

# PUBLIC MATTER

1 STATE BAR OF CALIFORNIA  
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**FILED**

OCT 13 2017

STATE BAR COURT  
CLERK'S OFFICE  
LOS ANGELES

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STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

In the Matter of:	)	Case No. 15-O-15162
WILLIAM AUGUST SALZWEDEL,	)	NOTICE OF DISCIPLINARY CHARGES
No. 225331,	)	
	)	
A Member of the State Bar.	)	

**NOTICE - FAILURE TO RESPOND!**

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

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

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1 The State Bar of California alleges:

2 JURISDICTION

3 1. WILLIAM A. SALZWEDEL ("respondent") was admitted to the practice of law  
4 in the State of California on June 3, 2003, was a member at all times pertinent to these charges,  
5 and is currently a member of the State Bar of California.

6 COUNT ONE

7 Case No. 15-O-15162  
8 Business and Professions Code, section 6103.6  
[Violation of Probate Code section 15687]

9 2. On or about October 10, 2010, respondent accepted employment as the attorney  
10 for Lester Moore, and as Trustee for Moore's family trust, and as attorney for the Trustee  
11 (Moore), without obtaining leave of court prior to accepting the dual employment, in violation of  
12 Probate Code, section 15687, and thereby willfully violated Business and Professions Code,  
13 section 6103.6.

14 COUNT TWO

15 Case No. 15-O-15162  
16 Rules of Professional Conduct, rule 3-300  
[Business Transaction with a Client]

17 3. On or about October 10, 2010, respondent entered into a business transaction with  
18 a client, Lester Moore, specifically, employment as Trustee for Moore's Trust, under terms  
19 which allowed respondent to exercise power over all the assets of the Trust, including the  
20 authority to approve his own legal billings in his capacity as Moore's attorney, which  
21 employment respondent also entered into simultaneously. Respondent did not fully disclose in  
22 writing to Moore the terms of the business transaction in a manner which should reasonably have  
23 been understood by Moore; respondent did not advise Moore in writing that he may seek the  
24 advice of an independent lawyer of Moore's choice and did not give Moore a reasonable  
25 opportunity to seek that advice. Moore did not consent in writing to the terms of the transaction,  
26 and respondent thereby willfully violated Rules of Professional Conduct, rule 3-300.

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COUNT THREE

Case No. 15-O-15162  
Business and Professions Code, section 6103  
[Failure to Obey a Court Order]

4. Respondent disobeyed or violated an order of the court requiring respondent to do or forbear an act connected with or in the course of respondent's profession which respondent ought in good faith to do or forbear by failing to comply with the September 25, 2013 \$96,077.14 surcharge order in the case entitled *In the Matter of Lester G. Moore, Conservatorship*, Ventura Superior Court Case No. 56-2010-00387487-PR-CP-OXN, in willful violation of Business and Professions Code, section 6103.

COUNT FOUR

Case No. 15-O-15162  
Business and Professions Code, section 6068(b)  
[Failure to Maintain Respect for the Courts and Judicial Officers]

5. On or about April 27, 2017, respondent filed a complaint in Case No. 2:17-CV-03156 in the United States District Court for the Central District of California, entitled *William A. Salzwedel vs. State of California, et al.*, in which respondent made inflammatory accusations against the Honorable Glen M. Reiser, Judge of the Ventura County Superior Court, in connection with rulings made by Judge Reiser in the case entitled *In the Matter of Lester G. Moore, Conservatorship*, Ventura Superior Court Case No. 56-2010-00387487-PR-CP-OXN, in which respondent alleged that Judge Reiser conspired to "retaliate" against respondent for respondent's advocacy on behalf of Lester Moore, and in which respondent described "animus and insults coming...from Judge Glen Reiser, [and] the California Court of Appeal for the 2<sup>nd</sup> Appellate District, Division SIX" [sic] and alleged that "the court and Glen Reiser had an animus hatred toward [respondent] and sought to do [respondent] harm," that Judge Reiser "was thinking at this time and following a course of conduct with the Parties, that having [respondent] remain as Trustee would ensure that the Court would adjudicate a Judgment against [respondent]," and that Judge Reiser intended "to punish [respondent] for abiding by his duty of loyalty" to Moore. Respondent, by these accusations, failed to maintain the respect due to the

1 courts of justice and judicial officers, in willful violation of Business and Professions Code,  
2 section 6068(b).

3 **NOTICE - INACTIVE ENROLLMENT!**

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

12 **NOTICE - COST ASSESSMENT!**

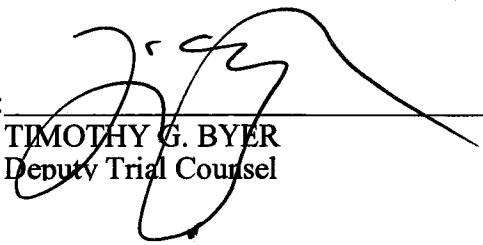
13 **IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC  
14 DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS  
15 INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING  
16 AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND  
17 PROFESSIONS CODE SECTION 6086.10.**

18 Respectfully submitted,

19 THE STATE BAR OF CALIFORNIA  
20 OFFICE OF CHIEF TRIAL COUNSEL

21 DATED: October 13, 2017

22 By: \_\_\_\_\_

23   
24 TIMOTHY G. BYER  
25 Deputy Trial Counsel

DECLARATION OF SERVICE

by

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

CASE NUMBER(s): 15-O-15162

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

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

NOTICE OF DISCIPLINARY CHARGES



By U.S. First-Class Mail: (CCP §§ 1013 and 1013(a))

- 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.



By U.S. Certified Mail: (CCP §§ 1013 and 1013(a))



By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))

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



By Fax Transmission: (CCP §§ 1013(e) and 1013(f))

Based on agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed herein below. No error was reported by the fax machine that I used. The original record of the fax transmission is retained on file and available upon request.



By Electronic Service: (CCP § 1010.6)

Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the person(s) at the electronic addresses listed herein below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.



(for U.S. First-Class Mail) in a sealed envelope placed for collection and mailing at Los Angeles, addressed to: (see below)



(for Certified Mail) in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 1007 5775 at Los Angeles, addressed to: (see below)



(for Overnight Delivery) together with a copy of this declaration, in an envelope, or package designated by UPS, Tracking No.: addressed to: (see below)

Person Served	Business-Residential Address	Fax Number	Courtesy Copy to:
William A. Salzwedel	William A. Salzwedel, Attorney at Law PO Box 6668 Westlake Village, CA 91359-6668	Electronic Address	William A. Salzwedel, Attorney at Law PO Box 6668 Westlake Village, CA 91359-6668

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

N/A

I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service, and overnight delivery by the United Parcel Service ("UPS"). 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, and for overnight delivery, deposited with delivery fees paid or provided for, with UPS that same day.

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

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

DATED: October 13, 2017

SIGNED:

Genelle De Luca-Suarez  
Genelle De Luca-Suarez  
Declarant