGELES

Frank E. Goseco
B1Surfside # 227
Surfside, CA 90743



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FIRST-CLASS MAIL

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US POSTAGE \$000.70⁵



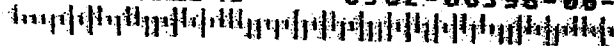
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RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

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90743 9999

BC: 90017251545 *0562-06398-06-44





**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

**OFFICE OF PROBATION
ADDRESS VERIFIED**

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

<http://www.calbar.ca.gov>

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

November 6, 2015

NOV 06 2015

Frank E. Goseco
B1 Surfside # 227
Surfside, CA 90743

BY: IC

Courtesy email via gosecolaw@gmail.com

Courtesy addresses:

Frank E. Goseco
9 Carmesi
Rancho Santa Margarita, CA 92688

Frank E. Goseco
2260 Federal Ave.
Costa Mesa, CA 92627

In re: 14-C-027707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

As you are aware, you were ordered to comply with terms and conditions of your probation imposed by the Supreme Court, which became effective April 18, 2015.

The following chart summarizes your non-compliance with the conditions of your probation to date:

Condition	Due Date	Completion Date	Comments
Schedule Req'd. Mtg.	May 18, 2015	July 10, 2015	Late
Hold Req'd. Mtg.	As Scheduled	July 14, 2015	
MEDICAL WAIVER	Requested by May 18, 2015	October 10, 2015	Late
Provide the Office of Probation the name of AA sponsor	April 28, 2015	July 10, 2015	Late

Condition	Due Date	Completion Date	Comments
AA Meetings Attendance Reports	Attend at least four (4) AA meetings per month ¹ ; attendance reports due monthly: May 10, 2015 June 10, 2015 July 10, 2015 August 10, 2015 September 10, 2015 October 10, 2015	October 10, 2015 October 10, 2015 October 10, 2015 October 10, 2015 October 10, 2015	Did not file Late; only attended two (2) meetings in May 2015 Late Late Late; only attended three (3) meetings in August 2015 Late; only attended three (3) meetings in September 2015
QTRLY REPORTS	July 10, 2015		Did not file
UCPM REPORTS	July 10, 2015 October 10, 2015		Did not file You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the documents(s) effectuating said change
Written Notice to the Office of Probation of completion, termination or withdrawal from the Salvation Army out-patient treatment program	Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 15, 2015	July 10, 2015	Late; you reported that you completed the Salvation Army out-patient treatment program on April 8, 2015

¹ Without additional information and/or documentation, your "Face-To-Face," "Alcohol Education Class," and "Group Attendance" through Gold Coast Counseling Center do not satisfy your requirement to attend at least four (4) AA meetings per month.

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order. ²
Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.
Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.

² The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of the discipline order. Request for extension of time or modification of the terms and conditions of the discipline order must be filed with the State Bar Court Hearing Department or Review Department. See, Rules of Procedure of the State Bar of California, rules 5.162 and 5.300, et seq. A copy of any such motion must be served upon the Office of Probation.

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing R signed within fifteen (15) calendar days	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.
Undergo an Evaluation with your approved ASAM certified medical doctor	Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 23, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.
Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report	Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—June 7, 2015		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.

Frank E. Goseco
November 6, 2015
Page 5

Condition	Due Date	Completion Date	Comments
Report compliance with approved ASAM certified medical doctor treatment conditions reports	Quarterly, beginning the period of treatment		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.
Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports	By every January 10, April 10, July 10, and October 10 beginning the period of treatment and throughout the period of your discipline		Did not provide; the Declaration of Tom Williams submitted on October 10, 2015 does not excuse your completion of this term and condition of your disciplinary order.

You are not in compliance with the terms and conditions of your probation, and you face a non-compliance referral which may result in the imposition of additional discipline and attendant costs (see attached). Even if you contact the Office of Probation, a referral may still be prepared. The Office of Probation will not send any further reminder letters regarding the aforementioned non-compliance or any future compliance due dates or lack of receipt of compliance documentation.

Please be reminded that LATE completion, submission, or filing of proof/documents, does not mean you are in compliance. You will never be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your probation.

If for any reason, you cannot *timely* comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, *you must* file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

Please note that even if you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at (213) 765-1407.

Sincerely,


Ivy Cheung
Probation Deputy

/ic

Enclosure(s)

00178

Discipline Costs - 2015

Effective January 1, 2015.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2015, the adjustment is an increase of 2.47%.

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Transcript costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Sunday, January 10, 2016 9:46 AM
To: Cheung, Ivy
Subject: Frank E. Goseco quarterly report
Attachments: 1.16.qtr.rpt.pdf

Here is the January 10, 2016 report. I have a Doctor referral for the exam and trying to get funding for it as I don't have insurance yet.

Frank

Frank E. Goseco

CONFIDENTIALITY NOTICE: This communication and any documents, files or previous e-mail messages attached to it, constitute an electronic communication within the scope of the Electronic Communication Privacy Act, 18 USCA 2510. This communication may contain non-public, confidential, or legally privileged information intended for the sole use of the designated recipient(s). The unlawful interception, use or disclosure of such information is strictly prohibited under 18 USCA 2511 and any applicable laws. If you are not the intended recipient, or have received this communication in error, please notify the sender immediately by reply email at fegoseco@hotmail.com or by telephone at (949) 923-5115 and delete all copies of this communication, including attachments, without reading them or saving them to disk. Thank you.

<p>IN THE MATTER OF Frank E. Goseco</p> <p>CASE NO(s): 14-C-02707, et al. (S223448)</p> <p>Probation</p>	<p style="text-align: center;">COMPLIANT <i>(For Office of Probation Use Only)</i></p> <p style="text-align: right;">JAN 10 2016 <i>Jr</i></p> <p style="text-align: center;">Office of Probation</p>
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QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: **January 10, 2016** **April 10, 20__** **July 10, 20__** **October 10, 20__**
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

- Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

- My current home address and telephone number is: 9 Carmesi, Rancho Santa Margarita, CA 92688
- Other current address(es) and telephone number(s) I can be reached at are: 2260 Federal Ave., Costa Mesa, CA 92627

Suspension

- I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

- During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

- During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on 12/10/2015.
A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on March 19, 2016.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor. *Please see attached Declaration*
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 1-16-16
(Actual date of signature)

Signature: 
Frank E. Goseco

STATE BAR OF CALIFORNIA



Office of Chief Trial Counsel

This is to certify that

COMPLIANT

Frank Goseco

JAN 10 2016 *sc*

State Bar No. 132732 **Office of Probation**

*has completed Ethics School
given by the State Bar of California on*

Thursday, December 10, 2015

Dated: December 11, 2015

A handwritten signature in black ink, appearing to read "Anthony Garcia", is written over a horizontal line.

Anthony Garcia
Supervising Senior Trial Counsel

00185



THE STATE BAR
OF CALIFORNIA

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

TELEPHONE: (213) 765-1000

FAX: (213) 765-1029

<http://www.calbar.ca.gov>

December 11, 2015

Personal and Confidential

COMPLIANT

Frank Goseco
9 Carmesi
Rancho Santa Margarita, CA 92688

JAN 10 2016 *sc*

Office of Probation

Re: ETHICS SCHOOL

Dear Mr. Goseco:

Congratulations on your successful completion of Ethics School held on Thursday, December 10, 2015. Your comments about the school and course content are greatly appreciated.

Enclosed please find the Certificate of Completion. If you have any questions, please call (213) 765-1309.

Very truly yours,

OFFICE OF THE CHIEF TRIAL COUNSEL

A handwritten signature in cursive script, appearing to read "Leticia M. Ramos".

Leticia M. Ramos
Administrative Secretary

Enclosures

00186

DECLARATION OF TOM WILLIAMS

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1. I, Tome Williams, declare as follows:
2. I am the Executive Vice-President of Meridian Energy Group, Inc. located in Irvine, California. All of the facts set forth herein are of my own personal knowledge and if called upon to testify thereto, I could and would competently do so.
3. Meridian Energy group started operations in May of 2015. Mr. Goseco has become an employee of the Company.
4. At this time we cannot yet offer Health Benefits to any employee. However, as soon as such benefits are obtained they will be available to Mr. Goseco.
5. We anticipate these benefits to be available by February 15, 2016.

I declare under penalty of perjury, under the laws of the State of California that the foregoing is true and correct. Executed this 10th day of January, 2016 at Irvine, California.



Tom Williams (949) 600-6483

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-02707(5223448)

00188


DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY & ZIP CODE	MEETING TELEPHONE	SIGNATURE OF MEETING SEC OR OTHER REPR.

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Tish 2950 Airway Ave., Suite B3, Costa Mesa, CA 92626
714-641-0532

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Whitaker Rhina, 6331 Chapman Ave., Garden Grove, CA 92845
714-222-5258 Lacey@yahoo.com

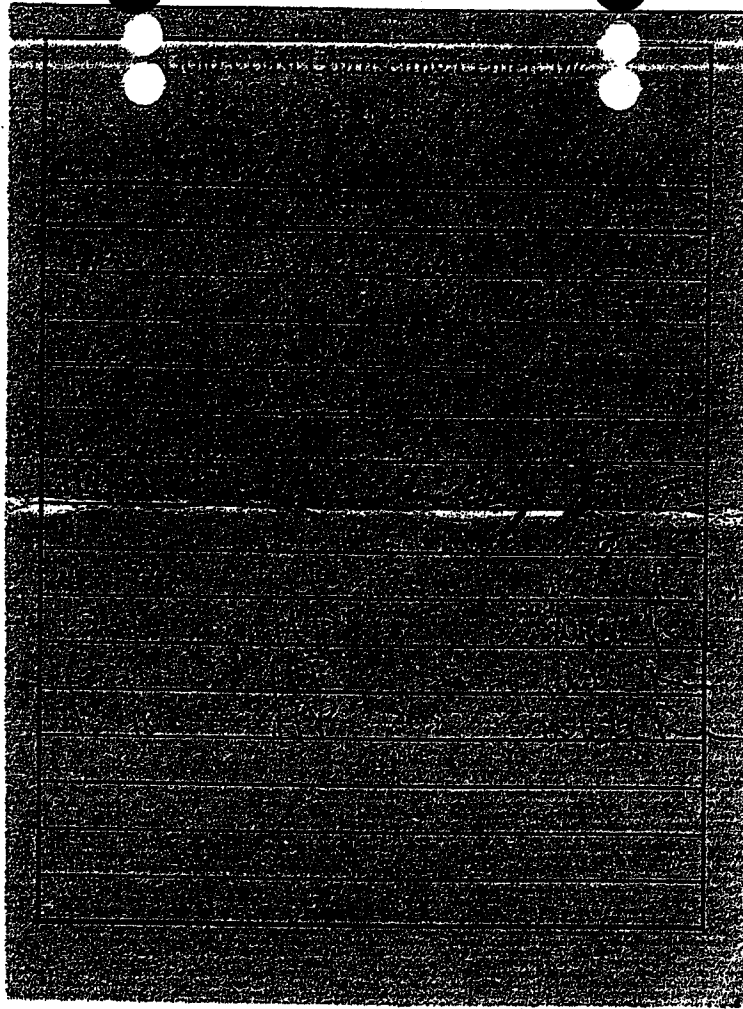
I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: 

DATE: 1-10-16

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.



NOT COMPLIANT

JAN 10 2016 *lc*

- Not timely
 - Reporting Period Unclear
 - Compliance Unclear
 - Incorrectly dated
 - Other *did not attend 4x/mo Oct + Dec 2015*
- Office of Probation

00189

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Sunday, April 10, 2016 7:48 PM
To: Cheung, Ivy
Subject: Frank Goseco quarterly report
Attachments: 4.10.qtr.rpt.pdf

Please see attached. Thank you

Sent from Mail for Windows 10

00192

COMPLIANT

IN THE MATTER OF
Frank E. Goseco

(For Office of Probation Use Only)

APR 10 2016 *sc*

CASE NO(s): 14-C-02707, et al. (S223448)

Probation

Office of Probation

QUARTERLY REPORT

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(for period April 18, 2015 through June 30, 2015)

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(for period April 1, 2019 through April 18, 2019)

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During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Frank E. Goseco
Case No. 14-C-02707, et al. (S223448)
Page 2

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- My current home address and telephone number is: 9 Carmesi, Rancho Santa Margarita, CA 92688
- Other current address(es) and telephone number(s) I can be reached at are: 2260 Federal Ave., Costa Mesa, CA 92627

Suspension

- I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

- During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

- During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

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- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on 12/10/2015. A copy of my certificate of completion is attached if not previously submitted.

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I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 4/8/16
(Actual date of signature)

Signature: 
Frank E Goseco

DECLARATION OF TOM WILLIAMS

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1. I, Tome Williams, declare as follows:
2. I am the Executive Vice-President of Meridian Energy Group, Inc. located in Irvine, California. All of the facts set forth herein are of my own personal knowledge and if called upon to testify thereto, I could and would competently do so.
3. Meridian Energy group started operations in May of 2015. Mr. Goseco has become an employee of the Company.
4. At this time, we cannot yet offer Health Benefits to any employee. We are currently in the process of obtaining Medical Insurance and Health Benefits for all employees, including Mr. Goseco. We anticipate obtaining a Kaiser Medical plan within the next 30-60 days.

I declare under penalty of perjury, under the laws of the State of California that the foregoing is true and correct. Executed this 8th day of April, 2016 at Irvine, California.



Tom Williams (949) 600-6483

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-02707(5223448)

00197

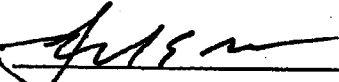
DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY/STATE/ZIP CODE	MEETING TELEPHONE	SIGNATURE OF MEETING SECRETARY OR REPRESENTATIVE

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Tish 2950 Airway Ave., Suite B3, Costa Mesa, CA 92626
714-641-0532

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Whitaker Rehm, 6331 Chapman Ave, Garden Grove, CA 92845
714-223-5258 Leeday@yahoo.com

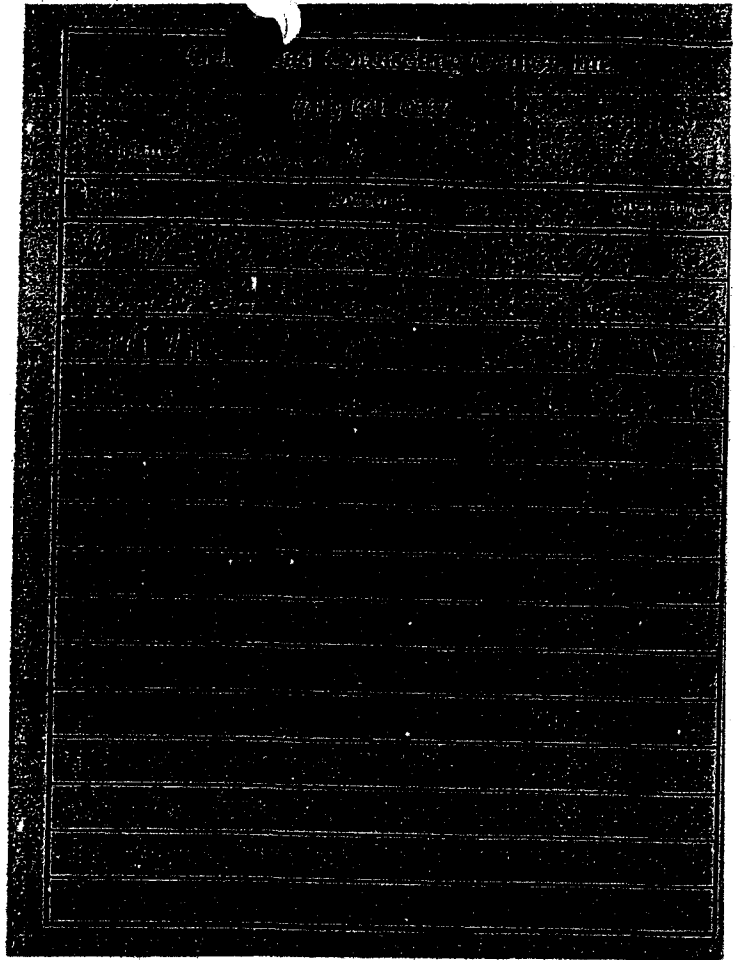
I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: 

DATE: 4-8-16

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.



COMPLIANT

APR 10 2016 *RL*

Office of Probation

00199

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Tuesday, May 10, 2016 8:59 AM
To: Cheung, Ivy
Subject: Frank Goseco 14-C02707 (S223448)
Attachments: Dr. Artin rpt.pdf

Ms. Chueng:

Attached please find my report from Dr. Kamal Artin, ASAM. He was given a complete packet of my probation order and requirements.

Thank you

Frank

Frank E. Goseco

CONFIDENTIALITY NOTICE: This communication and any documents, files or previous e-mail messages attached to it, constitute an electronic communication within the scope of the Electronic Communication Privacy Act, 18 USCA 2510. This communication may contain non-public, confidential, or legally privileged information intended for the sole use of the designated recipient(s). The unlawful interception, use or disclosure of such information is strictly prohibited under 18 USCA 2511 and any applicable laws. If you are not the intended recipient, or have received this communication in error, please notify the sender immediately by reply email at fegoseco@hotmail.com or by telephone at (949) 923-5115 and delete all copies of this communication, including attachments, without reading them or saving them to disk. Thank you.

Kamal Artin, MD
Diplomate of American Board of Psychiatry and Neurology
Diplomate of American Society of Addiction Medicine
62 Discovery, Irvine, CA 92618 Tel 949-451-1789 Fax 949-451-1431

ID: Mr. Frank Goseco is a 56 years old divorced Irish/Filipino male who is seeking evaluation on May 9, 2016 for the state bar due to his alcohol use.

Background: He was born in Philippines and raised all over. He has been in S-CA since age 16. He had a normal childhood, except for frequent family move. His father was a pilot, and mother a homemaker. He has 2 siblings. He has JD. He has been the executive VP of an energy company for 2 years. His income is \$140k/year. He likes his job and has no problem there. To renew his license, he needs this evaluation. He was married twice for 13 and 8 years. He didn't like commitments. No girlfriend for about a year. He has a 12 years old daughter. He has been living in a sober living for about a year. No legal history except for 2 DUI (see below). No history of illicit drug use. He is Christian and practices. His hobbies are tennis, sailing, and fishing.

Family History: none for mental health or substance use.

Medical History: None **Allergies:** Penicillin **ROS:** fit now and no complaints

Past Psychiatric History: None except went to a rehab after his second DUI. He has no history of depression, anxiety, mania, hypomania, self injurious behavior, or violence.

History of Present Problem: He started drinking at about 18. At 38 it was more intense and was drinking daily. Maximum drinking was up to four drinks. No history of withdrawal. He had a DUI at about age 46 after separation from his second wife. He then went to an outpatient program for 2-3 times a week for about 9 months and was working too. He attended AA meetings but had no sponsor. He was sober for about 6 years. Due to boredom he relapsed at age 54 and had his second DUI in December 2013 and continued to drink till June 2014. Since then has been sober again after starting AA and getting a sponsor, and letting his friends and relatives know about his alcohol use so they can keep an eye on him. He is now motivated to be sober. His license to practice law was suspended. In order to renew his license, he needed this evaluation.

Mental Status Exam: He is alert and oriented x3, cooperative, no abnormal movements; speech is normal; he feels "good" and his affect is full. He denies anxiety, panic, obsession, compulsion, phobia, and psychotic symptoms. His insight and judgment are good.

Diagnosis: Axis I: Alcohol Abuse in remission Axis II: none Axis III: none Axis IV: Moderate: Professional license restriction due to DUI Axis V: 90

Recommendation: The patient is in remission, he is regretful and insightful now about his past alcohol use. He is working in a steady profession as VP of a company. He goes to AA meetings weekly and has a sponsor. Considering his progress, he does not need to go to a rehabilitation facility. However, I recommend that he continues his AA meeting and contact his sponsor on a weekly basis. Otherwise, he qualifies to renew his professional license based on his progress.

- Not timely Reporting Period Unclear
 Compliance Unclear Incorrectly dated
 Other

Office of Probation


Kamal Artin, MD

00202

ABOUT US STORE PUBLIC RESOURCES CONTACT US MEMBER LOGIN Search...



ADVOCACY EDUCATION MEMBERSHIP QUALITY & PRACTICE CME EVENTS

MEMBER SEARCH RESULTS

[Start New Search](#)

Mouse-over the member's name to get basic information. Click on the name to get more information.

You searched for:

- All Records
- Who match the keyword search criteria of 'Kamal and Artin'



1 RECORDS FOUND

SORT BY NAME | GROUP

Kamal H. Artin
 Irvine
 California
 92618
 United States

Chapter: California

1
Page 1 of 1

SIGN IN

Username

Password

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6/23/2016
Wisconsin Society of Addiction
Medicine Monthly Teleconference

7/28/2016
Wisconsin Society of Addiction
Medicine Monthly Teleconference

8/25/2016
Wisconsin Society of Addiction
Medicine Monthly Teleconference

9/22/2016
Wisconsin Society of Addiction
Medicine Monthly Teleconference

9/28/2016 - 9/30/2016
Wisconsin Society of Addiction
Medicine 2016 Annual
Conference-

MEMBER LINKS

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- » [Addiction Medicine 101](#)
- » [Resources for Advocating for Buprenorphine Use and Coverage](#)
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ADVOCACY	EDUCATION	MEMBERSHIP	QUALITY & PRACTICE	CME EVENTS
Advocacy Issues	CME Events	Become a Member	Definition of Addiction	
Find a Policy Statement	e-Learning Center	Journal of Addiction	Guidelines and	
Advocacy News	Live & Online CME	Medicine	Consensus Documents	
Advocacy Toolkits	Educational Resources	ASAM Magazine	Standards and	
Advocacy Events	Certification and MOC	ASAM Weekly	Performance Measures	
		ASAM Designations	The Journal of Addiction	
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4601 North Park Avenue, Upper Arcade, Suite 101, Chevy Chase, MD 20815
Phone: 301.656.3920 | Fax: 301.656.3815 | email@ASAM.org

Legal

00205

Cheung, Ivy

From: Microsoft Outlook
To: 'Frank Goseco'
Sent: Wednesday, June 22, 2016 9:42 AM
Subject: Relayed: RE: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

'Frank Goseco' (fegoseco@hotmail.com) <<mailto:fegoseco@hotmail.com>>

Subject: RE: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Cheung, Ivy

From: Cheung, Ivy
Sent: Wednesday, June 22, 2016 9:42 AM
To: 'Frank Goseco'
Subject: RE: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Mr. Goseco,

The Office of Probation has been sending you mail to those addresses as a courtesy only. In the future, the Office of Probation will only send documents to your official membership records address. Please immediately update your information with Membership Records Office of the State Bar and the Office of Probation.

Sincerely,

Ivy Cheung | Probation Deputy
Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
213.765.1407 | Ivy.Cheung@calbar.ca.gov

This message may contain confidential information that may also be privileged. Unless you are the intended recipient or are authorized to receive information for the intended recipient, you may not use, copy, or disclose the message in whole or in part. If you have received this message in error, please advise the sender by reply e-mail and delete all copies of the message. Thank you.

From: Frank Goseco [<mailto:fegoseco@hotmail.com>]
Sent: Wednesday, June 22, 2016 8:31 AM
To: Cheung, Ivy
Subject: RE: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

I'm sorry about the mix up. I've received mail at my sober living in Costa Mesa and my condo in Rancho Santa Margarita. The only thing I've done is close a PO Box in Seal Beach. Since I was receiving everything at each address I didn't think that was going to be a problem.

I haven't changed my residence since April 2015. I do plan on moving back to my Condo in the near future but I will advise when that happens. Thank you.

CONFIDENTIALITY NOTICE: This communication and any documents, files or previous e-mail messages attached to it, constitute an electronic communication within the scope of the Electronic Communication Privacy Act, 18 USCA 2510. This communication may contain non-public, confidential, or legally privileged information intended for the sole use of the designated recipient(s). The unlawful interception, use or disclosure of such information is strictly prohibited under 18 USCA 2511 and any applicable laws. If you are not the intended recipient, or have received this communication in error, please notify the sender immediately by reply email at meridianenergygroupinc.com or by telephone at (877) 542-5213 and delete all copies of this communication, including attachments, without reading them or saving them to disk. Thank you.

From: Cheung, Ivy
Sent: Tuesday, June 21, 2016 5:12 PM
To: fegoseco@hotmail.com
Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Mr. Goseco,

Please find attached a copy of your MPRE violation notice to State Bar Court. It was returned to the Office of Probation as "attempted – not known" and "unable to forward." You are reminded that you are required to report, and in no event in more than ten (10) days, to the Membership Records Office of the State Bar and the Office of Probation, all change of information including office address and telephone number, or other address for State Bar purposes as prescribed by section 6002.1 of the Business and Professions Code.

Sincerely,

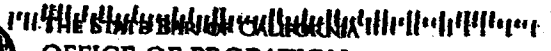
--

Ivy Cheung | Probation Deputy
Office of Probation

The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
213.765.1407 | Ivy.Cheung@calbar.ca.gov

This message may contain confidential information that may also be privileged. Unless you are the intended recipient or are authorized to receive information for the intended recipient, you may not use, copy, or disclose the message in whole or in part. If you have received this message in error, please advise the sender by reply e-mail and delete all copies of the message. Thank you.

00209



OFFICE OF PROBATION
845 S. Figueroa Street
Los Angeles, CA 90017-2515

PERSONAL & CONFIDENTIAL

6666334706

Hesler FIRST-CLASS MAIL

05/08/2016
US POSTAGE \$000.46⁵

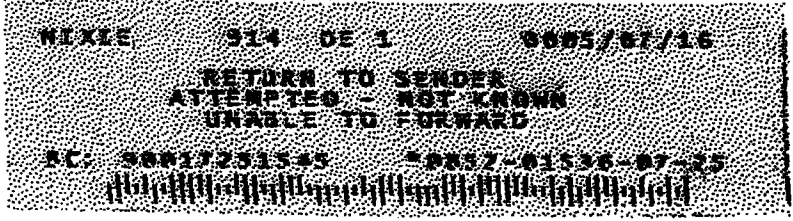
ZIP 90017
011E12650145



RECEIVED

MAY 09 2016

Frank E. Goseco
B1 Surfside # 227
Surfside, CA 90742
OFFICE OF PROBATION
LOS ANGELES



724

90017@2515



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

<http://www.calbar.ca.gov>

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

May 3, 2016

The Honorable Catherine D. Purcell
Presiding Judge
State Bar Court
845 South Figueroa Street
Los Angeles, CA 90017-2515

In re: 14-C-02707; et al. (S223448)

In the Matter of Frank E. Goseco
Member No.: 132732

Dear Judge Purcell:

The Supreme Court in the above-entitled proceeding entered an Order filed March 19, 2015 requiring the Respondent to take and pass the Multistate Professional Responsibility Examination, and provide proof of passage to the Office of Probation within one (1) year of the effective date of the Supreme Court order.

On April 14, 2015, the Office of Probation mailed a courtesy reminder letter to Respondent at 777 N Bellflower Blvd Apt 108 in Long Beach, CA 90815, which was his Membership Records address at the time, reminding the Respondent of the provisions of the Supreme Court Order. The envelope containing said notice was returned to this office by the postal authorities. On June 5, 2015 the Office of Probation re-mailed the courtesy reminder letter to the Respondent at 777 N Bellflower Blvd Apt 108 in Long Beach, CA 90815 and emailed the courtesy reminder letter to the Respondent at gosecolaw@gmail.com and fegoseco@hotmail.com reminding the Respondent of the provisions of the Supreme Court Order. The envelope containing said notice was not returned to this office by the postal authorities.

This letter formally advises the State Bar Court that as of the date of this letter, the Respondent has not filed with the Office of Probation proof of successful completion of the Multistate Professional Responsibility Examination. Therefore, this matter is being referred for an order of indefinite suspension until the Respondent provides the Office of Probation with proof of passage of the examination pursuant to rule 9.10(b), California Rules of Court and *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891.

Very truly yours,

Ivy Cheung
Probation Deputy

/ic

cc: Frank E. Goseco

00210

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Sunday, July 10, 2016 9:08 PM
To: Cheung, Ivy
Subject: July report
Attachments: 7.10.qtr.rpt.pdf

Dear Ms. Cheung,

Attached is my July 10, 2016 quarterly report.

Frank

Frank E. Goseco

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COMPLIANT

IN THE MATTER OF
Frank E. Goséco

(For Office of Probation Use Only)

JUL 10 2016 *sc*

CASE NO(s): 14-C-02707, et al. (S223448)

Probation

Office of Probation

QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: January 10, 20__ April 10, 20__ July 10, 2016 October 10, 20__
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

- Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

- My current home address and telephone number is: 9 Carmesi, Rancho Santa Margarita, CA 92688

Other current address(es) and telephone number(s) I can be reached at are:

Suspension

- I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

- During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

- During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on 12/10/2015. A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on 3/19/2016 and have re-scheduled to take the examination given on 11/5/2016.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 7/9/2016
(Actual date of signature)

Signature: _____

Frank E. Goseco

00215

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Gosecd

CASE NO: 14-C-02707(5223448)

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY AND STATE	MEETING TELEPHONE	SIGNATURE OF MEETING SECRETARY OR OTHER REP.

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Trish 2950 Airway Ave., Suite B3, Costa Mesa, CA 92626
(714) 641-0532

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Whitaker Rehm, 6331 Chapman Ave, Garden Grove, CA 92845
(714) 222-5258
lardey@yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: 

DATE: 7/9/2016

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

00216

Kamal Artin, MD
Diplomate of American Board of Psychiatry and Neurology
Diplomate of American Society of Addiction Medicine
62 Discovery, Irvine, CA 92618 Tel 949-451-1789 Fax 949-451-1431

ID: Mr. Frank Goseco is a 56 years old divorced Irish/Filipino male who is seeking evaluation on May 9, 2016 for the state bar due to his alcohol use.

Background: He was born in Philippines and raised allover. He has been In S-CA since age 16. He had a normal childhood, except for frequent family move. His fathers was a pilot, and mother a homemaker. He has 2 siblings. He has JD. He has been the executive VP of an energy company for 2 years. His income is \$140k/year. He likes his job and has no problem there. To renew his license, he needs this evaluation. He was married twice for 13 and 8 years. He didn't like commitments. No girlfriend for about a year. He has a 12 years old daughter. He has been living in a sober living for about a year. No legal history except for 2 DUI (see bellow). No history of elicit drug use. He is Christian and practices. His hobbies are tennis, sailing, and fishing.

Family History: none for mental health or substance use.

Medical History: None **Allergies:** Penicillin **ROS:** fit now and no complaints

Past Psychiatric History: None except went to a rehab after his second DUI. He has no history of depression, anxiety, mania, hypomania, self injurious behavior, or violence.

History of Present Problem: He started drinking at about 18. At 38 it was more intense and was drinking daily. Maximum drinking was up to four drinks. No history of withdrawal. He had a DUI at about age 46 after separation from his second wife. He then went to an outpatient program for 2-3 times a week for about 9 months and was working too. He attended AA meetings but had no sponsor. He was sober for about 6 years. Due to boredom he relapsed at age 54 and had his second DUI in December 2013 and continued to drink till June 2014. Since then has been sober again after starting AA and getting a sponsor, and letting his friends and relatives know about his alcohol use so they can keep an eye on him. He is now motivated to be sober. His license to practice law was suspended. Inn order to renew his license, he needed this evaluation.

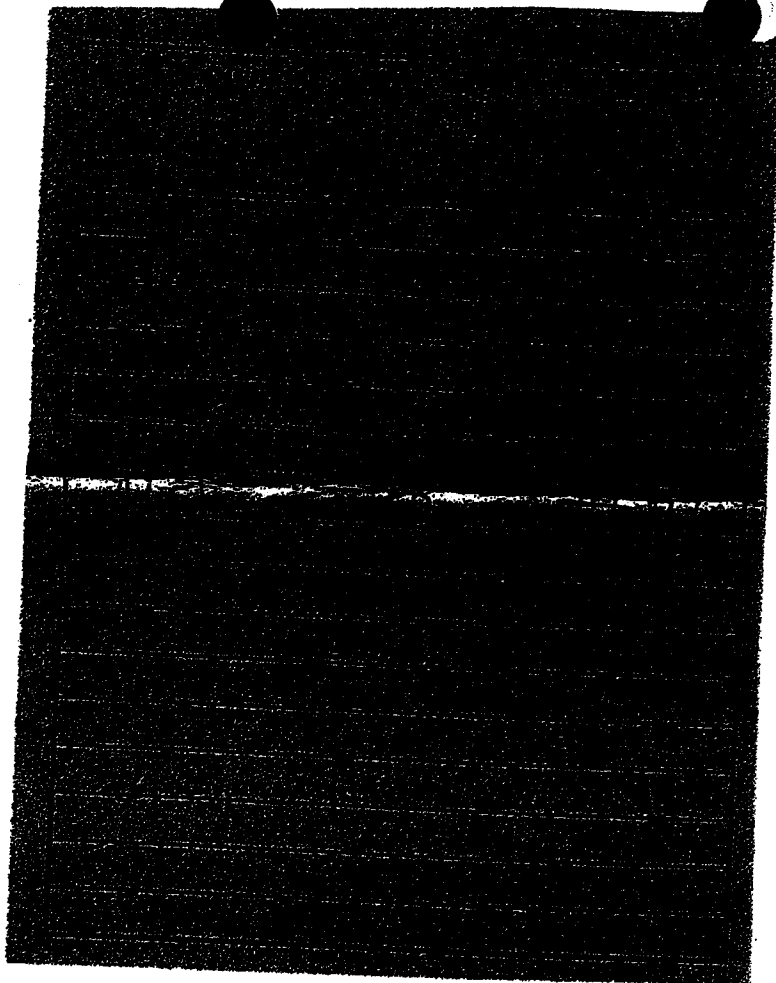
Mental Stats Exam: He is alert and oriented x3, cooperative, no abnormal movements; speech is normal; he feels "good" and his affect is full. He denies anxiety, panic, obsession, compulsion, phobia, and psychotic symptoms. His insight and judgment are good.

Diagnosis: Axis I: Alcohol Abuse in remission Axis II: none Axis III: none Axis IV: Moderate: Professional license restriction due to DUI Axis V: 90

Recommendation: The patient is in remission, he is regretful and insightful now about his past alcohol use. He is working in a steady profession as VP of a company. He goes to AA meetings weekly and has a sponsor. Considering his progress, he does not need to go to a rehabilitation facility. However, I recommend that he continues his AA meeting and contact his sponsor on a weekly basis. Otherwise, he qualifies to renew his professional license based on his progress.


Kamal Artin, MD

00217



NOT COMPLIANT

JUL 16 2006 *u*

- Not timely
- Reporting Period Unclear
- Compliance Unclear
- Incorrectly dated
- Other

Office of Probation

00218

Gold Coast Counseling Center, Inc.

(714) 641-0532

Name:

Date	Meeting	Signature
5/9	Early Risers	jms
5/13/16	HP	Whitaker R
5/20/16	HP	Whitaker R
5/26/16	announcements	R
6/3/16	HP	Whitaker R
June 8 2016	St Andrews	L
6/17/16	HP	Whitaker R
June 28	Again Prize	J Rice
7/1/16	HP	Whitaker R
7/8/16	HP	Whitaker R

NOT COMPLIANT

JUL 10 2016 *ll*

- Not timely
- Reporting Period Unclear
- Compliance Unclear
- Incorrectly dated
- Other

Office of Probation

00219

NAME: Frank Goseco

Gold Coast Counseling Center, Inc. (714) 641-0532

wed 3pm
FACE-TO-FACE NEXT APPT.

MON 6-8pm
Alcohol Education Class

wed 6-8pm
GROUP ATTENDANCE

<input checked="" type="checkbox"/>	5/27/15	<input checked="" type="checkbox"/>	12/9/15
<input checked="" type="checkbox"/>	6/11/15	<input checked="" type="checkbox"/>	12/23/15
<input checked="" type="checkbox"/>	6/24/15	<input checked="" type="checkbox"/>	1/16/16
<input checked="" type="checkbox"/>	7/8/15	<input checked="" type="checkbox"/>	1/20/16
<input checked="" type="checkbox"/>	7/22/15	<input checked="" type="checkbox"/>	2/3/16
<input checked="" type="checkbox"/>	8/5/15	<input checked="" type="checkbox"/>	2/17
<input checked="" type="checkbox"/>	8/19/15	<input checked="" type="checkbox"/>	3/2
<input checked="" type="checkbox"/>	9/2/15	<input checked="" type="checkbox"/>	3/16
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<input checked="" type="checkbox"/>	10/14/15	<input checked="" type="checkbox"/>	4/27
<input checked="" type="checkbox"/>	10/28/15	<input checked="" type="checkbox"/>	5/11/16
<input checked="" type="checkbox"/>	11/11/15	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>	11/25/15	<input checked="" type="checkbox"/>	

<input checked="" type="checkbox"/>	6/1	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	6/8	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	6/15	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	6/22	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	6/29	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	7/6	<input type="checkbox"/>	DATE
<input type="checkbox"/>		<input type="checkbox"/>	DATE
<input type="checkbox"/>		<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	8/17 4pm	<input type="checkbox"/>	DATE
<input type="checkbox"/>		<input type="checkbox"/>	DATE
<input type="checkbox"/>		<input type="checkbox"/>	DATE
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<input type="checkbox"/>		<input type="checkbox"/>	DATE
<input type="checkbox"/>		<input type="checkbox"/>	DATE
<input type="checkbox"/>		<input type="checkbox"/>	DATE
<input type="checkbox"/>		<input type="checkbox"/>	DATE
<input type="checkbox"/>		<input type="checkbox"/>	DATE

<input checked="" type="checkbox"/>	5/20/15	<input checked="" type="checkbox"/>	12/16/15	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	6/3/15	<input checked="" type="checkbox"/>	1/19/16	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	6/17/15	<input checked="" type="checkbox"/>	2/7	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	7/1/15	<input checked="" type="checkbox"/>	2/10	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	7/15/15	<input checked="" type="checkbox"/>	2/24	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	7/29/15	<input checked="" type="checkbox"/>	3/9	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	8/12/15	<input checked="" type="checkbox"/>	3/23	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	8/26/15	<input checked="" type="checkbox"/>	4/6	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	9/9/15	<input checked="" type="checkbox"/>	4/20	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	9/23/15	<input checked="" type="checkbox"/>	5/4	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	10/7/15	<input checked="" type="checkbox"/>	5/18	<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	10/21/15	<input checked="" type="checkbox"/>		<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	11/4/15	<input checked="" type="checkbox"/>		<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	11/18/15	<input checked="" type="checkbox"/>		<input type="checkbox"/>	DATE
<input checked="" type="checkbox"/>	12/2/15	<input checked="" type="checkbox"/>		<input type="checkbox"/>	DATE

Cheung, Ivy

From: Microsoft Outlook
To: gosecolaw@gmail.com; fegoseco@hotmail.com
Sent: Tuesday, September 06, 2016 4:42 PM
Subject: Relayed: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

gosecolaw@gmail.com (gosecolaw@gmail.com) <<mailto:gosecolaw@gmail.com>>

fegoseco@hotmail.com (fegoseco@hotmail.com) <<mailto:fegoseco@hotmail.com>>

Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Cheung, Ivy

From: Cheung, Ivy
Sent: Tuesday, September 06, 2016 4:42 PM
To: gosecolaw@gmail.com; fegoseco@hotmail.com
Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)
Attachments: SLACOPIER3116090615560.pdf

Mr. Goseco,

Please find attached a courtesy copy of a non-compliance letter, also mailed to your State Bar Membership Records address.

Sincerely,

Ivy Cheung | Probation Deputy
Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
213.765.1407 | Ivy.Cheung@calbar.ca.gov

This message may contain confidential information that may also be privileged. Unless you are the intended recipient or are authorized to receive information for the intended recipient, you may not use, copy, or disclose the message in whole or in part. If you have received this message in error, please advise the sender by reply e-mail and delete all copies of the message. Thank you.



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

<http://www.calbar.ca.gov>

**OFFICE OF PROBATION
ADDRESS VERIFIED**

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

SEP 06 2016

September 6, 2016

Frank E. Goseco
9 Carmesi
Rancho Santa Margarita, CA 92688-1655

JK _____ *fc*

Courtesy email via: gosecolaw@gmail.com
fegoseco@hotmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

As you are aware, you were ordered to comply with specific terms and conditions of your probation imposed by the Supreme Court which became effective April 18, 2015.

The following chart summarizes your compliance and non-compliance with the conditions of your probation to date:

Condition	Due Date	Completion Date	Comments
Schedule Req'd. Mtg.	May 18, 2015	July 10, 2015	Late
Hold Req'd. Mtg.	As Scheduled (for July 14, 2015)	July 14, 2015	
MEDICAL WAIVER	May 18, 2015	October 10, 2015	Late
Provide the Office of Probation the name of AA sponsor	April 28, 2015	July 10, 2015	Late

Condition	Due Date	Completion Date	Comments
AA Meetings Attendance Reports	Attend at least four (4) AA meetings per month ¹ ; attendance reports due monthly: May 10, 2015 June 10, 2015		Did not file Report received late on October 10, 2015; only attended two (2) meetings in May 2015
	July 10, 2015	October 10, 2015	Late
	August 10, 2015	October 10, 2015	Late
	September 10, 2015		Report received late on October 10, 2015; only attended three (3) meetings in August 2015
	October 10, 2015		Report received on October 10, 2015; only attended three (3) meetings in September 2015
	November 10, 2015		Report received late on January 10, 2016; only attended three (3) meetings in October 2015
	December 10, 2015	January 10, 2016	Late
	January 10, 2016		Report received on January 10, 2016; only attended three (3) meetings in December 2015
	February 10, 2016	April 10, 2016	Late
	March 10, 2016	April 10, 2016	Late
	April 10, 2016	April 10, 2016	
	May 10, 2016	April 10, 2016 and July 10, 2016	Report received late on July 10, 2016
	June 10, 2016	July 10, 2016	Late
July 10, 2016	July 10, 2016		
August 10, 2016		Did not file	
QTRLY REPORTS	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016	October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016	Did not file

¹ Without additional information and/or documentation, your "Face-To-Face," "Alcohol Education Class," and "Group Attendance" through Gold Coast Counseling Center do not satisfy your requirement to attend at least four (4) AA meetings per month.

Condition	Due Date	Completion Date	Comments
UCPM REPORTS	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016	July 10, 2016 April 10, 2016 July 10, 2016	Did not file You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the documents(s) effectuating said change
Written Notice to the Office of Probation of completion, termination or withdrawal from the Salvation Army out-patient treatment program	Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 15, 2015	July 10, 2015	Late; you reported that you completed the Salvation Army out-patient treatment program on April 8, 2015
Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015	May 10, 2016	Late
Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		You have never provided the date you provided a complete copy of your stipulation to Dr. Kamal Artin

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide
Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide
Undergo an Evaluation with your approved ASAM certified medical doctor	Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 23, 2015		You have never provided the date you underwent an Evaluation with Dr. Kamal Artin

Frank E. Goseco
September 6, 2016
Page 5

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report	Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—June 7, 2015	May 10, 2016	Late

You are not in compliance with the terms and conditions of your probation, and you face a non-compliance referral which may result in the imposition of additional discipline and attendant costs (see attached). Even if you contact the Office of Probation, a referral may still be prepared. The Office of Probation will not send any further reminder letters regarding the aforementioned non-compliance or any future compliance due dates or lack of receipt of compliance documentation.

Please be reminded that **LATE completion, submission, or filing of proof/documents, does not mean you are in compliance.** You will never be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your probation.

If for any reason, you cannot *timely* comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, *you must* file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

Please note that even if you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at Ivy.Cheung@calbar.ca.gov.

Sincerely,


Ivy Cheung
Probation Deputy

/ic

Enclosures

00228

Discipline Costs – 2016

Effective January 1, 2016.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2016, the adjustment is an increase of 2.39%.

For matters filed on or after January 1, 2016, the costs assessed are as follows:

Original Proceedings (Stage at which the matter settles)	Cost Assessment
Matters that go in Default	\$4,557
Matters that Settle Prior to Filing of a Notice of Disciplinary Charges	\$3,139
Matters that Settle during first 120 days of proceeding	\$3,669
Matters that Settle before Pretrial Statement is filed	\$5,816
Matters that Settle before trial but after Pretrial Statement is filed	\$7,609
Matters that proceed to a One-day trial	\$7,609
Matters that proceed to a Multi-day trial	\$17,159
Matters that proceed to the Review Department	\$20,989

Conviction Referrals (Stage at which the matter settles)	Cost Assessment
Matters that go into Default	\$3,075
Matters that Settle during the first 120 days of proceeding	\$2,567
Matters that Settle before Pretrial Statement is filed	\$5,507
Matters that Settle before trial but after Pretrial Statement is filed	\$7,228
Matters that proceed to a One-day trial	\$7,228
Matters that proceed into a Multi-day trial	\$13,162
Matters that proceed to the Review Department	\$18,814

Other Matters	Cost Assessment
Probation Revocation Proceedings	\$2,459
Rule 9.20 Proceedings	\$2,610

Additional Costs (as appropriate)	Cost Assessment
Each investigation matter over one	\$1,001
Each resignation	\$140
Consolidation cost equal to the minimum cost for the consolidated case type	
Transcript costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUJRA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.



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TELEPHONE: (213) 765-1000

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**OFFICE OF PROBATION
ADDRESS VERIFIED**

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

SEP 06 2016

September 6, 2016

Frank E. Goseco
9 Carmesi
Rancho Santa Margarita, CA 92688-1655

31. *IL*

Courtesy email via: gosecolaw@gmail.com

fegoseco@hotmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

As you are aware, you were ordered to comply with specific terms and conditions of your probation imposed by the Supreme Court which became effective April 18, 2015.

The following chart summarizes your compliance and non-compliance with the conditions of your probation to date:

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Hold Req'd. Mtg.	As Scheduled (for July 14, 2015)	July 14, 2015	
MEDICAL WAIVER	May 18, 2015	October 10, 2015	Late
Provide the Office of Probation the name of AA sponsor	April 28, 2015	July 10, 2015	Late

00231

Condition	Due Date	Completion Date	Comments
AA Meetings Attendance Reports	Attend at least four (4) AA meetings per month ¹ ; attendance reports due monthly: May 10, 2015 June 10, 2015		Did not file Report received late on October 10, 2015; only attended two (2) meetings in May 2015
	July 10, 2015	October 10, 2015	Late
	August 10, 2015	October 10, 2015	Late
	September 10, 2015		Report received late on October 10, 2015; only attended three (3) meetings in August 2015
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	January 10, 2016	January 10, 2016	
	April 10, 2016	April 10, 2016	
	July 10, 2016	July 10, 2016	

¹ Without additional information and/or documentation, your "Face-To-Face," "Alcohol Education Class," and "Group Attendance" through Gold Coast Counseling Center do not satisfy your requirement to attend at least four (4) AA meetings per month.

Condition	Due Date	Completion Date	Comments
UCPM REPORTS	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016	 July 10, 2016 April 10, 2016 July 10, 2016	Did not file You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the documents(s) effectuating said change
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Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015	May 10, 2016	Late
Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		You have never provided the date you provided a complete copy of your stipulation to Dr. Kamal Artin

Condition	Due Date	Completion Date	Comments
<p>Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation</p>	<p>Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015</p>		<p>Did not provide</p>
<p>Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days</p>	<p>Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015</p>		<p>Did not provide</p>
<p>Undergo an Evaluation with your approved ASAM certified medical doctor</p>	<p>Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 23, 2015</p>		<p>You have never provided the date you underwent an Evaluation with Dr. Kamal Artin</p>

Frank E. Goseco
September 6, 2016
Page 5

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report	Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—June 7, 2015	May 10, 2016	Late

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Please note that even if you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at Ivy.Cheung@calbar.ca.gov.

Sincerely,


Ivy Cheung
Probation Deputy

/ic

Enclosures

00235

Discipline Costs - 2016

Effective January 1, 2016.

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Transcript costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(1))	
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¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Monday, October 10, 2016 9:11 PM
To: Cheung, Ivy
Subject: Frank Goseco
Attachments: 10.10.16.qtr.rpt.pdf

Dear Ms. Cheung,

Attached is my 10.10.16 quarterly report. Under separate cover I will transmit my response to your recent correspondence. I understand that I have been late on some of my requirements, but those have been due to mostly financial struggles. I hope you understand. I have been sober for over 2 years now and have the same sponsor I started with.

Thank you

CONFIDENTIALITY NOTICE: This communication and any documents, files or previous e-mail messages attached to it, constitute an electronic communication within the scope of the Electronic Communication Privacy Act, 18 USCA 2510. This communication may contain non-public, confidential, or legally privileged information intended for the sole use of the designated recipient(s). The unlawful interception, use or disclosure of such information is strictly prohibited under 18 USCA 2511 and any applicable laws. If you are not the intended recipient, or have received this communication in error, please notify the sender immediately by reply email at meridianenergygroupinc.com or by telephone at (877) 542-5213 and delete all copies of this communication, including attachments, without reading them or saving them to disk. Thank you.

<p>IN THE MATTER OF Frank E. Gosco</p> <p>CASE NO(s): 14-C-02707, et al (S223448)</p> <p>Probation</p>	<p>(For Office of Probation Use Only)</p> <p>COMPLIANT</p> <p>OCT 10 2016 <i>IC</i></p> <p>Office of Probation</p>
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QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 10, 2015 through June 30, 2015)

Final Report Due: April 10, 2019
(for period April 1, 2019 through April 10, 2019)

Due: **January 10, 20__** **April 10, 20__** **July 10, 20__** **October 10, 2016**
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Frank E. Goseco
Case No. 14-C-02707, et al. (S223448)
Page 2

Current Address

- Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

My current home address and telephone number is:
9 Carmesi, Rancho Santa Margarita CA 92688
944-925-5115

Other current address(es) and telephone number(s) I can be reached at are:

Suspension

- I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

- During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

- During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

00240

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on 12/10/2015.
A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____ A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on 3/19/2016 and have re-scheduled to take the examination given on 11/5/2016.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 10/10/2016
(Actual date of signature)

Signature: _____

Frank E. Goseco

00241

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-03707 (S 223448)

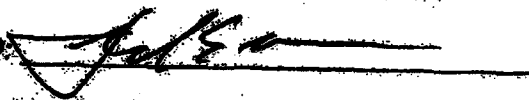
DATE	TIME	MEETING NAME	MEETING ADDRESS	ATTENDANCE	REMARKS	SIGNATURE

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Tish 2950 Airway Ave Suite B3 Costa Mesa CA 92626
714-641-0532

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Lehtinen Reem, 6331 Chapman Ave, Garden Grove, CA 92845
(714) 222-5288
lehtey@yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: 

DATE: 10-10-2012

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

00242

Gold Coast Counseling Center, Inc.

(714) 941-0000

Name

Address

City

State

Zip

Phone

Case No.

Referral Source

Referral Date

Referral Reason

Referral Status

Referral Type

Referral Agency

Referral Contact

Referral Date

Referral Reason

Referral Status

Referral Type

Referral Agency

Referral Contact

Referral Date

Referral Reason

Referral Status

Referral Type

Referral Agency

Referral Contact

Referral Date

Referral Reason

Referral Status

Referral Type

Referral Agency

Referral Contact

Referral Date

Referral Reason

Referral Status

NOT COMPLIANT

JK

OCT 10 2016

- Not timely
- Reporting Period Unclear
- Compliance Unclear
- Incorrectly dated
- Other

Office of Probation

00243

Re Used & Copied
 Old card with new
Self - Help meetings
Attendance

Date	Club	Sec./Leader
1. 8/5	Chr. Alms	Dana K
2. 8/12	Chr. Alms	Dana K
3. 8/19	Chr. Alms	Dana K
4. 8/26	Chr. Alms	Dana K
5. 9/2	Memphis C.	Grant D.
6. 9/7	Memphis C.	Grant D.
7. 9/14	Memphis C.	Grant D.
8. 9/21	Chr. Alms	Dana K
9. 9/28	Chr. Alms	Dana K
10. 10/5	Memphis C.	Grant D.
11.		
12.		

118

NOT COMPLIANT

OCT 10 2016 *IC*
 regarding Aug mtgs.
 Not timely Reporting Period Unclear
 Compliance Unclear Incorrectly dated
 Other. *Sept mtgs timely*
 Office of Probation

00244

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Tuesday, January 10, 2017 8:57 PM
To: Cheung, Ivy
Subject: Quarterly report
Attachments: 1.10.17 qtr.rpt.pdf

Frank E. Goseco

CONFIDENTIALITY NOTICE: This communication and any documents, files or previous e-mail messages attached to it, constitute an electronic communication within the scope of the Electronic Communication Privacy Act, 18 USCA 2510. This communication may contain non-public, confidential, or legally privileged information intended for the sole use of the designated recipient(s). The unlawful interception, use or disclosure of such information is strictly prohibited under 18 USCA 2511 and any applicable laws. If you are not the intended recipient, or have received this communication in error, please notify the sender immediately by reply email at meridianenergygroupinc.com or by telephone at (877) 542-5213 and delete all copies of this communication, including attachments, without reading them or saving them to disk. Thank you.

<p>IN THE MATTER OF Frank E. Goseco</p> <p>CASE NO(s): 14-C-02707, et al. (S223448)</p> <p>Probation</p>	<p style="text-align: center;">COMPLIANT <i>(For Office of Probation Use Only)</i></p> <p style="text-align: right;">JAN 10 2017 <i>sc</i></p> <p style="text-align: center;">Office of Probation</p>
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QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: **January 10, 2017** **April 10, 20__** **July 10, 20__** **October 10, 20__**
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

- Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

- My current home address and telephone number is: 9 Carmesi, Rancho Santa Margarita CA 92688
(949) 923-5115
- Other current address(es) and telephone number(s) I can be reached at are: _____

Suspension

- I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

- During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

- During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on _____. A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on 4/5/2016 and have re-scheduled to take the examination given on 3/18/2017.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 1/10/17
(Actual date of signature)

Signature: 
Frank E. Goseco

THE SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE



Your payment to the Superior Court of Orange County has been approved.
Your confirmation number is 063846.

PAYMENT CONFIRMATION

You may wish to print this page for your records. A copy of this has been sent to the e-mail address shown below. Print

Be advised that you may request that the conviction be set aside, subject to certain limitations. For more information, refer to Penal Code section 1203.4a for eligibility or visit the Court's website at www.occourts.org.

OC Pay Number	7879330
Case Number	13HM09795
Payment Method	MasterCard Debit
Card Number	****3242
Payment Amount	\$239.00
Convenience Fee	\$6.20
Total Paid	\$245.20
Payment Date	December 15, 2016 8:37 AM
E-Mail Address	fegoseco@hotmail.com

Thank you for your payment!

[Make another payment](#)

[Return to www.occourts.org](http://www.occourts.org)

*Final payment of fines
for Court*

00250

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-02707 (5223448)

DATE	TIME	MEETING NAME	MEETING SUBJECT	MEETING LOCATION	MEETING TYPE	SIGNATURE OF MEETING SECRETARY

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Dean Kingma, 16985 Lynn Ln. #1, Huntington Beach CA
Kingmadean@yahoo.com 714-552-2711

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Whitaker Rehm, 6331 Chapman Ave, Garden Grove, CA 92845
714-232-5358 Ladsy@yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: 

DATE: 1/10/17

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

00251

Self - Help Attendance

Date	Club	Sec./Leader
1. 10-12	HP	Whelan R
2. 10/21/16	Livingston	Dana J
3. 10-21	HP	Whelan R
4. Nov 4, 2016	Essex, Pa	Dana J
5. 11-9	HP	Whelan R
6. Nov 19, '16	Manassas	Tina T
7. 11-28	HP	Whelan R
8. 11-30	HP	Whelan R
9. 12/1/16	Essex, Pa	Dana J
10. Dec 17, 2016	Manassas	Tina T
11. 12-21	HP	Whelan R
12. 12-28	HP	Whelan R

116

NOT COMPLIANT

JAN 10 2017 ^{ll}
for Oct and Nov 2016

Not timely Reporting Period Unclear
 Compliance Unclear Incorrectly dated
 Other: Dec 2016 was timely

Office of Probation

00252

Cheung, Ivy

From: fegoseco@gmail.com
Sent: Monday, April 10, 2017 8:37 PM
To: Cheung, Ivy
Subject: Frank Goseco
Attachments: 4.17 qtr.rpt.pdf

Attached is the quarterly report. Thank you.

<p>IN THE MATTER OF Frank E. Goseco</p> <p>CASE NO(s): 14-C-02707, et al. (S223448)</p> <p>Probation</p>	<p align="center">COMPLIANT <i>(For Office of Probation Use Only)</i></p> <p align="right">APR 10 2017 <i>uc</i></p> <p align="center">Office of Probation</p>
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QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: January 10, 20__ April 10, 2017 July 10, 20__ October 10, 20__
(for period 1/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed);
 and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

- Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"); all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

- My current home address and telephone number is: 9 Carmesi, Rancho Santa Margarita CA 92648
(949) 923-5115
- Other current address(es) and telephone number(s) I can be reached at are: _____

Suspension

- I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

- During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

- During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on 12/10/2015.
A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on March 18, 2017.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 4/10/17
(Actual date of signature)

Signature: 
Frank E. Goseco

00257

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank Goseco

CASE NO: 14-C-02707(5223448)

DATE	TIME	MEETING NAME	DISTRICT/STREET ADDRESS	CITY/STATE/ZIP	PHONE NUMBER	SIGNATURE OF MEMBER OR OTHER
3-5	7pm	7PM AA	2040 Placentia Ave.	Costa Mesa	92627 8808	Dean K
3-12	"	"	"	"	"	Dean K
3-19	"	"	"	"	"	Dean K
3-26	"	"	"	"	"	Dean K
4-2	"	"	"	"	"	Dean K

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)

16885 Lyman Ln #1, Huntington Beach CA
kwynn dean @ yahoo . com 714 552-2711

COMPLIANT

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)

Whitaker Rehm 6331 Chapman Ave, Garden Grove, CA 92845
714-222-5258 Lecdey @ yahoo . com

APR 10 2017

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Office of Probation

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: [Signature]

DATE: 4/10/17

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

00258

Self - Help Attendance

Date	Club	Sec./Leader
1. 1-6	N.P.	Whit R
2. 1/8/17	CM AA	Jan T
3. 1/15/17	CM AA	Jan T
4. Jan 22	CM AA	Jan R
5. 1/25/17	CM AA	Jan T
6. 2-3	N.P.	Whit R
7. Feb 5	CM AA	Jan T
8. 2/12/17	CM AA	Jan R
9. 2/19/17	CM AA	Jan T
10. Feb 26	CM AA	Jan T
11.		
12.		

116

NOT COMPLIANT

APR 10 2017 ^{SC}

for Jan and Feb 2017 mtgs

- Not timely Reporting Period Unclear
 Compliance Unclear Incorrectly dated
 Other _____

Office of Probation

00259

Cheung, Ivy

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@CaStateBar.onmicrosoft.com>
To: fegoseco@hotmail.com
Sent: Thursday, May 18, 2017 11:48 AM
Subject: Relayed: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

fegoseco@hotmail.com

Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Cheung, Ivy

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@CaStateBar.onmicrosoft.com>
To: gosecolaw@gmail.com
Sent: Thursday, May 18, 2017 11:46 AM
Subject: Relayed: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

gosecolaw@gmail.com

Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Cheung, Ivy

From: Cheung, Ivy
Sent: Thursday, May 18, 2017 11:46 AM
To: gosecolaw@gmail.com; fegoseco@hotmail.com
Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)
Attachments: SLACOPIER3117051810440.pdf

Mr. Goseco,

Please find attached a courtesy emailed copy of your non-compliance letter, which is also mailed to your State Bar Membership Records address.

Sincerely,

—
Ivy Cheung | Probation Deputy
Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
213.765.1407 | Ivy.Cheung@calbar.ca.gov

This message may contain confidential information that may also be privileged. Unless you are the intended recipient or are authorized to receive information for the intended recipient, you may not use, copy, or disclose the message in whole or in part. If you have received this message in error, please advise the sender by reply e-mail and delete all copies of the message. Thank you.



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

http://www.calbar.ca.gov

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

**OFFICE OF PROBATION
ADDRESS VERIFIED**

May 18, 2017

May 18, 2017

BY: *TC*

Frank E. Goseco
9 Carmesi
Rancho Santa Margarita, CA 92688-1655

Courtesy email via: gosecolaw@gmail.com
fegoseco@hotmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

As you are aware, you were ordered to comply with specific terms and conditions of probation imposed by the Supreme Court which became effective April 18, 2015.

The following chart summarizes your compliance and non-compliance with the conditions of your probation to date:

Condition	Due Date	Completion Date	Comments
Schedule Req'd. Mtg.	May 18, 2015	July 10, 2015	Late
Hold Req'd. Mtg.	As Scheduled (for July 14, 2015)	July 14, 2015	
Medical Waiver	May 18, 2015	October 10, 2015	Late
Rule 9.20	May 28, 2015	October 10, 2015	Late
Provide the Office of Probation the name of your AA sponsor	April 28, 2015	July 10, 2015	Late
AA Meetings Attendance Reports	Attend at least four (4) AA meetings per month ¹ ; attendance reports due monthly: May 10, 2015 June 10, 2015 July 10, 2015 August 10, 2015	 October 10, 2015 October 10, 2015	 Did not file Report received late on October 10, 2015; only attended two (2) meetings in May 2015 Late Late

¹ Without additional information and/or documentation, your "Face-To-Face," "Alcohol Education Class," and "Group Attendance" through Gold Coast Counseling Center do not satisfy your requirement to attend at least four (4) AA meetings per month.

Condition	Due Date	Completion Date	Comments
AA Meetings Attendance Reports (cont.)	Attend at least four (4) AA meetings per month; attendance reports due monthly (cont.): September 10, 2015		Report received late on October 10, 2015; only attended three (3) meetings in August 2015
	October 10, 2015		Report received on October 10, 2015; only attended three (3) meetings in September 2015
	November 10, 2015		Report received late on January 10, 2016; only attended three (3) meetings in October 2015
	December 10, 2015 January 10, 2016	January 10, 2016	Late Report received on January 10, 2016; only attended three (3) meetings in December 2015
	February 10, 2016	April 10, 2016	Late
	March 10, 2016	April 10, 2016	Late
	April 10, 2016	April 10, 2016	
	May 10, 2016	April 10, 2016 & July 10, 2016	Report received late on July 10, 2016
	June 10, 2016	July 10, 2016	Late
	July 10, 2016	July 10, 2016	
	August 10, 2016	July 10, 2016 & October 10, 2016	Report received late on October 10, 2016
	September 10, 2016	October 10, 2016	Late
	October 10, 2016	October 10, 2016	
	November 10, 2016	October 10, 2016 & January 10, 2017	Report received late on January 10, 2017
	December 10, 2016	January 10, 2017	Late
	January 10, 2017	January 10, 2017	
	February 10, 2017	April 10, 2017	Late
	March 10, 2017	April 10, 2017	Late
	April 10, 2017	April 10, 2017	
	May 10, 2017		Did not file

Condition	Due Date	Completion Date	Comments
Quarterly Reports	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	Did not file
Underlying Criminal Probation Matter Reports	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	 July 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 April 10, 2017	Did not file You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the document(s) effectuating said change. You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the document(s) effecting said change
State Bar Ethics School	April 18, 2016	January 10, 2016	
Multistate Professional Responsibility Examination ("MPRE")	April 18, 2016	Taken: March 18, 2017 Proof: April 24, 2017	Late completion and proof of completion
Written Notice to the Office of Probation of completion, termination or withdrawal from the Salvation Army out-patient treatment program	Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 15, 2015	July 10, 2015	Late; you reported that you completed the Salvation Army out-patient treatment program on April 8, 2015

Frank E. Goseco
 May 18, 2017
 Page 4

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015	May 10, 2016	Late
Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		You have never provided the date you provided a complete copy of your stipulation to Dr. Kamal Artin
Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide

Condition	Due Date	Completion Date	Comments
<p>Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days</p>	<p>Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015</p>		<p>Did not provide</p>
<p>Undergo an Evaluation with your approved ASAM certified medical doctor</p>	<p>Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 23, 2015</p>		<p>You have never provided the date you underwent an Evaluation with Dr. Kamal Artin</p>
<p>Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report</p>	<p>Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—June 7, 2015</p>	<p>May 10, 2016</p>	<p>Late</p>

Condition	Due Date	Completion Date	Comments
Report compliance with your approved ASAM certificate medical doctor treatment conditions reports	Quarterly, beginning the period of your treatment by May 23, 2015; July 10, 2015 October 10, 2015		
	January 10, 2016		Did not report You reported under penalty of perjury that you have complied with all treatment conditions proposed by your medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not yet offer health benefits to any employee.
	April 10, 2016		You reported under penalty of perjury that you have complied with all treatment conditions proposed by your approved ASAM certified medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not offer health benefits to any employee.
	July 10, 2016	May 10, 2016 and July 10, 2016	You reported under penalty of perjury that you have complied with all treatment conditions proposed by your approved ASAM certified medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not offer health benefits to any employee
	October 10, 2016 January 10, 2017 April 10, 2017	October 10, 2016 April 10, 2017	Did not report

Condition	Due Date	Completion Date	Comments
<p>Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports</p>	<p>By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline by July 10, 2015: July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016</p> <p>October 10, 2016</p> <p>January 10, 2017</p>		<p>Did not provide Did not provide Did not provide Did not provide</p> <p>You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation.</p> <p>You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation.</p> <p>You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation.</p>

Frank E. Goseco
 May 18, 2017
 Page 8

Condition	Due Date	Completion Date	Comments
Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports (cont.)	By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline by July 10, 2015 (cont.): April 10, 2017		You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation.

You are being referred for your non-compliance with the terms and conditions of your probation. Your referral may result in the imposition of additional discipline and attendant costs (see attached). The Office of Probation will not send any further reminder letters regarding the aforementioned non-compliance or any future compliance due dates or lack of receipt of compliance documentation.

Please be reminded that LATE completion, submission, or filing of proof/documents, does not mean you are in compliance. You will never be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your probation.

If for any reason, you cannot *timely* comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, you *must* file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

Frank E. Goseco
May 18, 2017
Page 9

Please note that while you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at Ivy.Cheung@calbar.ca.gov.

Sincerely,



Ivy Cheung
Probation Deputy

/ic

Enclosure(s)

00272

Discipline Costs - 2017

Effective January 1, 2017.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2017, the adjustment is an increase of 2.42%.

For matters filed on or after January 1, 2017, the costs assessed are as follows:

Original Proceedings (Stage at which the matter settles)	Cost Assessment
Matters that go in Default	\$4,667
Matters that Settle Prior to Filing of a Notice of Disciplinary Charges	\$3,215
Matters that Settle during first 120 days of proceeding	\$3,758
Matters that Settle before Pretrial Statement is filed	\$5,957
Matters that Settle before trial but after Pretrial Statement is filed	\$7,793
Matters that proceed to a One-day trial	\$7,793
Matters that proceed to a Multi-day trial	\$17,574
Matters that proceed to the Review Department	\$21,497

Conviction Referrals (Stage at which the matter settles)	Cost Assessment
Matters that go into Default	\$9,149
Matters that Settle during the first 120 days of proceeding	\$2,629
Matters that Settle before Pretrial Statement is filed	\$5,640
Matters that Settle before trial but after Pretrial Statement is filed	\$7,403
Matters that proceed to a One-day trial	\$7,403
Matters that proceed into a Multi-day trial	\$13,480
Matters that proceed to the Review Department	\$19,269

Other Matters	Cost Assessment
Probation Revocation Proceedings	\$2,518
Rule 9.20 Proceedings	\$2,673

Additional Costs (as appropriate)	Cost Assessment
Each investigation matter over one	\$1,026
Each resignation	\$144
Consolidation costs equal to the minimum cost for the consolidated case type	
Transcript costs incurred by the Office of the Chief Trial Counsel (Business and Professions Code 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (Business and Professions Code 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0, CUUSA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CUU2010000100000.



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

<http://www.calbar.ca.gov>

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

**OFFICE OF PROBATION
ADDRESS VERIFIED**

May 18, 2017

May 18, 2017

BY: _____

sc

Frank E. Goseco
9 Carmesi
Rancho Santa Margarita, CA 92688-1655

Courtesy email via: gosecolaw@gmail.com
fegoseco@hotmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

As you are aware, you were ordered to comply with specific terms and conditions of probation imposed by the Supreme Court which became effective April 18, 2015.

The following chart summarizes your compliance and non-compliance with the conditions of your probation to date:

Condition	Due Date	Completion Date	Comments
Schedule Reqd. Mtg.	May 18, 2015	July 10, 2015	Late
Hold Reqd. Mtg.	As Scheduled (for July 14, 2015)	July 14, 2015	
Medical Waiver	May 18, 2015	October 10, 2015	Late
Rule 9.20	May 28, 2015	October 10, 2015	Late
Provide the Office of Probation the name of your AA sponsor	April 28, 2015	July 10, 2015	Late
AA Meetings Attendance Reports	Attend at least four (4) AA meetings per month ¹ ; attendance reports due monthly: May 10, 2015 June 10, 2015 July 10, 2015 August 10, 2015	 October 10, 2015 October 10, 2015	Did not file Report received late on October 10, 2015; only attended two (2) meetings in May 2015 Late Late

¹ Without additional information and/or documentation, your "Face-To-Face," "Alcohol Education Class," and "Group Attendance" through Gold Coast Counseling Center do not satisfy your requirement to attend at least four (4) AA meetings per month.

Condition	Due Date	Completion Date	Comments
AA Meetings Attendance Reports (cont.)	Attend at least four (4) AA meetings per month; attendance reports due monthly (cont.):		
	September 10, 2015		Report received late on October 10, 2015; only attended three (3) meetings in August 2015
	October 10, 2015		Report received on October 10, 2015; only attended three (3) meetings in September 2015
	November 10, 2015		Report received late on January 10, 2016; only attended three (3) meetings in October 2015
	December 10, 2015	January 10, 2016	Late
	January 10, 2016		Report received on January 10, 2016; only attended three (3) meetings in December 2015
	February 10, 2016	April 10, 2016	Late
	March 10, 2016	April 10, 2016	Late
	April 10, 2016	April 10, 2016	
	May 10, 2016	April 10, 2016 & July 10, 2016	Report received late on July 10, 2016
	June 10, 2016	July 10, 2016	Late
	July 10, 2016	July 10, 2016	
	August 10, 2016	July 10, 2016 & October 10, 2016	Report received late on October 10, 2016
	September 10, 2016	October 10, 2016	Late
	October 10, 2016	October 10, 2016	
	November 10, 2016	October 10, 2016 & January 10, 2017	Report received late on January 10, 2017
	December 10, 2016	January 10, 2017	Late
	January 10, 2017	January 10, 2017	
	February 10, 2017	April 10, 2017	Late
	March 10, 2017	April 10, 2017	Late
April 10, 2017	April 10, 2017		
May 10, 2017		Did not file	

Condition	Due Date	Completion Date	Comments
Quarterly Reports	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	Did not file
Underlying Criminal Probation Matter Reports	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	 July 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 April 10, 2017	Did not file You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the document(s) effectuating said change You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the document(s) effecting said change
State Bar Ethics School	April 18, 2016	January 10, 2016	
Multistate Professional Responsibility Examination ("MPRE")	April 18, 2016	Taken: March 18, 2017 Proof: April 24, 2017	Late completion and proof of completion
Written Notice to the Office of Probation of completion, termination or withdrawal from the Salvation Army out-patient treatment program	Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 15, 2015	July 10, 2015	Late; you reported that you completed the Salvation Army out-patient treatment program on April 8, 2015

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015	May 10, 2016	Late
Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		You have never provided the date you provided a complete copy of your stipulation to Dr. Kamal Artin
Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide

Condition	Due Date	Completion Date	Comments
<p>Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days.</p>	<p>Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015</p>		<p>Did not provide.</p>
<p>Undergo an Evaluation with your approved ASAM certified medical doctor</p>	<p>Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 23, 2015</p>		<p>You have never provided the date you underwent an Evaluation with Dr. Kamal Artin</p>
<p>Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report</p>	<p>Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—June 7, 2015</p>	<p>May 10, 2016</p>	<p>Late</p>

Condition	Due Date	Completion Date	Comments
Report compliance with your approved ASAM certificate medical doctor treatment conditions reports	Quarterly, beginning the period of your treatment by May 23, 2015: July 10, 2015 October 10, 2015		
	January 10, 2016		<p>Did not report</p> <p>You reported under penalty of perjury that you have complied with all treatment conditions proposed by your medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not yet offer health benefits to any employee.</p> <p>You reported under penalty of perjury that you have complied with all treatment conditions proposed by your approved ASAM certified medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not offer health benefits to any employee.</p>
	April 10, 2016		<p>You reported under penalty of perjury that you have complied with all treatment conditions proposed by your approved ASAM certified medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not offer health benefits to any employee.</p>
	July 10, 2016	May 10, 2016 and	
	October 10, 2016	July 10, 2016	
	January 10, 2017	October 10, 2016	
	April 10, 2017	April 10, 2017	Did not report

Condition	Due Date	Completion Date	Comments
<p>Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports</p>	<p>By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline by July 10, 2015: July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016</p> <p>October 10, 2016</p> <p>January 10, 2017</p>		<p>Did not provide Did not provide Did not provide Did not provide You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation. You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation. You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation.</p>

Condition	Due Date	Completion Date	Comments
Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports (cont.)	By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline by July 10, 2015 (cont.): April 10, 2017		You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation.

You are being referred for your non-compliance with the terms and conditions of your probation. Your referral may result in the imposition of additional discipline and attendant costs (see attached). The Office of Probation will not send any further reminder letters regarding the aforementioned non-compliance or any future compliance due dates or lack of receipt of compliance documentation.

Please be reminded that LATE completion, submission, or filing of proof/documents, does not mean you are in compliance. You will never be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your probation.

If for any reason, you cannot *timely* comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, *you must* file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

Frank E. Goseco
May 18, 2017
Page 9

Please note that while you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at Ivy.Cheung@calbar.ca.gov.

Sincerely,



Ivy Cheung
Probation Deputy

/ic

Enclosure(s)

00283

Discipline Costs – 2017

Effective January 1, 2017.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2017, the adjustment is an increase of 2.42%.

For matters filed on or after January 1, 2017, the costs assessed are as follows:

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Matters that go in Default	\$4,667
Matters that Settle Prior to Filing of a Notice of Disciplinary Charges	\$3,215
Matters that Settle during first 120 days of proceeding	\$3,758
Matters that Settle before Pretrial Statement is filed	\$5,957
Matters that Settle before trial but after Pretrial Statement is filed	\$7,793
Matters that proceed to a One-day trial	\$7,793
Matters that proceed to a Multi-day trial	\$17,574
Matters that proceed to the Review Department	\$21,497

Conviction Referrals (Stage at which the matter settles)	Cost Assessment
Matters that go into Default	\$3,149
Matters that Settle during the first 120 days of proceeding	\$2,629
Matters that Settle before Pretrial Statement is filed	\$5,640
Matters that Settle before trial but after Pretrial Statement is filed	\$7,403
Matters that proceed to a One-day trial	\$7,403
Matters that proceed into a Multi-day trial	\$13,480
Matters that proceed to the Review Department	\$19,269

Other Matters	Cost Assessment
Probation Revocation Proceedings	\$2,518
Rule 9.20 Proceedings	\$2,673

Additional Costs (as appropriate)	Cost Assessment
Each investigation matter over one	\$1,026
Each resignation	\$144
Consolidation costs equal to the minimum cost for the consolidated case type	
Transcript costs incurred by the Office of the Chief Trial Counsel (Business and Professions Code 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (Business and Professions Code 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0, CUUSA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Monday, July 10, 2017 5:53 PM
To: Cheung, Ivy
Subject: Frank E. Goseco
Attachments: 7.17 qtr.rpt.pdf

Quarterly report is attached.

<p>IN THE MATTER OF Frank E. Goseco</p> <p>CASE NO(s): 14-C-02707, et al. (S223448)</p> <p>Probation</p>	<p style="text-align: center;">COMPLIANT <i>(For Office of Probation Use Only)</i></p> <p style="text-align: center;">JUL 10 2017 <i>sc</i></p> <p style="text-align: center;">Office of Probation</p>
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QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: January 10, 20__ April 10, 20__ July 10, 2017 October 10, 20__
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

_____ (attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

My current home address and telephone number is: 9 Carmesi Rancho Santa Margarita CA 92688
(949) 923-5115

Other current address(es) and telephone number(s) I can be reached at are: _____

Suspension

I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on 12/10/15. A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on Mar. 18, 2017. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 7/6/17
(Actual date of signature)

Signature: 
Frank E. Goseco

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-02707(5223448)

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY/STATE/ZIP	MEETING TELEPHONE	SIGNATURE OF MEETING SECRETARY
4-9	7pm	AA	2040 Placentia	CA 92627	749-646 8868	Dean K
4-16	"	"	"	"	"	Dean K
4-23	"	"	"	"	"	Dean K
4-30	"	"	"	"	"	Dean K

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)

Dean Kingma, Wynne Ln #1, Huntington Beach CA
Kingma dean @ yahoo.com (714) 552-2211

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)

Whitaker Rehm 6331 Chapman Ave, Garden Grove CA 92845
714-222-5258 Lacey @ yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

NOT COMPLIANT

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: [Signature]

DATE: 5/1/17

JUL 10 2017 II

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP **GOVERNOR'S OFFICE**

- Not timely
- Reporting Period Unclear
- Compliance Unclear
- Incorrectly dated
- Other

Office of Probation

00290

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-02707(5223448)

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY	MEETING TELEPHONE	SIGNATURE OF MEETING SECRETARY
5/7	7pm	7pm AA	2640 Placentia	CA 92627	949 646 6805	Frank
5/14	"	"	"	"	"	Frank
5/21	"	"	"	"	"	Frank
5/28	"	"	"	"	"	Frank

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Dean Kingman Lyman Ln #1, Huntington Beach CA
Kingmandean@yahoo.com (714) 552-2711

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Wiktaker Behm 6331 Chapman Ave, Garden Grove CA 92845
714-222-5258 lucdey@yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

NOT COMPLIANT

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: [Signature]

DATE: 5/29/17

JUL 10 2017 JK

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE

- No Change
 Compliance Unclear
 Incorrectly dated
 Other _____

Office of Probation

00291

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-02707(5223448)

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY AND STATE	MEETING TELEPHONE	SIGNATURE OF MEETING SECRETARY
6/4	7pm	AA	2040 Placenta	CA 92627	949 646 8868	Frank
6/11	"	"	"	"	"	Frank
6/18	"	"	"	"	"	Frank
6/25	"	"	"	"	"	Frank

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Dean Kingman Box 1, Huntington Beach CA
Kingman.dean@yahoo.com (714) 552-2711

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Whitaker Rehm 6331 Chapman Ave, Garden Grove CA 92845
714-272-5258 lucley@yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

COMPLIANT

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: 

DATE: 7/1/17

JUL 10 2017 *sc*

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

Office of Probation

00292



The document to which this certificate is affixed is a full, true and correct copy of the original on file and of record in the State Bar Court.

ATTEST April 17, 2018

State Bar Court, State Bar of California,
Los Angeles

By
Clerk

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); Code Civ. Proc., § 1013a(4)]

I am a Court Specialist of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on August 24, 2018, I deposited a true copy of the following document(s):

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING; ORDER OF INVOLUNTARY INACTIVE ENROLLMENT

in a sealed envelope for collection and mailing on that date as follows:

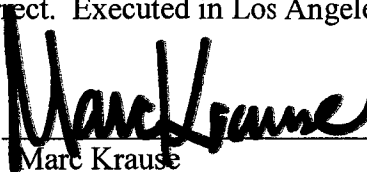
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

FRANK E. GOSECO
9 CARMESI
RANCHO SANTA MARGARITA, CA
92688 - 1655

- by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

KRISTINA A. B. RAMOS, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on August 24, 2018.



Marc Krause
Court Specialist
State Bar Court

NAME: Frank Goseco

Gold Coast Counseling Center, Inc. (714) 641-0532

wed 3pm
FACE-TO-FACE NEXT APPT.

Mon 6-8pm
Alcohol Education Class

wed 6-8pm
GROUP ATTENDANCE

<input checked="" type="checkbox"/> 5/27/15	<input checked="" type="checkbox"/> 6/9/15
<input checked="" type="checkbox"/> 6/1/15	<input checked="" type="checkbox"/> 6/23/15
<input checked="" type="checkbox"/> 6/24/15	<input checked="" type="checkbox"/> 7/1/14
<input checked="" type="checkbox"/> 7/8/15	<input checked="" type="checkbox"/> 7/20/16
<input checked="" type="checkbox"/> 7/22/15	<input checked="" type="checkbox"/> 8/23/16
<input checked="" type="checkbox"/> 8/5/15	<input checked="" type="checkbox"/> 8/27
<input checked="" type="checkbox"/> 8/19/15	<input checked="" type="checkbox"/> 9/2
<input checked="" type="checkbox"/> 9/12/15	<input checked="" type="checkbox"/> 9/30
<input checked="" type="checkbox"/> 9/16/15	<input checked="" type="checkbox"/> 10/11/16
<input checked="" type="checkbox"/> 9/30/15	<input checked="" type="checkbox"/> 11/4/16
<input checked="" type="checkbox"/> 10/14/15	<input checked="" type="checkbox"/> 11/13
<input checked="" type="checkbox"/> 10/28/15	<input checked="" type="checkbox"/> 11/27
<input checked="" type="checkbox"/> 11/11/15	<input checked="" type="checkbox"/> 12/11/17
<input checked="" type="checkbox"/> 11/25/15	<input type="checkbox"/> DATE

<input checked="" type="checkbox"/> 6/1	DATE
<input checked="" type="checkbox"/> 6/8	DATE
<input checked="" type="checkbox"/> 6/15	DATE
<input checked="" type="checkbox"/> 6/22	DATE
<input checked="" type="checkbox"/> 6/29	DATE
<input checked="" type="checkbox"/> 7/6	DATE
<input type="checkbox"/> DATE	DATE
<input type="checkbox"/> DATE	DATE
<input checked="" type="checkbox"/> 8/17 6pm	DATE
<input type="checkbox"/> DATE	DATE
<input type="checkbox"/> DATE	DATE
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<input type="checkbox"/> DATE	DATE

<input checked="" type="checkbox"/> 5/20/15	<input checked="" type="checkbox"/> 6/14/15	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 6/3/15	<input checked="" type="checkbox"/> 6/18/16	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 6/17/15	<input checked="" type="checkbox"/> 7/27	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 7/1/15	<input checked="" type="checkbox"/> 8/2/10	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 7/15/15	<input checked="" type="checkbox"/> 8/24	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 7/29/15	<input checked="" type="checkbox"/> 9/9	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 8/12/15	<input checked="" type="checkbox"/> 9/30	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 8/27-15	<input checked="" type="checkbox"/> 10/16	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 9-23-15	<input checked="" type="checkbox"/> 11/20	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 10/7/15	<input checked="" type="checkbox"/> 12/14	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 10/21/15	<input type="checkbox"/> DATE	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 11/4/15	<input type="checkbox"/> DATE	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 11/18/15	<input type="checkbox"/> DATE	<input type="checkbox"/> DATE
<input checked="" type="checkbox"/> 12/2/15	<input type="checkbox"/> DATE	<input type="checkbox"/> DATE

Cheung, Ivy

From: Microsoft Outlook
To: gosecolaw@gmail.com; fegoseco@hotmail.com
Sent: Tuesday, September 06, 2016 4:42 PM
Subject: Relayed: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

gosecolaw@gmail.com (gosecolaw@gmail.com) <<mailto:gosecolaw@gmail.com>>

fegoseco@hotmail.com (fegoseco@hotmail.com) <<mailto:fegoseco@hotmail.com>>

Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Cheung, Ivy

From: Cheung, Ivy
Sent: Tuesday, September 06, 2016 4:42 PM
To: gosecolaw@gmail.com; fegoseco@hotmail.com
Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)
Attachments: SLACOPIER3116090615560.pdf

Mr. Goseco,

Please find attached a courtesy copy of a non-compliance letter, also mailed to your State Bar Membership Records address.

Sincerely,

--
Ivy Cheung | Probation Deputy
Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
213.765.1407 | Ivy.Cheung@calbar.ca.gov

This message may contain confidential information that may also be privileged. Unless you are the intended recipient or are authorized to receive information for the intended recipient, you may not use, copy, or disclose the message in whole or in part. If you have received this message in error, please advise the sender by reply e-mail and delete all copies of the message. Thank you.

Condition	Due Date	Completion Date	Comments
AA Meetings Attendance Reports	Attend at least four (4) AA meetings per month ¹ ; attendance reports due monthly: May 10, 2015 June 10, 2015		Did not file Report received late on October 10, 2015; only attended two (2) meetings in May 2015
	July 10, 2015	October 10, 2015	Late
	August 10, 2015	October 10, 2015	Late
	September 10, 2015		Report received late on October 10, 2015; only attended three (3) meetings in August 2015
	October 10, 2015		Report received on October 10, 2015; only attended three (3) meetings in September 2015
	November 10, 2015		Report received late on January 10, 2016; only attended three (3) meetings in October 2015
	December 10, 2015	January 10, 2016	Late
	January 10, 2016		Report received on January 10, 2016; only attended three (3) meetings in December 2015
	February 10, 2016	April 10, 2016	Late
	March 10, 2016	April 10, 2016	Late
	April 10, 2016	April 10, 2016	
	May 10, 2016	April 10, 2016 and July 10, 2016	Report received late on July 10, 2016
	June 10, 2016	July 10, 2016	Late
July 10, 2016	July 10, 2016		
August 10, 2016	July 10, 2016	Did not file	
QTRLY REPORTS	July 10, 2015		Did not file
	October 10, 2015	October 10, 2015	
	January 10, 2016	January 10, 2016	
	April 10, 2016	April 10, 2016	
	July 10, 2016	July 10, 2016	

¹ Without additional information and/or documentation, your "Face-To-Face," "Alcohol Education Class," and "Group Attendance" through Gold Coast Counseling Center do not satisfy your requirement to attend at least four (4) AA meetings per month.

Condition	Due Date	Completion Date	Comments
UCPM REPORTS	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016	July 10, 2016 April 10, 2016 July 10, 2016	Did not file You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the documents(s) effectuating said change
Written Notice to the Office of Probation of completion, termination or withdrawal from the Salvation Army out-patient treatment program	Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 15, 2015	July 10, 2015	Late; you reported that you completed the Salvation Army out-patient treatment program on April 8, 2015
Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015	May 10, 2016	Late
Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		You have never provided the date you provided a complete copy of your stipulation to Dr. Kamal Artin

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide
Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide
Undergo an Evaluation with your approved ASAM certified medical doctor	Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 23, 2015		You have never provided the date you underwent an Evaluation with Dr. Kamal Arin

Frank E. Goseco
September 6, 2016
Page 5

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report	Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—June 7, 2015	May 10, 2016	Late

You are not in compliance with the terms and conditions of your probation, and you face a non-compliance referral which may result in the imposition of additional discipline and attendant costs (see attached). Even if you contact the Office of Probation, a referral may still be prepared. The Office of Probation will not send any further reminder letters regarding the aforementioned non-compliance or any future compliance due dates or lack of receipt of compliance documentation.

Please be reminded that LATE completion, submission, or filing of proof/documents, does not mean you are in compliance. You will never be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your probation.

If for any reason, you cannot *timely* comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, *you must* file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

Please note that even if you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at Ivy.Cheung@calbar.ca.gov.

Sincerely,


Ivy Cheung
Probation Deputy

/ic

Enclosures

00228

Discipline Costs – 2016

Effective January 1, 2016.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2016, the adjustment is an increase of 2.39%.

For matters filed on or after January 1, 2016, the costs assessed are as follows:

Original Proceedings (Stage at which the matter settles)	Cost Assessment
Matters that go in Default	\$4,557
Matters that Settle Prior to Filing of a Notice of Disciplinary Charges	\$3,139
Matters that Settle during first 120 days of proceeding	\$3,669
Matters that Settle before Pretrial Statement is filed	\$5,816
Matters that Settle before trial but after Pretrial Statement is filed	\$7,609
Matters that proceed to a One-day trial	\$7,609
Matters that proceed to a Multi-day trial	\$17,159
Matters that proceed to the Review Department	\$20,989

Conviction Referrals (Stage at which the matter settles)	Cost Assessment
Matters that go into Default	\$3,075
Matters that Settle during the first 120 days of proceeding	\$2,567
Matters that Settle before Pretrial Statement is filed	\$5,507
Matters that Settle before trial but after Pretrial Statement is filed	\$7,228
Matters that proceed to a One-day trial	\$7,228
Matters that proceed into a Multi-day trial	\$13,162
Matters that proceed to the Review Department	\$18,814

Other Matters	Cost Assessment
Probation Revocation Proceedings	\$2,459
Rule 9.20 Proceedings	\$2,610

Additional Costs (as appropriate)	Cost Assessment
Each investigation matter over one	\$1,001
Each resignation	\$140
Consolidation cost equal to the minimum cost for the consolidated case type	
Transcript costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

<http://www.calbar.ca.gov>

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

**OFFICE OF PROBATION
ADDRESS VERIFIED**

SEP 06 2016

September 6, 2016

Frank E. Goseco
9 Carmesi
Rancho Santa Margarita, CA 92688-1655

Courtesy email via: gosecolaw@gmail.com
fegoseco@hotmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

As you are aware, you were ordered to comply with specific terms and conditions of your probation imposed by the Supreme Court which became effective April 18, 2015.

The following chart summarizes your compliance and non-compliance with the conditions of your probation to date:

Condition	Due Date	Completion Date	Comments
Schedule Req'd. Mtg.	May 18, 2015	July 10, 2015	Late
Hold Req'd. Mtg.	As Scheduled (for July 14, 2015)	July 14, 2015	
MEDICAL WAIVER	May 18, 2015	October 10, 2015	Late
Provide the Office of Probation the name of AA sponsor	April 28, 2015	July 10, 2015	Late

00231

Condition	Due Date	Completion Date	Comments
AA Meetings Attendance Reports	Attend at least four (4) AA meetings per month ¹ ; attendance reports due monthly: May 10, 2015 June 10, 2015		Did not file Report received late on October 10, 2015; only attended two (2) meetings in May 2015
	July 10, 2015	October 10, 2015	Late
	August 10, 2015	October 10, 2015	Late
	September 10, 2015		Report received late on October 10, 2015; only attended three (3) meetings in August 2015
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	April 10, 2016	April 10, 2016	
	May 10, 2016	April 10, 2016 and July 10, 2016	Report received late on July 10, 2016
	June 10, 2016	July 10, 2016	Late
	July 10, 2016	July 10, 2016	
August 10, 2016		Did not file	
QTRLY REPORTS	July 10, 2015		Did not file
	October 10, 2015	October 10, 2015	
	January 10, 2016	January 10, 2016	
	April 10, 2016	April 10, 2016	
	July 10, 2016	July 10, 2016	

¹ Without additional information and/or documentation, your "Face-To-Face," "Alcohol Education Class," and "Group Attendance" through Gold Coast Counseling Center do not satisfy your requirement to attend at least four (4) AA meetings per month.

Condition	Due Date	Completion Date	Comments
UCPM REPORTS	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016	July 10, 2016 April 10, 2016 July 10, 2016	Did not file You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the documents(s) effectuating said change
Written Notice to the Office of Probation of completion, termination or withdrawal from the Salvation Army out-patient treatment program	Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 15, 2015	July 10, 2015	Late; you reported that you completed the Salvation Army out-patient treatment program on April 8, 2015
Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015	May 10, 2016	Late
Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		You have never provided the date you provided a complete copy of your stipulation to Dr. Kamal Artin

Condition	Due Date	Completion Date	Comments
<p>Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation</p>	<p>Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015</p>		<p>Did not provide</p>
<p>Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days</p>	<p>Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015</p>		<p>Did not provide</p>
<p>Undergo an Evaluation with your approved ASAM certified medical doctor</p>	<p>Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 23, 2015</p>		<p>You have never provided the date you underwent an Evaluation with Dr. Kamal Artin</p>

Frank E. Goseco
September 6, 2016
Page 5

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report	Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—June 7, 2015	May 10, 2016	Late


You are not in compliance with the terms and conditions of your probation, and you face a non-compliance referral which may result in the imposition of additional discipline and attendant costs (see attached). Even if you contact the Office of Probation, a referral may still be prepared. The Office of Probation will not send any further reminder letters regarding the aforementioned non-compliance or any future compliance due dates or lack of receipt of compliance documentation.

Please be reminded that **LATE** completion, submission, or filing of proof/documents, does not mean you are in compliance. You will never be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your probation.

If for any reason, you cannot *timely* comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, *you must* file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

Please note that even if you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at Ivy.Cheung@calbar.ca.gov.

Sincerely,


Ivy Cheung
Probation Deputy

/ic

Enclosures

00235

Discipline Costs - 2016

Effective January 1, 2016.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2016, the adjustment is an increase of 2.39%.

For matters filed on or after January 1, 2016, the costs assessed are as follows:

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Matters that go in Default	\$4,557
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Matters that proceed into a Multi-day trial	\$13,162
Matters that proceed to the Review Department	\$18,814

Other Matters	Cost Assessment
Probation Revocation Proceedings	\$2,459
Rule 9.20 Proceedings	\$2,610

Additional Costs (as appropriate)	Cost Assessment
Each investigation matter over one	\$1,001
Each resignation	\$140
Consolidation cost equal to the minimum cost for the consolidated case type	
Transcript costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Monday, October 10, 2016 9:11 PM
To: Cheung, Ivy
Subject: Frank Goseco
Attachments: 10.10.16.qtr.rpt.pdf

Dear Ms. Cheung,

Attached is my 10.10.16 quarterly report. Under separate cover I will transmit my response to your recent correspondence. I understand that I have been late on some of my requirements, but those have been due to mostly financial struggles. I hope you understand. I have been sober for over 2 years now and have the same sponsor I started with.

Thank you

CONFIDENTIALITY NOTICE: This communication and any documents, files or previous e-mail messages attached to it, constitute an electronic communication within the scope of the Electronic Communication Privacy Act, 18 USCA 2510. This communication may contain non-public, confidential, or legally privileged information intended for the sole use of the designated recipient(s). The unlawful interception, use or disclosure of such information is strictly prohibited under 18 USCA 2511 and any applicable laws. If you are not the intended recipient, or have received this communication in error, please notify the sender immediately by reply email at meridianenergygroupinc.com or by telephone at (877) 542-5213 and delete all copies of this communication, including attachments, without reading them or saving them to disk. Thank you.

IN THE MATTER OF
Frank E. Gesecco

(For Office of Probation) **COMPLIANT**

CASE NO(s): 14-C-02707, et al (S223448)

OCT 10 2016 ^u

Probation

Office of Probation

QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 1, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: January 10, 20__ April 10, 20__ July 10, 20__ October 10, 2016
(for period 1/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

00239

Current Address

- Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

- My current home address and telephone number is: 9 Carmesi, Rancho Santa Margarita CA 92688
949-925-5115
- Other current address(es) and telephone number(s) I can be reached at are: _____

Suspension

- I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

- During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

- During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on 12/10/2015.
A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____ A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on 3/19/2016 and have re-scheduled to take the examination given on 11/5/2016.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 10/10/2016
(Actual date of signature)

Signature: _____

Frank E. Gosco

00241

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-03707 (S 223448)

DATE	TIME	MEETING NAME	LOCATION	ADDRESS	ZIP CODE	PHONE NUMBER

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Tish 2950 Airway Ave Suite B3 Costa Mesa CA 92626
714-641-0532

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Lakshakar Akhram, 6331 Chapman Ave, Garden Grove, CA 92845
(714) 222-5288 Lakshakar@yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: 

DATE: 10-10-2012

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

00242

Re Used & Copied
 Old card with new meetings
Self - Help
Attendance

Date	Club	Sec./Leader
1. 8/5	CM. Alena	Diana K
2. 8/12	CM. Alena	Diana K
3. 8/19	CM. Alena	Diana K
4. 8/26	CM. Alena	Diana K
5. Aug 31	Moments C.	Grant D.
6. Sept 7	Moments C.	Grant D.
7. Sept 14	Moments C.	Grant D.
8. 9/23	CM. Alena	Diana K
9. 9/30	CM. Alena	Diana K
10. Oct 7	Moments C.	Grant D.
11.		
12.		

115

NOT COMPLIANT

OCT 10 2016 *IC*
 regarding any mtgs.
 Not timely Reporting Period Unclear
 Compliance Unclear Incorrectly dated
 Other *Sept. mtgs. timely*
 Office of Probation

00244

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Tuesday, January 10, 2017 8:57 PM
To: Cheung, Ivy
Subject: Quarterly report
Attachments: 1.10.17 qtr.rpt.pdf

Frank E. Goseco

CONFIDENTIALITY NOTICE: This communication and any documents, files or previous e-mail messages attached to it, constitute an electronic communication within the scope of the Electronic Communication Privacy Act, 18 USCA 2510. This communication may contain non-public, confidential, or legally privileged information intended for the sole use of the designated recipient(s). The unlawful interception, use or disclosure of such information is strictly prohibited under 18 USCA 2511 and any applicable laws. If you are not the intended recipient, or have received this communication in error, please notify the sender immediately by reply email at meridianenergygroupinc.com or by telephone at (877) 542-5213 and delete all copies of this communication, including attachments, without reading them or saving them to disk. Thank you.

IN THE MATTER OF
Frank E. Goseco

CASE NO(s): 14-C-02707, et al. (S223448)

Probation

COMPLIANT
(For Office of Probation Use Only)

JAN 10 2017 *ll*

Office of Probation

QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: **January 10, 2017** **April 10, 20__** **July 10, 20__** **October 10, 20__**
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

My current home address and telephone number is: _____
9 Carmesi, Rancho Santa Margarita CA 92688
(949) 923-5115

— Other current address(es) and telephone number(s) I can be reached at are: _____

Suspension

I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on _____.
A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on 4/5/2016 and have re-scheduled to take the examination given on 3/18/2017.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 1/10/17
(Actual date of signature)

Signature: 
Frank E. Goseco

00249

**THE SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE**



Your payment to the Superior Court of Orange County has been approved.
Your confirmation number is 063346.

PAYMENT CONFIRMATION

You may wish to print this page for your records. A copy of this has been sent to the e-mail address shown below. Print

Be advised that you may request that the conviction be set aside, subject to certain limitations. For more information, refer to Penal Code section 1203.4a for eligibility or visit the Court's website at www.occourts.org.

OC Pay Number	7879330
Case Number	134M09795
Payment Method	MasterCard Debit
Card Number	****3242
Payment Amount	\$239.00
Convenience Fee	\$8.20
Total Paid	\$245.20
Payment Date	December 15, 2016 8:57 AM
E-Mail Address	legoseco@hotmail.com

Thank you for your payment!

[Make another payment](#)

[Return to www.occourts.org](http://www.occourts.org)

*Final payment of fines
for Court*

00250

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-02707 (5223448)

DATE	TIME	MEETING NAME	MEETING SUBJECT	MEETING TYPE	MEETING LOCATION	SIGNATURE OF REPRESENTATIVE

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

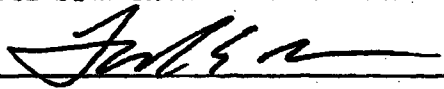
Dean Kingma, 16985 Lynn Ln. #11, Huntington Beach CA
Kingmadean@yahoo.com 714-552-2711

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Whitaker Rehm, 6331 Chapman Ave, Garden Grove, CA 92845
714-232-5258 Lacey@yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: 

DATE: 1/10/17

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

00251

Self - Help Attendance

Date	Club	Sec./Leader
1. 10.12	HP	Wesley R
2. 10/24/16	Carving	Dan
3. 10.26	HP	Wesley R
4. Nov 4, 2016	Carving	Dan
5. 11.9	HP	Wesley R
6. 11.19.16	Carving	Tina T
7. 11.28	HP	Wesley R
8. 11.30	HP	Wesley R
9. 12/2/16	Carving	Dan
10. 12.12, 2016	Carving	Tina T
11. 12.21	HP	Wesley R
12. 12.28	HP	Wesley R

116

NOT COMPLIANT

JAN 10 2017 ³²
for Oct and Nov 2016

Not timely Reporting Period Unclear
 Compliance Unclear Incorrectly dated
 Other: Dec 2016 was timely

Office of Probation

00252

Cheung, Ivy

From: fegoseco@gmail.com
Sent: Monday, April 10, 2017 8:37 PM
To: Cheung, Ivy
Subject: Frank Goseco
Attachments: 4.17 qtr.rpt.pdf

Attached is the quarterly report. Thank you.

<p>IN THE MATTER OF Frank E. Goseco</p> <p>CASE NO(s): 14-C-02707, et al. (S223448)</p> <p>Probation</p>	<p style="text-align: center;">COMPLIANT (For Office of Probation Use Only)</p> <p style="text-align: center;">APR 10 2017 <i>u</i></p> <p style="text-align: center;">Office of Probation</p>
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QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: January 10, 20__ April 10, 2017 July 10, 20__ October 10, 20__
(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

- Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

- My current home address and telephone number is: 9 Carmesi, Rancho Santa Margarita CA 92648
(949) 923-5115

Other current address(es) and telephone number(s) I can be reached at are: _____

Suspension

- I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

- During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

- During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on 12/10/2015.
A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on March 18, 2017.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 4/10/17
(Actual date of signature)

Signature: 
Frank E. Goseco

00257

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank Goseco

CASE NO: 14-C-02707(5223448)

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY AND STATE	MEETING PHONE NUMBER	SIGNATURE OF MEETING SECRETARY
3-5	7pm	7PM AA	2040 Placentia Ave	Costa Mesa 92627	949 646 8808	Dean K
3-12	"	"	"	"	"	Dean K
3-19	"	"	"	"	"	Dean K
3-26	"	"	"	"	"	Dean K
4-2	"	"	"	"	"	Dean K

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)

16885 Lyman Ln #1, Huntington Beach CA
kingman dean@yahoo.com 714 552-2711

COMPLIANT

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)

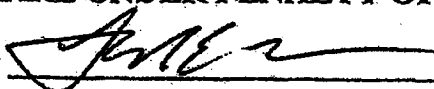
Whitaker Rehm 6331 Chapman Ave, Garden Grove, CA 92845
714-222-5258 lacdey@yahoo.com

APR 10 2017

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Office of Probation

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: 

DATE: 4/10/17

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

00258

Self - Help Attendance

Date	Club	Sec./Leader
1. 1.6	HP	White L
2. 1/5/17	CM AA	Zam T
3. 1/15/17	CM AA	Zam T
4. Jan 22	CM AA	Zam R
5. 1/25/17	CM AA	Zam T
6. 2. 23	HP	White R
7. Feb 5	CM AA	Zam T
8. 2/12/17	CM AA	Zam R
9. 2/18/17	CM AA	Zam T
10. Feb 26	CM AA	Zam T
11.		
12.		

116

NOT COMPLIANT

APR 10 2017 ^{ll}
for Jan and Feb 2017 mtgs

- Not timely Reporting Period Unclear
- Compliance Unclear Incorrectly dated
- Other _____

Office of Probation

00259

Cheung, Ivy

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@CaStateBar.onmicrosoft.com>
To: fegoseco@hotmail.com
Sent: Thursday, May 18, 2017 11:48 AM
Subject: Relayed: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

fegoseco@hotmail.com

Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Cheung, Ivy

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@CaStateBar.onmicrosoft.com>
To: gosecolaw@gmail.com
Sent: Thursday, May 18, 2017 11:46 AM
Subject: Relayed: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

gosecolaw@gmail.com

Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)

Cheung, Ivy

From: Cheung, Ivy
Sent: Thursday, May 18, 2017 11:46 AM
To: gosecolaw@gmail.com; fegoseco@hotmail.com
Subject: Frank E. Goseco; SBN: 132732; Case # 14-C-02707, et al. (S223448)
Attachments: SLACOPIER3117051810440.pdf

Mr. Goseco,

Please find attached a courtesy emailed copy of your non-compliance letter, which is also mailed to your State Bar Membership Records address.

Sincerely,

--
Ivy Cheung | Probation Deputy
Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
213.765.1407 | ivy.Cheung@calbar.ca.gov

This message may contain confidential information that may also be privileged. Unless you are the intended recipient or are authorized to receive information for the intended recipient, you may not use, copy, or disclose the message in whole or in part. If you have received this message in error, please advise the sender by reply e-mail and delete all copies of the message. Thank you.



**THE STATE BAR
OF CALIFORNIA**

345 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

<http://www.calbar.ca.gov>

Ivy Cheung: (213) 765-1407

Ivy.Cheung@calbar.ca.gov

**OFFICE OF PROBATION
ADDRESS VERIFIED**

May 18, 2017

May 18, 2017

BY: _____

sc

Frank E. Goseco
9 Carmesi
Rancho Santa Margarita, CA 92688-1655

Courtesy email via: gosecolaw@gmail.com
fegoseco@hotmail.com

In re: 14-C-02707, et al. (S223448)

In the Matter of Frank E. Goseco

Dear Frank E. Goseco:

As you are aware, you were ordered to comply with specific terms and conditions of probation imposed by the Supreme Court which became effective April 18, 2015.

The following chart summarizes your compliance and non-compliance with the conditions of your probation to date:

Condition	Due Date	Completion Date	Comments
Schedule Req'd. Mtg.	May 18, 2015	July 10, 2015	Late
Hold Req'd. Mtg.	As Scheduled (for July 14, 2015)	July 14, 2015	
Medical Waiver	May 18, 2015	October 10, 2015	Late
Rule 9.20	May 28, 2015	October 10, 2015	Late
Provide the Office of Probation the name of your AA sponsor	April 28, 2015	July 10, 2015	Late
AA Meetings Attendance Reports	Attend at least four (4) AA meetings per month ¹ ; attendance reports due monthly: May 10, 2015 June 10, 2015 July 10, 2015 August 10, 2015	October 10, 2015 October 10, 2015	Did not file Report received late on October 10, 2015; only attended two (2) meetings in May 2015 Late Late

¹ Without additional information and/or documentation, your "Face-To-Face," "Alcohol Education Class," and "Group Attendance" through Gold Coast Counseling Center do not satisfy your requirement to attend at least four (4) AA meetings per month.

Condition	Due Date	Completion Date	Comments
AA Meetings Attendance Reports (cont.)	Attend at least four (4) AA meetings per month; attendance reports due monthly (cont.): September 10, 2015		Report received late on October 10, 2015; only attended three (3) meetings in August 2015
	October 10, 2015		Report received on October 10, 2015; only attended three (3) meetings in September 2015
	November 10, 2015		Report received late on January 10, 2016; only attended three (3) meetings in October 2015
	December 10, 2015	January 10, 2016	Late
	January 10, 2016		Report received on January 10, 2016; only attended three (3) meetings in December 2015
	February 10, 2016	April 10, 2016	Late
	March 10, 2016	April 10, 2016	Late
	April 10, 2016	April 10, 2016	
	May 10, 2016	April 10, 2016 & July 10, 2016	Report received late on July 10, 2016
	June 10, 2016	July 10, 2016	Late
	July 10, 2016	July 10, 2016	
	August 10, 2016	July 10, 2016 & October 10, 2016	Report received late on October 10, 2016
	September 10, 2016	October 10, 2016	Late
	October 10, 2016	October 10, 2016	
	November 10, 2016	October 10, 2016 & January 10, 2017	Report received late on January 10, 2017
	December 10, 2016	January 10, 2017	Late
	January 10, 2017	January 10, 2017	
	February 10, 2017	April 10, 2017	Late
	March 10, 2017	April 10, 2017	Late
	April 10, 2017	April 10, 2017	
May 10, 2017		Did not file	

Condition	Due Date	Completion Date	Comments
Quarterly Reports	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	Did not file
Underlying Criminal Probation Matter Reports	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	 July 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 April 10, 2017	Did not file You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the document(s) effectuating said change. You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the document(s) effecting said change
State Bar Ethics School	April 18, 2016	January 10, 2016	
Multistate Professional Responsibility Examination ("MPRE")	April 18, 2016	Taken: March 18, 2017 Proof: April 24, 2017	Late completion and proof of completion
Written Notice to the Office of Probation of completion, termination or withdrawal from the Salvation Army out-patient treatment program	Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 15, 2015	July 10, 2015	Late; you reported that you completed the Salvation Army out-patient treatment program on April 8, 2015

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015	May 10, 2016	Late
Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		You have never provided the date you provided a complete copy of your stipulation to Dr. Kamal Artin
Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide
Undergo an Evaluation with your approved ASAM certified medical doctor	Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 23, 2015		You have never provided the date you underwent an Evaluation with Dr. Kamal Artin
Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report	Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—June 7, 2015	May 10, 2016	Late

Condition	Due Date	Completion Date	Comments
Report compliance with your approved ASAM certificate medical doctor treatment conditions reports	Quarterly, beginning the period of your treatment by May 23, 2015: July 10, 2015 October 10, 2015		Did not report You reported under penalty of perjury that you have complied with all treatment conditions proposed by your medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not yet offer health benefits to any employee.
	January 10, 2016		You reported under penalty of perjury that you have complied with all treatment conditions proposed by your approved ASAM certified medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not offer health benefits to any employee.
	April 10, 2016		You reported under penalty of perjury that you have complied with all treatment conditions proposed by your approved ASAM certified medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not offer health benefits to any employee.
	July 10, 2016	May 10, 2016 and July 10, 2016	You reported under penalty of perjury that you have complied with all treatment conditions proposed by your approved ASAM certified medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not offer health benefits to any employee.
	October 10, 2016	October 10, 2016	
	January 10, 2017		Did not report
	April 10, 2017	April 10, 2017	

Condition	Due Date	Completion Date	Comments
<p>Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports</p>	<p>By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline by July 10, 2015: July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016</p>		<p>Did not provide Did not provide Did not provide Did not provide You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation. You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation. You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation.</p>
	<p>October 10, 2016</p>		
	<p>January 10, 2017</p>		

Frank E. Goseco
May 18, 2017
Page 8

Condition	Due Date	Completion Date	Comments
Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports (cont.)	By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline by July 10, 2015 (cont.): April 10, 2017		You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation.

You are being referred for your non-compliance with the terms and conditions of your probation. Your referral may result in the imposition of additional discipline and attendant costs (see attached). The Office of Probation will not send any further reminder letters regarding the aforementioned non-compliance or any future compliance due dates or lack of receipt of compliance documentation.

Please be reminded that LATE completion, submission, or filing of proof/documents, does not mean you are in compliance. You will never be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your probation.

If for any reason, you cannot *timely* comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, you *must* file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

00271

Frank E. Gosco
May 18, 2017
Page 9

Please note that while you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at Ivy.Cheung@calbar.ca.gov.

Sincerely,



Ivy Cheung
Probation Deputy

/ic

Enclosure(s)

00272

Discipline Costs - 2017

Effective January 1, 2017.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2017, the adjustment is an increase of 2.42%.

For matters filed on or after January 1, 2017, the costs assessed are as follows:

Original Proceedings (Stage at which the matter settles)	Cost Assessment
Matters that go in Default	\$4,667
Matters that Settle Prior to Filing of a Notice of Disciplinary Charges	\$3,215
Matters that Settle during first 120 days of proceeding	\$3,758
Matters that Settle before Pretrial Statement is filed	\$5,957
Matters that Settle before trial but after Pretrial Statement is filed	\$7,793
Matters that proceed to a One-day trial	\$7,793
Matters that proceed to a Multi-day trial	\$17,574
Matters that proceed to the Review Department	\$21,497

Conviction Referrals (Stage at which the matter settles)	Cost Assessment
Matters that go into Default	\$9,149
Matters that Settle during the first 120 days of proceeding	\$2,629
Matters that Settle before Pretrial Statement is filed	\$5,640
Matters that Settle before trial but after Pretrial Statement is filed	\$7,403
Matters that proceed to a One-day trial	\$7,403
Matters that proceed into a Multi-day trial	\$13,480
Matters that proceed to the Review Department	\$19,269

Other Matters	Cost Assessment
Probation Revocation Proceedings	\$2,518
Rule 9.20 Proceedings	\$2,673

Additional Costs (as appropriate)	Cost Assessment
Each investigation matter over one	\$1,026
Each resignation	\$144
Consolidation costs equal to the minimum cost for the consolidated case type	
Transcript costs incurred by the Office of the Chief Trial Counsel (Business and Professions Code 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (Business and Professions Code 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0, CUUSA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.

Condition	Due Date	Completion Date	Comments
AA Meetings Attendance Reports (cont.)	Attend at least four (4) AA meetings per month; attendance reports due monthly (cont.): September 10, 2015		Report received late on October 10, 2015; only attended three (3) meetings in August 2015
	October 10, 2015		Report received on October 10, 2015; only attended three (3) meetings in September 2015
	November 10, 2015		Report received late on January 10, 2016; only attended three (3) meetings in October 2015
	December 10, 2015	January 10, 2016	Late
	January 10, 2016		Report received on January 10, 2016; only attended three (3) meetings in December 2015
	February 10, 2016	April 10, 2016	Late
	March 10, 2016	April 10, 2016	Late
	April 10, 2016	April 10, 2016	
	May 10, 2016	April 10, 2016 & July 10, 2016	Report received late on July 10, 2016
	June 10, 2016	July 10, 2016	Late
	July 10, 2016	July 10, 2016	
	August 10, 2016	July 10, 2016 & October 10, 2016	Report received late on October 10, 2016
	September 10, 2016	October 10, 2016	Late
	October 10, 2016	October 10, 2016	
	November 10, 2016	October 10, 2016 & January 10, 2017	Report received late on January 10, 2017
	December 10, 2016	January 10, 2017	Late
	January 10, 2017	January 10, 2017	
	February 10, 2017	April 10, 2017	Late
	March 10, 2017	April 10, 2017	Late
	April 10, 2017	April 10, 2017	
May 10, 2017		Did not file	

Condition	Due Date	Completion Date	Comments
Quarterly Reports	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	Did not file
Underlying Criminal Probation Matter Reports	July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 January 10, 2017 April 10, 2017	 July 10, 2016 April 10, 2016 July 10, 2016 October 10, 2016 April 10, 2017	Did not file You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the document(s) effectuating said change You reported under penalty of perjury your criminal probation was modified, terminated or expired, but did not attach a statement of the facts or a copy of the document(s) effecting said change
State Bar Ethics School	April 18, 2016	January 10, 2016	
Multistate Professional Responsibility Examination ("MPRE")	April 18, 2016	Taken: March 18, 2017 Proof: April 24, 2017	Late completion and proof of completion
Written Notice to the Office of Probation of completion, termination or withdrawal from the Salvation Army out-patient treatment program	Within seven (7) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 15, 2015	July 10, 2015	Late; you reported that you completed the Salvation Army out-patient treatment program on April 8, 2015

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation the name, address and telephone number of an approved ASAM certified medical doctor who agreed to treat you	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015	May 10, 2016	Late
Provide a complete copy of your stipulation to your approved ASAM certified medical doctor and all treatment providers	Within fifteen (15) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—April 23, 2015		You have never provided the date you provided a complete copy of your stipulation to Dr. Kamal Artin
Provide the Office of Probation an original, signed declaration from your approved ASAM certified medical doctor and all treatment providers acknowledging receipt of a complete copy of your stipulation	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide

Frank E. Goseco

May 18, 2017

Page 5

Condition	Due Date	Completion Date	Comments
Provide the Office of Probation a copy of the waiver provided to your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities and an original, signed declaration from your approved ASAM certified medical doctor as well as all other treatment providers, including drug testing facilities, acknowledging receipt of the waiver showing you signed within fifteen (15) calendar days.	Within thirty (30) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 8, 2015		Did not provide
Undergo an Evaluation with your approved ASAM certified medical doctor	Within forty-five (45) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—May 23, 2015		You have never provided the date you underwent an Evaluation with Dr. Kamal Artin
Provide the Office of Probation a copy of your approved ASAM certified medical doctor's written report	Within sixty (60) calendar days after completion, termination or withdrawal from the Salvation Army out-patient treatment program—June 7, 2015	May 10, 2016	Late

00279

Condition	Due Date	Completion Date	Comments
Report compliance with your approved ASAM certificate medical doctor treatment conditions reports	Quarterly, beginning the period of your treatment by May 23, 2015: July 10, 2015 October 10, 2015		
	January 10, 2016		Did not report You reported under penalty of perjury that you have complied with all treatment conditions proposed by your medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not yet offer health benefits to any employee.
	April 10, 2016		You reported under penalty of perjury that you have complied with all treatment conditions proposed by your approved ASAM certified medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not offer health benefits to any employee.
	July 10, 2016	May 10, 2016 and July 10, 2016	You reported under penalty of perjury that you have complied with all treatment conditions proposed by your approved ASAM certified medical doctor, but attached instead of proof, a declaration from Tom Williams, the Executive Vice-President of Meridian Energy Group, Inc. stating that you are an employee of the company and that the company does not offer health benefits to any employee.
	October 10, 2016	October 10, 2016	
	January 10, 2017 April 10, 2017	April 10, 2017	Did not report

Condition	Due Date	Completion Date	Comments
<p>Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports</p>	<p>By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline by July 10, 2015: July 10, 2015 October 10, 2015 January 10, 2016 April 10, 2016 July 10, 2016</p>		<p>Did not provide Did not provide Did not provide Did not provide You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation. You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation. You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation.</p>
	<p>October 10, 2016</p>		
	<p>January 10, 2017</p>		

Condition	Due Date	Completion Date	Comments
Approved ASAM certified medical doctor submit original, signed declaration(s) that you are in compliance with the treatment conditions reports (cont.)	By every January 10, April 10, July 10, and October 10 beginning the period of your treatment and throughout the period of your discipline by July 10, 2015 (cont.): April 10, 2017		You reported under penalty of perjury that you have caused your approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that you are in compliance with the treatment conditions during the reporting period, but none was provided to the Office of Probation.

You are being referred for your non-compliance with the terms and conditions of your probation. Your referral may result in the imposition of additional discipline and attendant costs (see attached). The Office of Probation will not send any further reminder letters regarding the aforementioned non-compliance or any future compliance due dates or lack of receipt of compliance documentation.

Please be reminded that LATE completion, submission, or filing of proof/documents, does not mean you are in compliance. You will never be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your probation.

If for any reason, you cannot *timely* comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, *you must* file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

Frank E. Goseco
May 18, 2017
Page 9

Please note that while you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral. If you have any questions regarding this matter, please contact me at Ivy.Cheung@calbar.ca.gov.

Sincerely,



Ivy Cheung
Probation Deputy

/ic

Enclosure(s)

00283

Discipline Costs - 2017

Effective January 1, 2017.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2017, the adjustment is an increase of 2.42%.

For matters filed on or after January 1, 2017, the costs assessed are as follows:

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Matters that go in Default	\$4,667
Matters that Settle Prior to Filing of a Notice of Disciplinary Charges	\$3,215
Matters that Settle during first 120 days of proceeding	\$3,758
Matters that Settle before Pretrial Statement is filed	\$5,957
Matters that Settle before trial but after Pretrial Statement is filed	\$7,793
Matters that proceed to a One-day trial	\$7,793
Matters that proceed to a Multi-day trial	\$17,574
Matters that proceed to the Review Department	\$21,497

Conviction Referrals (Stage at which the matter settles)	Cost Assessment
Matters that go into Default	\$3,149
Matters that Settle during the first 120 days of proceeding	\$2,629
Matters that Settle before Pretrial Statement is filed	\$5,640
Matters that Settle before trial but after Pretrial Statement is filed	\$7,403
Matters that proceed to a One-day trial	\$7,403
Matters that proceed into a Multi-day trial	\$13,480
Matters that proceed to the Review Department	\$19,269

Other Matters	Cost Assessment
Probation Revocation Proceedings	\$2,518
Rule 9.20 Proceedings	\$2,673

Additional Costs (as appropriate)	Cost Assessment
Each investigation matter over one	\$1,026
Each resignation	\$144
Consolidation costs equal to the minimum cost for the consolidated case type	
Transcript costs incurred by the Office of the Chief Trial Counsel (Business and Professions Code 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (Business and Professions Code 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0, CUUSA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.

Cheung, Ivy

From: Frank Goseco <fegoseco@hotmail.com>
Sent: Monday, July 10, 2017 5:53 PM
To: Cheung, Ivy
Subject: Frank E. Goseco
Attachments: 7.17 qtr.rpt.pdf

Quarterly report is attached.

<p>IN THE MATTER OF Frank E. Goseco</p> <p>CASE NO(s): 14-C-02707, et al. (S223448)</p> <p>Probation</p>	<p style="text-align: center;">COMPLIANT (For Office of Probation Use Only)</p> <p style="text-align: center;">JUL 10 2017 <i>JL</i></p> <p style="text-align: center;">Office of Probation</p>
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QUARTERLY REPORT

First Report Due: July 10, 2015
(for period April 18, 2015 through June 30, 2015)

Final Report Due: April 18, 2019
(for period April 1, 2019 through April 18, 2019)

Due: January 10, 20__ April 10, 20__ July 10, 2017 October 10, 20__

(for period 10/1 through 12/31) (for period 01/01 through 3/31) (for period 4/1 through 6/30) (for period 7/1 through 9/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax to (213) 765-1439, or e-mail to Ivy.Cheung@calbar.ca.gov

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules; and Report on SBC Proceedings

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation; and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Or

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations - - do NOT list pending proceedings in this space):

(attach declaration under penalty of perjury if more space is needed); and during the preceding calendar quarter, there were no proceedings pending against me in the State Bar Court, or if there were, I have attached my declaration, signed under penalty of perjury, regarding my pending proceeding(s) in State Bar Court including the case number(s), and current status.

Current Address

Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Current Home Address and Telephone Number and Contact Information

My current home address and telephone number is: 9 Carmesi, Rancho Santa Margarita CA 92688
(949) 923-5115

Other current address(es) and telephone number(s) I can be reached at are: _____

Suspension

I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court order in this case.

Meetings Attendance

During the reporting period noted above or portion thereof, I have attended at least 4 meetings per month of Alcoholics Anonymous. I have provided to the Office of Probation the required proof of attendance during each month on or before the tenth (10th) day of the following month under separate cover.

Alcohol/Drug Abstinence

During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Conditions of Probation/Parole in Underlying Criminal Matter

- I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter during the reporting period noted above or portion thereof.
- During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

State Bar Ethics School

- I have registered for the State Bar Ethics School course given on _____.
- I have completed the State Bar Ethics School course given on 12/10/15. A copy of my certificate of completion is attached if not previously submitted.

Multi-State Professional Responsibility Examination

- I have registered for the MPRE given on _____.
- I have taken the MPRE given on _____ and am awaiting the results.
- I passed the MPRE given on Mar. 18, 2017. A copy of my results is attached if not previously submitted.
- I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

Mental Health Report

- I have complied with all treatment conditions proposed by my approved ASAM certified medical doctor.
- I have caused my approved ASAM certified medical doctor to submit to the Office of Probation an original signed declaration confirming that I am in compliance with the treatment conditions during the reporting period noted above or portion thereof.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: 7/6/17
(Actual date of signature)

Signature: 
Frank E. Goseco

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-02707(5223448)

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY/STATE/ZIP CODE	MEETING TELEPHONE	SIGNATURE OF MEETING SEC. OR ORGANIZER
4-9	7pm	AA	2040 Placentia	CA 92627	714-696-8868	Dean K
4-16	"	"	"	"	"	Dean K
4-23	"	"	"	"	"	Dean K
4-30	"	"	"	"	"	Dean K

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Dean Kingma Wynn Ln #1, Huntington Beach CA
kingma dean @ yahoo.com (714) 552-2711

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Whitaker Rehm 6331 Chapman Ave, Garden Grove CA 92845
714-222-5258 ladey @ yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

NOT COMPLIANT

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: [Signature]

DATE: 5/1/17

JUL 10 2017 II

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP FOR YOUR FILE

- Not timely
- Reporting Period Unclear
- Compliance Unclear
- Incorrectly dated
- Other

Office of Probation

00290

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-02707(5223448)

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY AND STATE	MEETING TELEPHONE	SIGNATURE OF MEETING SECRETARY OR OTHER
5/7	7pm	7pm AA	2640 Placenta	CM 92627	949 646 2505	Frank
5/14	"	"	"	"	"	Frank
5/21	"	"	"	"	"	Frank
5/28	"	"	"	"	"	Frank

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Dean Kingma Lynne Ln #1, Huntington Beach CA
Kingma.dean@yahoo.com (714) 552-2711

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.) _____

Whitaker Rehm 6331 Chapman Ave, Garden Grove CA 92845
714-222-5258 lucy@yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

NOT COMPLIANT

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: [Signature]

DATE: 5/29/17 JUL 10 2017 ^{JK}

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE

- No Change Reporting Period Clear
 Compliance Unclear Incorrectly dated
 Other _____

Office of Probation

00291

ATTENDANCE VERIFICATION AND DECLARATION FORM

NAME: Frank E. Goseco

CASE NO: 14-C-02707(5223448)

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING BUILDING CODE	MEETING TELEPHONE	SIGNATURE OF MEETING SECRETARY OR REPRESENTATIVE
6/4	7pm	AA	2040 Placentia	CM 92627	949 646 8868	Frank
6/11	"	"	"	"	"	Frank
6/18	"	"	"	"	"	Frank
6/25	"	"	"	"	"	Frank

Meeting secretary or other representative name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Dean Kingma 6331 Chapman Ave, Garden Grove CA 92845
Kingma.dean@yahoo.com (714) 552-2711

Sponsor's name, address, telephone number, and other contact information (e.g. fax, e-mail, etc.)
Whitaker Rehm 6331 Chapman Ave, Garden Grove CA 92845
714-272-5258 Ladey@yahoo.com

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

COMPLIANT

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED: 

DATE: 7/1/17

JUL 10 2017 *sc*

THE FORM MUST BE TIMELY SUBMITTED TO THE OFFICE OF PROBATION; KEEP A COPY FOR YOUR FILE.

Office of Probation

00292



The document to which this certificate is affixed is a full, true and correct copy of the original on file and of record in the State Bar Court.

ATTEST April 17, 2018

State Bar Court, State Bar of California,
Los Angeles

By _____
Clerk

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); Code Civ. Proc., § 1013a(4)]

I am a Court Specialist of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on August 24, 2018, I deposited a true copy of the following document(s):

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING; ORDER OF INVOLUNTARY INACTIVE ENROLLMENT

in a sealed envelope for collection and mailing on that date as follows:

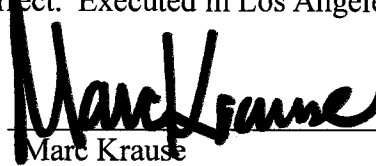
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

FRANK E. GOSECO
9 CARMESI
RANCHO SANTA MARGARITA, CA
92688 - 1655

- by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

KRISTINA A. B. RAMOS, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on August 24, 2018.



Marc Krause
Court Specialist
State Bar Court