

April 24, 2019

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

THE STATE BAR OF CALIFORNIA
OFFICE OF CHIEF TRIAL COUNSEL
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180 Howard Street
San Francisco, California 94105-1639
Telephone: (415) 538-2000

Public Matter

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE CONVICTION OF:) Case No. SBC-19-C-30172
ROGELIO VERGARA MORALES, No. 270706) 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) (OCTC Case No. 17-C-02365)
) <input checked="" type="checkbox"/> Felony;
) <input checked="" type="checkbox"/> Crime(s) involved moral turpitude;
) <input type="checkbox"/> Probable cause to believe the crime(s) involved moral turpitude;
) <input type="checkbox"/> Crime(s) which may or may not involve moral turpitude or other misconduct warranting discipline;
) <input type="checkbox"/> 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 Chief Trial Counsel transmits a certified copy of the record of convictions of the following member of the State Bar and for such consideration and action as the Court deems appropriate:
- B. Notice of Appeal
- C. Evidence of Finality of Conviction
- D. Other



Name of Member: Rogelio Vergara Morales

Date member admitted to practice law in California: June 29, 2010

Member's Address of Record: Law Office of Rogelio V. Morales
5906 Magnolia Avenue
Riverside, CA 92506-1884

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: July 13, 2018

Convicting court: Superior Court of California, County of Riverside

Case number(s): RIF1701355

Crime(s) of which convicted and classification(s):

The felony and misdemeanor classifications set forth below are reflect the charges leveled in the First Amended Information and the convictions entered in the criminal court's minutes.

Violation of Penal Code §459, burglary, with enhancement, Penal Code §422.75(a), hate crime, 11 counts (counts: 1, 5, 9, 13, 17, 21, 25, 28, 31, 35 and 38), all felonies involving moral turpitude. (*In re Hurwitz* (1976) 17 Cal.3d 562.)

Violation of Penal Code §523, threatening letter with intent to extort money, with enhancement, Penal Code §422.75(a), hate crime, 11 counts (counts: 2, 6, 10, 14, 18, 22, 26, 29, 32, 36, and 39), all felonies involving moral turpitude. (*People v. Choynski* (1892) 95 Cal. 640, 643 [intent to extort is element of section 523]; *In re Levine* (1935) 2 Cal.2d 324, 326 [crimes of extortion and attempted extortion involve moral turpitude]; and *In re Disbarment of Coffey* (1899) 123 Cal. 522 [extortion involves moral turpitude].)

Violation of Penal Code §524, extortion, with enhancement, Penal Code §422.75(a), hate crime, 7 counts (counts: 3, 7, 11, 15, 19, 23 and 40), all felonies involving moral turpitude. (*In re Levine* (1935) 2 Cal.2d 324, 326 [crimes of extortion and attempted extortion involve moral turpitude]; and *In re Disbarment of Coffey* (1899) 123 Cal. 522 [extortion involves moral turpitude].)

Violation of Penal Code §664/487(a), attempt grand theft exceeding \$400.00, with enhancement, Penal Code §422.75(a), hate crime, 11 counts (counts: 4, 8, 12, 16, 20, 24, 27, 30, 33, 37 and 41), all felonies involving moral turpitude. (*In re Lesansky* (2001) 25 Cal.4th 11, 17 [attempt to commit a crime includes specific intent to commit that crime, thus attempt demonstrates readiness to engage in the crime]; and *In re Basinger* (1988) 45 Cal.3d 1348 [grand theft involves moral turpitude].)

Violation of Penal Code §664/487(a), attempt grand theft exceeding \$400.00, 1 count (count 44), a felony involving moral turpitude. (*In re Lesansky* (2001) 25 Cal.4th 11, 17 [attempt to commit a crime includes specific intent to commit that crime, thus attempt demonstrates readiness to engage in the crime]; and *In re Basinger* (1988) 45 Cal.3d 1348 [grand theft involves moral turpitude].)

Violation of Penal Code §523, threatening letter with intent to extort money, 7 counts (counts: 42, 45, 46, 47, 48, 49 and 50), all felonies involving moral turpitude. (*People v. Choynski* (1892) 95 Cal. 640, 643 [intent to extort is element of section 523]; *In re Levine* (1935) 2 Cal.2d 324, 326 [crimes of extortion and attempted extortion involve moral turpitude]; and *In re Disbarment of Coffey* (1899) 123 Cal. 522 [extortion is moral turpitude].)

Violation of Penal Code §115, offering forged instrument, 1 count (count 43), a felony involving moral turpitude. (*In re Rivas* (1989) 49 Cal.3d 794.)

Violation of Penal Code §646.9(a), Stalking, 1 count (count 51), a felony that may or may not involve moral turpitude or other misconduct warranting discipline. (*In the Matter of Elkins* (Review Dept. 2009) 5 Cal. State Bar. Ct. Rptr. 160 and *In the Matter of Torres* (Review Dept. 2000) 4 Cal. State Bar Ct. Rptr. 138.)

Violation of Penal Code §166(a)(4), disobeying a court order, 12 counts (counts: 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62 and 63), all misdemeanors that may or may not involve moral turpitude or other misconduct warranting discipline.

[X] 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.

[X] 4. Other information to assist the State Bar Court

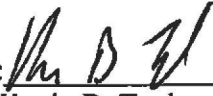
The State Bar notes an apparent typographical error in the Superior Court Minutes. On page 14 of the minutes, count 12 is identified as a violation of Penal Code section 664/187. The entry should read Penal Code section 664/487 as set forth in the First Amended Information.

DOCUMENTS TRANSMITTED:

Certified Copy of First Amended Information
Certified Copy of Minute Order of Court Proceeding

THE STATE BAR OF CALIFORNIA
OFFICE OF CHIEF TRIAL COUNSEL

DATED: April 24, 2019

BY: 
Kevin B. Taylor
Senior Trial Counsel

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

Rogelio Vergara Morales
Law Office of Rogelio V. Morales
5906 Magnolia Avenue
Riverside, CA 92506-1884

DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 17-C-02365

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that I am not a party to the within action; that I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of San Francisco, on the date shown below, a true copy of the within

TRANSMITTAL OF RECORDS OF CONVICTION OF ATTORNEY, including:

**Certified Copy of First Amended Information
Certified Copy of Minute Order of Court Proceeding**

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 9414 7266 9904 2093 9433 82, at San Francisco, on the date shown below, addressed to:


**Rogelio Vergara Morales
Law Office of Rogelio V. Morales
5906 Magnolia Ave
Riverside, CA 92506-1884**

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

N/A

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

DATED: April 24, 2019

Signed: 

**Ina M. Strehle
Declarant**