



# THE STATE BAR OF CALIFORNIA

MANDATORY FEE ARBITRATION

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: (415) 538-2020  
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August 20, 2018

Derek P. Riley, Esq.  
Law Offices of Christian Schank & Associates  
303 N. Glenoaks Blvd., Ste. 200  
Burbank, CA 91502-1118

Re: Request for Enforcement of Fee Arbitration Award  
Wolfenbarger v. Riley, State Bar Case No. 18-E-049

Dear Mr. Riley:

Under Business and Professions Code section 6203, subdivision (d), Melissa Wolfenbarger has requested the assistance of the State Bar's Office of Mandatory Fee Arbitration with the enforcement of a fee arbitration award served by the Orange County Bar Association on April 18, 2018. The arbitrator in that matter awarded the sum of \$3,872.31 to Ms. Wolfenbarger. Copies of the enforcement request, the arbitrator's award and other related documents are hereby served upon you.

Although the original fee arbitration award was non-binding, the arbitrator's award has now become final and binding under Business and Professions code section 6203, subdivision (b) because neither party filed a request for trial after arbitration within 30 days after service of the arbitrator's award.

Under rule 3.562(A) of the Rules of the State Bar of California, Title 3, Division 4, Chapter 2 (Rules of Procedure), you have 30 days from today's service of the request for enforcement to (1) provide satisfactory proof to this office of your payment of the arbitration award and interest; (2) agree to a payment plan that is satisfactory to Ms. Wolfenbarger or the State Bar; or (3) provide reasons, under Business and Professions Code section 6203, subdivision (d)(2)(B), why you should not be required to comply with the arbitration award. **Under rules 3.562(A) and 3.513(B) of the Rules of Procedure, your response to this office is due on or before September 19, 2018.** Enclosed for your reference are copies of Business and Professions Code sections 6200 through 6206, as well as relevant excerpts from the Rules of Procedure.

Your failure to comply with a final and binding fee arbitration award can result in the imposition of administrative penalties. Under rule 3.554 of the Rules of Procedure, the administrative penalty that can be assessed against you is the greater of 20 percent of the award or \$1,000.00. In the event the penalty is assessed and you fail to pay it, the penalty will be added to your annual membership fee for next year.

Mr. Riley  
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Finally, please take notice that, if no response is received on or before September 19, 2018, under Business and Professions Code section 6203, subdivision (d) and rule 3.565 of the Rules of Procedure, the Presiding Arbitrator of the State Bar's Mandatory Fee Arbitration Program may file a motion in the State Bar Court seeking to have you involuntarily enrolled as an inactive member of the State Bar until such time as you pay the arbitration award and any assessed penalties. As you may know, an inactive member of the State Bar may not practice law.(Bus.& Prof. Code, §§ 6125, 6126, subd. (b))

Your prompt response to this matter is greatly appreciated. Please use the State Bar case number on any correspondence that you send to this office. If you have any questions, please contact me at (415) 538-2573.

Sincerely,

A handwritten signature in black ink, appearing to read 'Isabel Liou', with a long, sweeping horizontal flourish extending to the right.

Isabel Liou  
Mandatory Fee Arbitration Program

Enclosures

cc: Melissa Wolfenbarger - without enclosures