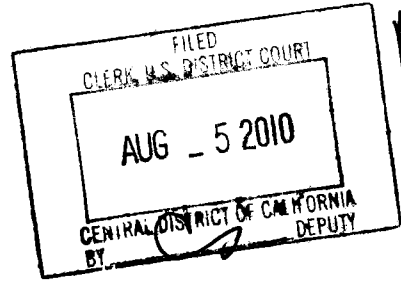


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Summary*

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1 DANIEL DAVID DYDZAK
2 PLAINTIFF PRO SE
3 4265 MARINA CITY DRIVE, SUITE 407W
4 MARINA DEL REY, CA 90292
5 TELEPHONE: (310) 867-1289

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

CV10 5820-SVW

6 DANIEL DAVID DYDZAK,)

CASE NO.

7 Plaintiff,)

COMPLAINT FOR DAMAGES

8 vs.)

AND EQUITABLE/DECLARATORY

9 RELIEF, TEMPORARY RESTRAINING

10 ORDER, PRELIMINARY INJUNCTION

11 RONALD M. GEORGE, CARLOS R.)

AND PERMANENT INJUNCTION

12 MORENO, JOYCE L. KENNARD,)

1. DEPRIVATION OF RIGHTS UNDER

13 KATHRYN MICKLE WERDEGAR,)

COLOR OF STATE LAW

14 MING W. CHIN, MARVIN R. BAXTER,)

(CIVIL RIGHTS ACT, TITLE 42 U.S.C.

15 CAROL A. CORRIGAN, SUPREME)

SECTION 1983)

16 COURT OF CALIFORNIA, STATE)

17 BAR OF CALIFORNIA, DONALD)

2. INTENTIONAL INTERFERENCE

18 F. MILES, STATE BAR COURT,)

WITH ECONOMIC RELATIONS

19 BOARD OF GOVERNORS OF STATE)

20 BAR OF CALIFORNIA, JOANN M.)

3. FRAUD

21 REMKE, CATHERINE D. PURCELL,)

22 JUDITH EPSTEIN, RONALD W.)

DEMAND FOR JURY TRIAL

23 STOVITZ, PATRICE E. McELROY,)

24 RICHARD A. PLATEL, LUCY)

25 ARMENDARIZ, RICHARD A. HONN,)

26 BERNARD A. BURK, KENNETH G.)

27 HAUSMAN, SEAN M. SELEGUE,)

28 HOWARD, RICE, NEMEROSKI,)

CANADY, FALK & RABKIN,)

SCOTT DREXEL, A. HOWARD MATZ,)

GARY A. FEESS, R. GARY KLAUSNER,)

MARGARET M. MORROW, GEORGE)

H. WU, VIRGINIA A. PHILLIPS, AUDREY)

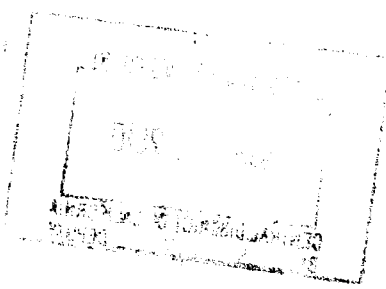
B. COLLINS, ALICIA G. ROSENBERG,)

and DOES 1 through 10, Inclusive,)

Defendants.)

DYDZAK V. GEORGE

COMPLAINT



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PAID BY DANIEL D. DYDZAK
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8/5/2010 1:49:36 PM Receipt #: 143690
 Cashier : KPAGE LLA 1-13
 Paid by: DANIEL D. DYDZAK
 2:CV10-05820
 2010-086900 5 - Civil Filing Fee(1)
 Amount : \$80.00
 2:CV10-05820
 2010-510000 11 - Special Fund F/F(1)
 Amount : \$190.00
 2:CV10-05820
 2010-086400 Filing Fee - Special(1)
 Amount : \$100.00
 Cash Payment : 350.00

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3 COMES NOW Plaintiff Pro Se, DANIEL DAVID DYDZAK, an
4 individual, and alleges as follows:

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6 PRELIMINARY ALLEGATIONS
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8 1. Plaintiff, DANIEL DAVID DYDZAK ("DYDZAK"), is, and at
9 all times herein mentioned was, an adult over eighteen years old
10 and a resident of the County of Los Angeles, State of
11 California.

12 2. At all times relevant hereto, until on or about May 12,
13 2010, DYDZAK was a licensed California attorney and member of
14 the State Bar of California. He actively practiced law in the
15 State of California, in both state and federal courts, for over
16 two decades.

17 3. On or about August 10, 2008, DYDZAK received written
18 notice in the mail that he was placed on inactive status by
19 unlawful, biased, fraudulent and unconstitutional Decision of
20 the California State Bar Court dated August 5, 2008 and
21 effective August 8, 2008. Said Decision recommending the
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3 draconian, unlawful and uncalled for measure of disbarment
4 against DYDZAK was written by State Bar Judge, Defendant DONALD
5 F. MILES ("MILES").

6 4. Thereafter, DYDZAK appealed the Decision and filed
7 other post-trial motions in the Review Department of Defendant
8 STATE BAR COURT. In particular, DYDZAK discovered that there
9 were valid and legitimate legal and factual grounds to
10 disqualify State Bar Judge MILES in his matter and set aside
11 MILES' Decision. Notwithstanding same, on or about December 3,
12 2010, the Review Department, in an Opinion and Order on Review
13 by Defendants, Review Judges, JOANN REMKE, CATHERINE D. PURCELL
14 and JUDITH EPSTEIN, unlawfully, unconstitutionally and
15 wrongfully supported MILES' Decision, recommending DYDZAK's
16 disbarment to the California Supreme Court.

17 5. DYDZAK timely filed a Petition for Writ of Review in
18 the California Supreme Court on numerous legal, constitutional
19 and factual grounds, challenging the unlawful and wrongful
20 recommendation of disbarment. On or about May 12, 2010,
21 the Supreme Court of California summarily, unlawfully,
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3 illegally, unconstitutionally and against DYDZAK's civil rights
4 denied the Petition, without sufficient and detailed
5 explanation. Said Supreme Court further ordered that DYDZAK be
6 disbarred, removed from the roll of attorneys in the State of
7 California, and pay vague, unconstitutional and unsubstantiated
8 disciplinary costs in excess of \$ 15,000. Contrary to the
9 Supremacy Clause of the U.S. Constitution, the Due Process and
10 Equal Protection Clauses of the California Constitution, and
11 other applicable law, DYDZAK was not provided oral argument and
12 written decision on the merits by the highest court in
13 California. Plaintiff is informed and believes, and thereon
14 alleges, that the aforesaid disbarment Order became effective on
15 or about June 11, 2010. As a proximate, direct and legal result
16 of the unlawful actions of the Supreme Court of California, as
17 herein alleged, the aforesaid disbarment Order of the Supreme
18 Court of California was and is, unquestionably, void, voidable,
19 illegal, unconstitutional and against DYDZAK's civil rights.

20 6. Plaintiff is informed and believes, and thereon alleges,
21 that Defendant, THE STATE BAR OF CALIFORNIA ("BAR"), is, and at
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all times herein mentioned was, a public corporation, with two offices in the City of San Francisco and City of Los Angeles, State of California, and responsible for administratively supervising all attorneys licensed in the State of California.

7. Plaintiff is informed and believes, and thereon alleges, that Defendant, BOARD OF GOVERNORS OF THE STATE BAR OF CALIFORNIA ("BOARD"), is, and at all times herein mentioned was, an entity comprised of individuals who manage, operate, supervise and otherwise direct all activities of Defendant BAR, with two offices in the City of San Francisco and City of Los Angeles, State of California.

8. Plaintiff is informed and believes, and thereon alleges, that Defendant STATE BAR COURT ("COURT") is, and at all times herein mentioned was, a public corporation duly organized and existing under and by virtue of the laws of the State of California. Upon information and belief, said COURT is, and was at all times relevant hereto, set up to oversee disciplinary matters involving attorneys licensed in the State of California, with a Hearing Department and Review Department in Los Angeles

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and San Francisco, California.

9. Plaintiff is informed and believes, and thereon alleges, that Defendants JOANN M. REMKE, RONALD W. STOVITZ, PATRICE E. McELROY, DONALD F. MILES, RICHARD A. PLATEL, JUDITH EPSTEIN, LUCY ARMENDARIZ, RICHARD A. HONN and CATHERINE D. PURCELL, are, and at all times herein mentioned were, residents of the State of California. Plaintiff is further informed and believes, and thereon alleges, that the aforementioned individual Defendants are, and at all times herein mentioned were, members and judges of Defendant COURT and/or the Review Department thereof and acting or purportedly acting with the authorization, permission and consent of Defendants COURT, BAR, BOARD, STATE OF CALIFORNIA, and the other individual named Defendants, and acting in concert with the said Defendants, and each of them, to commit the unlawful activity and conduct alleged herein.

10. Plaintiff is informed and believes, and thereon alleges, that the individual Defendants referenced and named herein are, and were at all times herein mentioned, agents,

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3 employees and/or officers of Defendant BAR, STATE OF CALIFORNIA,
4 or the UNITED STATES OF AMERICA.

5 11. Plaintiff is informed and believes, and thereon
6 alleges, that Defendant SUPREME COURT OF CALIFORNIA is, and at
7 all times herein mentioned was, a governmental entity or public
8 corporation duly organized and existing under and by virtue of
9 the laws of the State of California.

10 12. Plaintiff is informed and believes, and thereon
11 alleges, that Defendants, RONALD M. GEORGE ("GEORGE"), CARLOS R.
12 MORENO ("MORENO"), JOYCE L. KENNARD ("KENNARD"), KATHRYN MICKLE
13 WERDEGAR ("WERDEGAR"), MING W. CHIN ("CHIN"), MARVIN R. BAXTER
14 ("BAXTER") and CAROL A. CORRIGAN ("CORRIGAN") [hereinafter
15 collectively "CALIFORNIA SUPREME COURT JUSTICES"], are, and were
16 at all times herein mentioned, justices and members of the
17 current Supreme Court of California. On or about May 12, 2010,
18 Defendants, CALIFORNIA SUPREME COURT JUSTICES, made the illegal,
19 unconscionable and unconstitutional Order to disbar DYDZAK, as
20 herein alleged and described.

21 13. Defendant GEORGE is shortly retiring as Chief Justice
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3 of Defendant SUPREME COURT OF CALIFORNIA, to a large extent
4 under a cloud of misconduct and ethical and judicial violations,
5 due to his wrongful and unlawful actions towards DYDZAK and for
6 other reasons, as hereinafter alleged. Said Defendant GEORGE, in
7 his blatant and unfair cover-up of the misconduct of State Bar
8 Judge MILES and other State Bar officials and State Bar Court
9 judges, has conspired with the other Defendants, MORENO,
10 KENNARD, WERDEGAR, CHIN, BAXTER and CORRIGAN, to deprive DYDZAK
11 of his civil and constitutional rights and earn a living
12 practicing law, to DYDZAK's extreme prejudice.

13 14. Plaintiff is informed and believes, and thereon
14 alleges, that Defendants, CALIFORNIA SUPREME COURT JUSTICES,
15 are, and were at all times herein mentioned, residents of the
16 City and County of San Francisco, State of California.

17 15. Plaintiff is further informed and believes, and thereon
18 alleges, that Defendants, CALIFORNIA SUPREME COURT JUSTICES,
19 are acting, and at all times herein mentioned were acting, with
20 the authorization, permission and consent of Defendants BAR,
21 BOARD, and the other Defendants herein in doing the unlawful,
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unconstitutional and wrongful acts herein alleged.

16. Plaintiff is informed and believes, and thereon alleges, that Defendants, BERNARD A. BURK, KENNETH G. HAUSMAN, and SEAN M. SELEGUE (collectively "HOWARD RICE ATTORNEYS"), are, and were at all times herein mentioned, attorneys duly licensed by the State Bar of California to practice law in said state.

17. Plaintiff is informed and believes, and thereon alleges, that Defendants, HOWARD RICE ATTORNEYS, are, and were at all times herein mentioned, residents of the City and County of San Francisco.

18. Plaintiff is informed and believes, and thereon alleges, that Defendant, HOWARD, RICE, NEMEROSKI, CANADY, FALK & RABKIN ("HOWARD, RICE"), is, and at all times herein mentioned was, an establishment law firm, with numerous Fortune 500 clients, with its head office in the City of San Francisco, State of California.

19. Plaintiff is unaware of the exact legal status or capacity of HOWARD, RICE, whether it is a professional corporation, limited partnership, an association or other such

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3 legal entity. Plaintiff will seek leave to amend this Complaint
4 to set forth such exact legal status or capacity of HOWARD, RICE
5 when same is ascertained, before or at time of trial

6 20. Plaintiff is informed and believes, and thereon
7 alleges, that Defendants, A. HOWARD MATZ, GARY A. FEESS, R. GARY
8 KLAUSNER, MARGARET M. MORROW, GEORGE H. WU, VIRGINIA A.
9 PHILLIPS, AUDREY B. COLLINS and ALICIA G. ROSENBERG, are, and at
10 all times herein mentioned were, United States Judges or
11 Magistrates for the United States District Court of the Central
12 District of California.

13 21. Plaintiff is informed and believes, and thereon
14 alleges, that Defendant SCOTT DREXEL is, and was at all times
15 herein mentioned, former Chief Trial Counsel of the State Bar of
16 California. Plaintiff is further informed and believes, and
17 thereon alleges, that said Defendant is, and was at all times
18 herein mentioned, a resident of the County of San Francisco,
19 State of California.

20 22. Plaintiff is ignorant of the true names and capacities
21 of Defendants sued herein as DOES 1 through 10, inclusive, and
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3 therefore sues said Defendants by such fictitious names.
4 Plaintiff will amend this Complaint in order to allege their
5 true names and capacities when same are ascertained.

6 23. Plaintiff is informed and believes, and thereon
7 alleges, that each of the fictitiously named Defendants is
8 responsible in some manner for the occurrences herein alleged,
9 and that Plaintiff's damages herein alleged were proximately
10 caused by their conduct.

11 24. Plaintiff is informed and believes, and upon such
12 information and belief alleges, that at all times herein
13 mentioned each of the Defendants was the agent, servant and
14 employee of each of the remaining Defendants, and, in doing the
15 acts hereinafter alleged, was acting within the purpose, course
16 and scope of such agency, service and employment, and with the
17 permission and consent of each of the other Defendants.

18 25. DYDZAK was admitted to the practice of law in the
19 State of California on December 17, 1985. In or about August,
20 2006 and January, 2007, the Office of the Chief Trial Counsel
21 ("OCTC") filed Notices of Disciplinary Charges against DYDZAK
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3 and DYDZAK filed appropriate responses to same.

4 26. DYDZAK believed and found out that the alleged charges
5 were politically motivated, because he had filed in the Los
6 Angeles Superior Court on behalf of clients a major lawsuit
7 against a former State Bar President and establishment lawyer,
8 one Alan Rothenberg. Mr. Rothenberg had political connections
9 with Defendants BAR, BOARD and COURT and knew Defendant DREXEL,
10 the then Chief Trial Counsel, and other members of the Board of
11 Governors. The filing of the NDC charges coincided with DYDZAK's
12 litigating and attempting to settle the case involving Mr.
13 Rothenberg. Rothenberg indeed threatened DYDZAK at the time of
14 his deposition in said litigation that he was "going to get
15 him," referring to his connections with Defendants BAR, BOARD
16 and COURT.

17 27. DYDZAK is informed and believes, and thereon alleges,
18 that Defendant DREXEL, maliciously, unethically,
19 unprofessionally and in conspiracy with Rothenberg, communicated
20 in person and telephonically with said attorney between in or
21 about August, 2006, and continuing throughout 2007 and 2008,
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3 about pursuing disciplinary charges against DYDZAK, despite the
4 lack of merit to said charges and the weakness of the
5 disciplinary allegations against DYDZAK.

6 28. In so doing, Defendant DREXEL, to enrich himself,
7 preserve his employment and be influential in the state bar
8 hierarchy, was improperly currying favor with politically
9 connected, establishment attorneys, such as Rothenberg. Such
10 attorneys are well known to contribute monies to the Foundation
11 of the State Bar of California and are and were on the Judicial
12 Council headed by Defendant George as Chief Justice. Rothenberg
13 was previously associated with high-powered L.A. law firms,
14 Latham, Watkins and Manat, Phelps, Rothenberg & Tunney.

15 29. Plaintiff is informed and believes, and thereon alleges,
16 that Defendant DREXEL's contract of employment as Chief Trial
17 Counsel was several months ago not renewed, in large measure
18 because said Defendant abused his position and was shown through
19 his office to unfairly target practicing attorneys, mostly sole
20 practitioners, on even the most trivial of matters.

21 30. Plaintiff is informed and believes, and thereon
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3 alleges, that Defendant GEORGE, as a former long-time prosecutor
4 with a conservative, pro-government bent, turned a blind eye to
5 any misconduct by Defendant DREXEL because he met with DREXEL
6 weekly to discuss the administration of the courts in California
7 and state bar matters. Defendant DREXEL was, at all relevant
8 times hereto, either a member of Defendant BOARD and the
9 Judicial Council or closely aligned and involved with and
10 influential in affecting its decisions. Defendant DREXEL's
11 agenda was to increase the size and importance of the bloated,
12 fiscally irresponsible State Bar bureaucracy and his office of
13 enforcement, no matter what ill treatment was meted out to
14 practicing attorneys.

15 31. DYDZAK contested the alleged disciplinary charges,
16 which he believed did not have merit, were politically motivated
17 and were defensible. Moreover, during Defendant DREXEL's tenure
18 as Chief Trial Counsel, Defendant DREXEL and other state bar
19 attorneys earned reputations as being unfair, unethical and
20 targeting sole practitioners and Plaintiff's attorneys.

21 32. One of the State Bar attorneys assigned to DYDZAK's
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3 disciplinary proceedings, ELI MORTGENSTERN, even advised and
4 admitted to DYDZAK that his hands were tied to resolve the
5 disciplinary matter involving DYDZAK, because he had marching
6 orders to seek disbarment against DYDZAK, no matter how
7 meritless, insubstantial or untenable any client complaint
8 against DYDZAK was.

9 33. On or about August 5, 2008, Defendant DONALD F. MILES,
10 the State Bar hearing judge in Los Angeles, issued an unfair,
11 unlawful and draconian Decision recommending that DYDZAK be
12 disbarred and placing him on inactive status as of August 8,
13 2008. Defendant MILES took over 200 days to render said
14 decision, making it improbable to conclude that DYDZAK posed a
15 serious, immediate risk of harm to the public after DYDZAK had
16 practiced law more than twenty years with distinction in the
17 State of California.

18 34. Shortly after this decision was filed, DYDZAK
19 discovered that Defendant MILES has, and had at all times herein
20 mentioned, an actual bias, prejudice or conflict of interest, or
21 the appearance of same, because DYDZAK was suing on behalf of
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3 his prior client, SHANEL STASZ, in Los Angeles Superior Court
4 MILES' former partner and long-time friend of 17 or more years,
5 Defendant BERNARD A. BURK, a partner/director with Defendant
6 HOWARD, RICE as well as defendants such as Charles Schwab and
7 Charles Schwab & Co., long-time clients of said law firm. Prior
8 to his inactive status, DYDZAK was attorney of record for STASZ
9 in LASC Case Nos. BC383161 and BC383162, which litigation
10 involved major HOWARD, RICE clients and exposed said law firm
11 and its partner, Defendant BURK, to major liability.

12 35. In August and September, 2008, accordingly, DYDZAK
13 filed various motions to disqualify Defendant MILES and set
14 aside the State Bar decision. Defendant MILES unethically,
15 unlawfully and improperly ruled on his own disqualification and
16 would not disqualify himself, unlawfully striking the motion
17 from the record. Defendant REMKE, as the presiding judge,
18 improperly delayed ruling, violating DYDZAK's due process and
19 civil rights, and then transferred the disqualification matter
20 to Defendant McELROY. Defendant McELROY, who was the original
21 judge in the proceedings and should not have ruled because of
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3 this conflict of interest or the appearance of same, denied the
4 disqualification motion, without any written reasoning or oral
5 argument. Such unethical and wrongful action was done to protect
6 Defendant MILES, at the expense of DYDZAK's legal career and
7 professional standing.

8 36. Plaintiff is informed and believes, and thereon alleges,
9 that Defendant McELROY, presently the supervising judge of
10 Defendant COURT, is in another disciplinary case presently under
11 investigation and scrutiny for taking a bribe and spoliation of
12 evidence.

13 37. Not surprisingly, given the developing legal storm and
14 cover-up to "protect the troops at any cost," Defendant Judges
15 REMKE, STOVITZ and EPSTEIN of the Review Department summarily
16 denied DYDZAK's Petition for Review, focusing primarily on the
17 issue of MILES' disqualification, on or about September 25,
18 2008. Defendant SUPREME COURT OF CALIFORNIA, unfairly,
19 wrongfully and unethically aiding in the cover-up, denied
20 DYDZAK's interlocutory Petition For Review on or about November
21 12, 2008, concerning the disqualification of Defendant MILES.
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3 This denial Order patently showed that Defendants, SUPREME COURT
4 OF CALIFORNIA and CALIFORNIA SUPREME COURT JUSTICES, were not
5 interested in upholding the Rule of Law, but instead favored the
6 illegal and biased actions of state bar court judges who they
7 helped appoint and personally knew. Said Order also showed said
8 Defendants cared not one iota about the individual civil and
9 constitutional rights of "politically" targeted and unfairly
10 maligned sole practitioners, such as Plaintiff DYDZAK.

11 38. During the time-frame of the fall of 2008, Defendants,
12 CALIFORNIA SUPREME COURT JUSTICES, including Defendant GEORGE,
13 were well aware that a case involving Defendant HOWARD, RICE,
14 which Defendant SELEGUE was arguing, was before said Court for
15 argument and ruling, to wit, Schatz v. Allan Matkins Leek Gamble
16 & Mallory, LLP. Plaintiff is informed and believes, and thereon
17 alleges, that the ruling in said litigation was reached on
18 January 26, 2009. In derogation and violation of their ethical
19 duties and responsibilities, and raising an undeniable conflict
20 of interest, or the appearance of same, Defendants, CALIFORNIA
21 SUPREME COURT JUSTICES, including Defendant GEORGE, failed to
22 reveal at any time to DYDZAK that their consideration of this
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3 case would or reasonably could prejudice their review and
4 adjudication of his interlocutory writ in or about November,
5 2008. DYDZAK was making serious allegations about the misconduct
6 of Defendants HOWARD, RICE, BURK and MILES, yet Defendants,
7 CALIFORNIA SUPREME COURT JUSTICES, with bias, illegally and
8 unfairly chose to hear Schatz on the merits and provide written
9 decision and oral argument, while flushing DYDZAK's aforesaid
10 interlocutory writ into the judicial toilet. Denial of said writ
11 sacrificed DYDZAK's legal rights and ability to earn a living,
12 placed him in destitute state, ruined his reputation, and
13 jeopardized his marriage.

14 39. In the fall of 2008, and at all other times relevant
15 thereto, San Francisco-based Defendant HOWARD, RICE bragged in
16 its marketing that several cases it handles or has worked on are
17 routinely before Defendant SUPREME COURT OF CALIFORNIA
18 Defendant HOWARD, RICE has, and had at all relevant times
19 hereto, a politically correct status and reputation for clients
20 as an influential, establishment law firm which could be called
21 upon to represent their legal interests before Defendant SUPREME
22 COURT OF CALIFORNIA and Defendants, CALIFORNIA SUPREME COURT
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26 DYDZAK V. GEORGE

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COMPLAINT

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3 JUSTICES. It is clear from the illegal cover-up for Defendant
4 MILES, a former clerk with Defendant SUPREME COURT OF
5 CALIFORNIA, that the latter and the justices thereof favor
6 judges and big, well-connected law firms over Plaintiff's
7 attorneys, small law firms and sole practitioners.

8 40. Plaintiff is informed and believes, and thereon
9 alleges, that Defendant HOWARD, RICE regularly makes monetary
10 contributions to the California State Bar Foundation and that
11 certain of its partners/directors have been or are appointed
12 members of the Judicial Council headed by Defendant GEORGE.
13 Furthermore, Plaintiff is informed and believes, and thereon
14 alleges, that in the Bay area Defendants, HOWARD RICE ATTORNEYS,
15 and other attorneys employed by Defendant HOWARD, RICE are so
16 socially and in legal circles intimately connected to Defendant
17 GEORGE and the other Associate Justices of Defendant SUPREME
18 COURT OF CALIFORNIA, that this interaction clearly affected,
19 influenced and prejudiced the latter's review of DYDZAK's
20 disciplinary case.

21 41. In his state bar court case, DYDZAK filed subsequent,
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3 numerous and bonafide motions in the Review Department of
4 Defendant COURT and approximately five interlocutory petitions
5 for review before Defendant SUPREME COURT OF CALIFORNIA. These
6 included but were not limited to the issue of disqualifying
7 Defendant MILES and the Review Judges and setting aside his
8 decision of August 5, 2008, as void or voidable due to bias,
9 prejudice or conflict of interest, or the appearance of same.
10 The Supreme Court denied the Writs summarily, not ruling on the
11 merits. The Review Judges, in particular, Defendants REMKE,
12 PURCELL and EPSTEIN, continued to wrongfully and unethically
13 rule on their own disqualification and strike key pleadings and
14 evidence from the state bar record. They willfully perjured
15 themselves by falsely claiming they did not know about being
16 formally investigated by the Judicial Performance Committee of
17 the State of California (which investigation was ongoing at that
18 time), being served with motions, and being sued in federal
19 court by Plaintiff, a case which was dismissed without prejudice
20 on or about January 26, 2010 by the Ninth Circuit Court of
21 Appeals on procedural grounds. A subsequently refiled lawsuit is
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26 DYDZAK V. GEORGE

COMPLAINT
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3 now pending before the Ninth Circuit.

4 42. In or about October, 2008, DYDZAK found out that two
5 partners/directors with Defendant HOWARD, RICE, Defendants
6 HAUSMAN and SELEGUE, had illegally gained access to Defendant
7 MILES' tainted bar decision and attached it with a sworn and
8 dated Declaration as an Exhibit in one of the Staz LASC cases on
9 or about September 27, 2008. Said attorneys never duly and
10 properly paid for or ordered same from the Clerk's Office of
11 Defendant COURT. Since said decision was not posted on the
12 internet until January or February, 2009, this "smoking gun"
13 factor proved that Defendant MILES and/or agents/employees of
14 Defendant COURT had impermissibly and unlawfully communicated
15 with Defendants SELEGUE, HAUSMAN and other HOWARD, RICE
16 personnel and lawyers about DYDZAK's bar disciplinary
17 proceeding. This evidenced an actual bias, prejudice and/or
18 conflict of interest, or the appearance of same, by Defendant
19 MILES, mandating his disqualification and the setting aside and
20 reversing of his decision dated August 5, 2008.

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22 43. To date, despite demand therefor from DYDZAK, neither
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26 DYDZAK V. GEORGE

COMPLAINT

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3 Defendants SELEGUE, HAUSMAN nor HOWARD RICE have produced
4 credible evidence that they, or any of them, properly received a
5 copy of MILES' decision lawfully. Plaintiff is informed and
6 believes. and thereon alleges, that Defendant MILES in or about
7 July, August and September, 2008, had improper telephonic
8 communications with Defendants BURK, SELEGUE, HAUSMAN and other
9 HOWARD, RICE personnel concerning and affecting DYDZAK's
10 disciplinary case and the disqualification issues of Defendant
11 MILES thereto. Defendant MILES has failed and refused, and
12 continues to fail and refuse, to produce his telephonic records
13 during this time frame which would prove he did communicate
14 with the aforesaid individuals.

15 44. On or about December 3, 2009, the Review Department of
16 Defendant COURT, despite a flagrant and disturbing pattern of
17 numerous acts of bias, prejudice and conflict of interest (or
18 the appearance of same), and numerous constitutional and civil
19 rights violations by Defendants MILES, REMKE, PURCELL, STOVITZ,
20 EPSTEIN, McELROY and ARMENDARIZ and the other Defendants, as
21 herein alleged, affirmed and modified Defendant MILES' tainted,
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4 biased and unlawful decision by issuing an Opinion and Order on
5 Review recommending DYDZAK's disbarment. Defendants REMKE,
6 EPSTEIN and PURCELL had no jurisdiction to issue such an Opinion
7 and Order On Review on the aforesaid date since there was a Writ
8 pending before the California Supreme Court.

9 45. On or about January 25, 2010, Charles Nettles, a deputy
10 court clerk with Defendant COURT, and Michelle Cramton, a State
11 Bar Administrator, were directed by Defendants REMKE, PURCELL
12 and EPSTEIN of the Review Department to transmit its unfair,
13 unlawful, and biased recommended decision of disbarment to the
14 California Supreme Court. Upon information and belief, on or
15 about January 27, 2010, Mr. Nettles and Ms. Cramton unlawfully
16 and unconstitutionally served notice of said Transmittal of
17 State Bar Court Recommendation, despite the fact that the Review
18 Judges should have disqualified themselves and DYDZAK had not
19 duly exhausted his post-decision remedies before petitioning
20 Defendant SUPREME COURT OF CALIFORNIA.

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22 46. On or about January 27, 2010, Defendant BAR, by and
23 through the Office of Chief Trial Counsel, and Mr. Nettles
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
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3 also served by mail a certificate of costs in DYDZAK's state bar
4 disciplinary case, Case No. 04-0-14383, 06-0-10960. This
5 included an unconscionable, unlawful, vague, unconstitutional
6 and excessive "base charge" assessment and other alleged costs
7 totaling \$ 15,209.31 which are being sought against DYDZAK. The
8 base assessment in question evidences that Defendants COURT, BAR
9 and BOARD and Defendant JUDGES and employees/agents have a
10 biased incentive and agenda to prosecute attorneys such as
11 Plaintiff to reap an unjust windfall for themselves and
12 perpetuate the Bar bureaucracy. In DYDZAK's disciplinary matter,
13 the Defendant Judges could and cannot be fair and impartial when
14 there is, and was at all times herein mentioned, a clear-cut
15 economic incentive for them to discipline attorneys.

16 47. At all times relevant hereto, and continuing to the
17 present, a series of internet articles at the Leslie Brodie blog
18 and other easily accessible world-wide web sources have exposed
19 numerous instances of misconduct and unfortunate judicial
20 corruption by State Bar Court Judges. For instance, former State
21 Bar Judge, Defendant STOVITZ, continued to make rulings as a
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4 Judge Pro Tem when he had no judicial mandate to do so from the
5 Supreme Court of California. In another matter, Review Judge
6 EPSTEIN used her influence to obtain a favorable disciplinary
7 resolution for a former associate of her defunct law firm.

8 48. Community activist and actor, PERRY F. CARAVELLO, has
9 lodged a formal complaint on or about July 26, 2010, with the
10 Committee on Judicial Performance of the State of California
11 concerning misconduct by Defendant GEORGE. For instance,
12 CARAVELLO alleges that Defendant GEORGE flagrantly and
13 unethically received illegal payments from Los Angeles County
14 of approximately \$ 30,000 per annum while he was a Los Angeles
15 Superior Court Judge and did not report such payments on
16 required Form 700. Defendant GEORGE continued to turn a blind
17 eye to said illegal payments when he was appointed to the
18 Supreme Court of California. Such actions resulted in California
19 taxpayers being defrauded of more than \$ 300 million dollars
20 over a twenty-year period. This situation has been documented in
21 the well-known case of incarcerated Richard Fine, a disbarred
22 attorney who exposed said bribery and corruption and claims he
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26 DYDZAK V. GEORGE


COMPLAINT

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3 is being politically persecuted for his stance.

4 49. Defendants MATZ, FEESS, KLAUSNER, MORROW, PHILLIPS, WU,
5 COLLINS and ROSENBERG, beginning November 25, 2008, and
6 continuing to the present, violated DYDZAK's civil and
7 constitutional rights by conspiring, individually and in
8 concert, to protect the Defendant Judges of the State Bar Court
9 and Review Department, as well as certain bar officials and
10 agents, from liability and a finding that DYDZAK's civil and
11 constitutional rights were violated, as herein alleged. Said
12 federal judges and magistrate engaged, without limitation, in
13 the following unlawful and wrongful conduct:

14 (i) In federal lawsuits, DYDZAK v. STATE OF CALIFORNIA et
15 al. (CV 08-7765-VAP-AGR), DYDZAK v. REMKE et al. (CV 10-828-UA
16 (AGR)), and DYDZAK v. REMKE et al. (CV 10-1297- AHM(AGRx)) not
17 allowing DYDZAK to prosecute said cases, conduct discovery,
18 grant appropriate declaratory and injunctive relief, and obtain
19 a waiver of the filing fee due to DYDZAK's indigent status in
20 order to protect the State Bar and State Bar Court Defendants
21 named herein, particularly state judges and state officials;

22 (ii) Falsely claiming that the cases were barred by the
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3 doctrines of federal abstention and quasi-judicial and judicial
4 immunity, in order to protect the State Bar and State Bar Court
5 Defendants named herein, particularly state judges and state
6 officials;

7 (iii) Unilaterally taking the case of DYDZAK v. REMKE et al.
8 (CV 10-1297) from fair and principled United States District
9 Judge, PERCY ANDERSON, who discharged an OSC and properly ruled
10 that the case was not barred by res judicata and presented
11 triable issues not barred by federal abstention;

12 (iv) Unilaterally and illegally not allowing principled and
13 fair U.S. District Judge PERCY ANDERSON to issue appropriate
14 declaratory and injunctive relief to DYDZAK by "politically"
15 reassigning Case No. CV 10-1297, by senior judge Defendant
16 FEESS, to U.S. District Judge, Defendant MATZ and Defendant-
17 Magistrate ROSENBERG. The latters' proven track record and
18 biased modus operandi are, and have been at all times herein
19 mentioned, to rule against DYDZAK, no matter what the facts and
20 evidentiary record are, to ensure that he was disbarred to
21 protect the illegal actions and conduct of Defendants herein.

22 (v) Defendant COLLINS, as chief judge of the United States
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3 District Court for the Central District of California,
4 repeatedly condoning the pattern of misconduct and violation of
5 DYDZAK's civil and constitutional rights engaged in by certain
6 federal judges in her judicial district, notably Defendants
7 PHILLIPS and ROSENBERG; further denying access by DYDZAK to the
8 Central District Court by illegally denying him a waiver of a
9 filing fee despite his clearly indigent status on bogus,
10 deliberately misstated legal grounds.

11 (vi) Violating DYDZAK's due process and equal protection
12 rights guaranteed by the 5th and 14th Amendments, and other
13 applicable law, so that DYDZAK could not have his day in court,
14 a trial on the merits, thereby depriving DYDZAK of practicing
15 law and unfairly and illegally leading to his disbarment at
16 present.

17 (vii) Denying DYDZAK oral argument, a trial on the merits
18 and appropriate injunctive and declaratory relief, because of
19 their bias, inability and reluctance to rule against any judge
20 in the California judiciary and uphold the Rule of Law.

21 (viii) Striking key pleadings from the record, issuing
22 certain rulings without jurisdiction, not disqualifying
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3 themselves despite a showing of bias or appearance of same, and
4 deliberately misstating the evidentiary record, rulings and
5 pleadings.

6 (ix) Intentionally delaying and making adverse rulings and
7 not allowing DYDZAK a waiver of the filing fee for Case No. CV
8 10-828-UA (AGR) to retaliate against DYDZAK for exposing the
9 bias and prejudice of Defendants ROSENBERG and PHILLIPS before
10 the Ninth Circuit Court of Appeals and Associate Justice Stephen
11 Breyer of the United States Supreme Court.

12 (x) Chief United States District Judge, Defendant COLLINS,
13 willfully and intentionally condoning the unlawful actions of
14 certain Judges of the United States Central District as well as
15 the named Defendants, by on February 11, 2010: (a) falsely
16 ruling in Case No. CV 10-828-UA (AGR) that the case failed to
17 state a claim for relief and that judges and clerks enjoyed
18 immunity; (b) refusing a waiver of the filing fee despite
19 DYDZAK's indigent status against his due process rights.

20 (xi) Chief United States District Judge Defendant COLLINS
21 willfully and intentionally trying to intimidate DYDZAK by
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4 having an U.S. Marshall contact him telephonically in or about
5 March, 2010. Said Marshall at COLLINS' insistence falsely
6 claimed that DYDZAK had allegedly mistreated federal court
7 staff when he had not. DYDZAK had instead simply exercised his
8 First Amendment Right of Expression when politely talking to
9 said staff.

10 (xii) The aforesaid federal judges except on one occasion
11 violating the California and U.S. Constitutions, and DYDZAK's
12 civil rights, by repeatedly not allowing DYDZAK to make an
13 evidentiary record through oral argument. So the politics of
14 the sensitive subject matter of this litigation can be hidden
15 from the press and public at large, DYDZAK has been refused
16 without justification oral argument for any dispositive motion
17 before any U.S. District Judge, against his constitutional
18 and civil rights.

19 50. Beginning on or about August 5, 2008, and continuing to
20 the present, the State Bar and State Bar Judge Defendants, and
21 each of them, violated DYDZAK's civil and constitutional rights,
22 including but not limited to a fair trial and post-trial
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proceedings, by the following, without limitation:

(i) Defendant MILES and then the Review Judges not setting aside Defendant MILES' decision of August 5, 2008, contrary to the 5th and 14th Amendments and other applicable law, since same is void and/or voidable due to bias, prejudice, conflict of interest or the appearance of same;

(ii) Not providing DYDZAK a fair trial and post-trial proceedings as guaranteed by the 5th and 14th Amendments and other applicable law;

(iii) Not disqualifying Defendant MILES due to his actual prejudice, bias and conflict of interest against DYDZAK or the appearance of same;

(iv) Improperly upholding Defendant MILES' ruling on his own disqualification;

(v) Defendant MILES willfully perjuring himself as a judicial officer in violation of the Canons of Ethics, falsely claiming in his decision that he was not served with disqualification pleadings when he was as required by statute;

(vi) Not reinstating DYDZAK to active status retroactively as a licensed attorney, knowing that his

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constitutional and civil rights have been violated;

(vii) Placing DYDZAK on inactive status without a proper hearing against his civil, constitutional and due process rights;

(viii) Defendant REMKE improperly ruling as part of the Review Panel even though she was the presiding judge and had an actual or inherent bias, prejudice or conflict of interest or the appearance of same;

(ix) Defendant COURT conspiring among its individual Judges to not disqualify Defendant MILES for political reasons, in order to uphold the purported integrity and reputation of the State Bar Court and the Review Department, when Defendant COURT and its individual judges knew that it was unlawful, unconscionable and against DYDZAK's civil and constitutional rights to do so;

(x) Defendant BAR and BOARD improperly, "politically" and unlawfully pursuing disciplinary charges against Plaintiff during the time DYDZAK was suing for prior clients former State Bar President, Alan Rothenberg, and the latter's Century City

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3 DYDZAK's professional work primarily as a Plaintiff's attorney.

4 (xiv) Defendant MILES not disqualifying himself and writing
5 a biased decision against DYDZAK when this judge knew or was
6 aware that DYDZAK represented Shanel Stasz in two pending LASC
7 lawsuits, which exposed his long-time friend and prior partner,
8 Bernard Burk, former law firm, HOWARD, RICE, as well as
9 prominent clients such as Charles Schwab & Co., Charles Schwab
10 and the Hugo Quakenbush Trust and Estate to major multimillion
11 dollar liability.

12 (xv) Defendant MILES not disqualifying himself and writing a
13 biased decision against DYDZAK when a sworn Declaration from
14 Sean Selegue, Esq. dated September 26, 2008, provides
15 irrefutable evidence of contacts and communications of attorneys
16 SELEGUE and HAUSMAN obtaining key pleadings from Defendant COURT
17 without ordering or paying for same. Defendant SELEGUE had
18 physical possession of the Miles' decision dated August 5, 2008,
19 many months before it was posted on the internet and did not
20 order or pay for same. Defendants SELEGUE and HAUSMAN were
21 intimately familiar with DYDZAK's disciplinary proceedings,
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3 which shows that this information was provided to them by
4 Defendant MILES and agents/employees of Defendant COURT under
5 his control or supervision.

6 (xvi) Defendant MILES having an actual conflict of interest,
7 prejudice or bias, or the appearance of same, and improperly,
8 unethically and unlawfully ruling on his own disqualification.
9 The Motion for Disqualification in question was filed on August
10 15, 2008. Judge MILES illegally ruled on his own
11 disqualification on August 20, 2008, in derogation of his duties
12 and responsibilities as a judicial officer.

13 (xvii) Defendant MILES' very act of ruling on his own
14 disqualification and unlawfully and unethically striking
15 DYDZAK's meritorious disqualification motion from the record
16 shows he had and has an actual bias, prejudice or conflict of
17 interest, or the appearance of same. Such conduct violated
18 DYDZAK's civil and constitutional rights as well as Section
19 106(e)(4) of the State Bar Rules of Procedure, C.C.P. Section
20 170.1(a)(6) and Canon 3C(1) of California's judicial ethics.

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22 (xviii) Presiding and Review Judge REMKE and Supervising
23 Judge McELROY unconstitutionally and unlawfully taking more than
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3 two weeks (until September 5, 2008) to act on the
4 disqualification issue of Defendant MILES.

5 (xix) Defendant McELROY violating her judicial duties and
6 unethically and unlawfully acting in ruling on the
7 Reconsideration Motion concerning Judge MILES' disqualification
8 and the striking of his disqualification motion. Defendant
9 McELROY had an actual and inherent conflict of interest,
10 prejudice and bias, or the appearance of same, because (1) she
11 was specifically requested in writing not to rule on same because
12 she was the original trial judge; and (2) she was the original
13 trial judge who transferred the case to Judge MILES, and as such
14 had preconceived conceptions and ideas about DYDZAK and the
15 MILES' decision which would not allow her to be impartial and
16 unbiased.

17 (xx) On or about September 25, 2008, Review Department
18 Judges ruling en banc on the disqualification of Defendant
19 MILES, summarily denying same. This action was biased, violated
20 DYDZAK's civil rights and was unconstitutional for a number of
21 reasons: (1) There was an unnecessary and improper 40-day delay
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3 against due process; (2) The Review Department did not require
4 the State Bar of California to brief the disqualification issue;
5 (3) DYDZAK was not afforded oral argument; (4) The Review
6 Department did not issue a sufficiently detailed decision to
7 explain itself; (5) Presiding Judge REMKE should not have been a
8 member of the Review Department, because of her inherent and
9 actual conflict of interest and bias, or the appearance of same,
10 being both the Presiding Judge and the Review Judge. (6) Judge
11 REMKE should not have ruled on behalf of the Review Department,
12 because of her extensive involvement in the disqualification
13 matter at the hearing department stage.

14 (xxi) The Review Petition for Interlocutory Relief re the
15 Disqualification of Defendant MILES was impermissibly
16 intercepted and reviewed by Supervising Judge McELROY and this
17 delayed the filing thereof.

18 (xxii) Judge MILES perjured himself in a court pleading
19 denying the disqualification and striking the disqualification
20 motion by falsely claiming that he was not served with
21 disqualification pleadings, even though his clerks have always
22 accepted all disqualification pleadings for him per statutory
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3 requirements and as attested to by Anthony Rogell in sworn
4 Declarations which are part of the record.

5 (xxiii) The Notice of Disciplinary Charges involving DYDZAK
6 did not properly notify him in writing that he could be placed
7 on inactive status with no Order to Show Cause hearing, a
8 violation of his civil rights and procedural and substantive due
9 process.

10 (xxiv) DYDZAK was denied his right to a fair trial and in
11 post-trial proceedings concerning the disqualification of
12 Defendant MILES and the reversing or setting aside of MILES'
13 decision dated August 5, 2008. Actual bias and the facts
14 surrounding such disqualification mandated recusal of State Bar
15 Judge MILES. The Stasz litigation, the timing of Defendant
16 MILES' decision, his relationship with Bernard Burk, his law
17 firm and their clients, Judge MILES' dishonesty re service and
18 ruling on and striking his own disqualification more than met
19 the state and federal law standard for disqualification.
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21 (xxv) Defendant MILES not disqualifying himself and setting
22 aside his decision of August 5, 2008, against DYDZAK, despite
23 knowing about Stasz' litigation (LASC Case Nos. BC383161 and
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3 BC383162) whereby: (1) his long-time friend and former partner,
4 Bernard Burk, was being sued for millions of dollars in damages
5 and implicating HOWARD, RICE in major malfeasance and
6 corruption; and (2) both cases involving the Estate and/or Trust
7 of Hugo Quakenbush, the latter being the late co-founder of
8 Charles Schwab & Co. and one of the law firm's, Burk's and
9 MILES' long-time clients. MILES' decision was reached on August
10 5, 2008, during the period of service on Burk.

11 (xxvi) DYDZAK being denied procedural and substantive due
12 process and equal protection contrary to his civil rights and
13 the 5th and 14th Amendments by being put on inactive status by
14 Defendants MILES and COURT without a hearing or OSC.

15 (xxvii) Defendant MILES not disclosing at any time prior to
16 his decision of August 5, 2008, his professional relationship
17 and friendship with attorney Bernard Burk.

18 (xxviii) Defendant MILES not disqualifying himself and
19 setting aside his decision of August 5, 2008, against DYDZAK,
20 despite being aware of the STASZ litigation prior to DYDZAK's
21 inactive status and that Bernard Burk, Esq. was displeased STASZ
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3 was pursuing legal claims against Burk and HOWARD, RICE clients.

4 (xxix) Upon receiving the original disqualification motion,
5 Defendant MILES improperly did not give that motion to another
6 State Bar Judge to rule upon as required by state bar rules of
7 procedure, the canons of ethics and other applicable law.

8 (xxx) Defendant MILES not disqualifying himself and setting
9 aside his decision of August 5, 2008, against DYDZAK, despite
10 being a party to a federal lawsuit involving Plaintiff and the
11 subject of a formal investigation of which he is and was aware.

12 (xxxii) Defendant MILES falsely and perjurally claiming that
13 he was not duly served with disqualification pleadings when
14 Anthony Rogell has provided sworn and dated Declarations that
15 service was effectuated on said judge or his clerk, as required
16 by statute, with regard to all such pleadings.

17 (xxxiii) At all relevant times, Defendants REMKE, EPSTEIN and
18 PURCELL have refused to disqualify themselves in DYDZAK's
19 disciplinary case despite being formally investigated and being
20 parties and sued in a federal lawsuit involving Plaintiff.

21 (xxxiiii) Defendant MILES showing his bias by leaving out
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3 key evidence and exculpatory factors in his decision of August
4 5, 2008 against DYDZAK, including failing to properly grant a
5 dispositive motion to dismiss the LaFlamme count in the Notice
6 of Disciplinary Charges.

7 (xxxiv) At all relevant times, Defendants REMKE, EPSTEIN and
8 PURCELL have perjured themselves by falsely claiming they were
9 unaware of being sued in federal court, formally investigated,
10 and served with disqualification and other motions in DYDZAK's
11 disciplinary case.

12 (xxxv) Defendant MILES and agents and employees of Defendant
13 COURT having unlawful and improper communications and contacts
14 with HOWARD, RICE attorneys, Sean Selegue, Kenneth Hausman and
15 Bernard Burk, concerning DYDZAK's disciplinary case.

16 (xxxvi) Defendant MILES and agents and employees of
17 Defendant COURT unlawfully and improperly providing information
18 and pleadings to HOWARD RICE attorneys, Sean Selegue, Kenneth
19 Hausman and Bernard Burk, concerning DYDZAK's disciplinary case.
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21 (xxxvii) At all relevant times, Defendants REMKE, EPSTEIN
22 and PURCELL unlawfully striking key motions, including
23 disqualification motions, from the record in DYDZAK's
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3 disciplinary case, showing actual bias, prejudice and conflict
4 of interest, or the appearance of same.

5 (xxxviii) At all relevant times, Defendant ARMENDARIZ
6 wrongfully and unethically refusing to disqualify herself in
7 DYDZAK' disciplinary case, and further wrongfully and
8 unethically striking the disqualification motion concerning
9 herself from the record in DYDZAK's disciplinary case.

10 (xxxix) On or about February 9, 2009, Defendants and State
11 Bar Review Judges REMKE, EPSTEIN and PURCELL wrongfully "hiding"
12 an Order denying their disqualification in duplicity and
13 conspiracy with Case Administrator, ROSALIE RUIZ. The subject
14 Order was filed on February 9, 2009, but not properly served on
15 DYDZAK. Plaintiff was deliberately left off the service list.
16 The Order with the doctored proof of service was sent to
17 DYDZAK's former counsel, Edward Lear, but not DYDZAK. Only when
18 DYDZAK filed a request for a ruling did he finally obtain the
19 Order with two proofs of service affixed thereto.

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21 (xxxx) At all relevant times, the Review Judges improperly,
22 unlawfully and deliberately did not rule on a second extension
23 request by DYDZAK to pay for the reporter's transcript while

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3 subject to disqualification review by the California Supreme
4 Court. They further unlawfully refused to disqualify themselves
5 or refer the matter to the California Supreme Court or Judicial
6 Council.

7 (xxxxi) In taking the actions herein described, DYDZAK's
8 civil rights were violated as well as the 5th and 14th Amendments
9 as well as Article 1, Section 7(a) of the Constitution of the
10 State of California.

11 (xxxxii) In taking the actions herein described and not
12 disqualifying themselves due to their actual bias, prejudice,
13 conflict of interest, or the appearance of same, Defendants
14 MILES, ARMENDARIZ, REMKE, STOVITZ, EPSTEIN, McELROY and PURCELL
15 violated DYDZAK's civil rights.

16 (xxxxiii) In delaying ruling numerous times on DYDZAK's
17 motions, as herein alleged, Plaintiff's civil rights were
18 violated as well as Rule 1013 of the Rules of Procedure of the
19 State Bar Court.

20 (xxxxiv) In not deciding and adjudicating matters fairly,
21 correctly and efficiently, Defendants MILES, ARMENDARIZ, REMKE,
22 STOVITZ, EPSTEIN, McELROY and PURCELL violated DYDZAK's civil
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3 rights as well as Rule 1015 of the Rules of Procedure of the
4 State Bar Court.

5 (xxxxv) In acting unfairly and unlawfully, as herein
6 described, Defendants MILES, ARMENDARIZ, REMKE, STOVITZ, EPSTEIN,
7 McELROY and PURCELL did not perform the duties of their office
8 impartially and diligently. Such conduct violated DYDZAK's civil
9 rights and Canon 3 of the California Code of Judicial Ethics.

10 (xxxxvi) The unlawful actions of Defendants MILES,
11 ARMENDARIZ, REMKE, EPSTEIN, McELROY and PURCELL, in ruling on
12 their own disqualification and not reinstating DYDZAK, have
13 affected his career, standing in his former profession, his
14 ability to earn a living, his former clients' cases, upcoming
15 court proceedings and appearances, and contributed substantially
16 to the demise of his marriage, now ending in divorce.

17 (xxxxvii) The unlawful non-service of the February 9, 2009
18 Order for over a month violated DYDZAK's civil rights, due
19 process and equal protection, and constituted judicial politics,
20 unfairness and bias towards DYDZAK.

21 (xxxxviii) Placing DYDZAK on inactive status before all
22 appellate remedies were pursued, and without an Order to Show
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26 DYDZAK V. GEORGE

4/5
COMPLAINT

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Cause hearing, violated DYDZAK's civil rights as well as Business and Professions Code, Sections 6077©(4) and 6083.

(xxxxix) DYDZAK was unconscionably, unlawfully and unconstitutionally assessed \$ 15,209.31 for alleged costs of prosecution in his disciplinary case. Such assessment demonstrates that Defendants COURT, BAR, BOARD, and the Defendant Judges, as well as Defendant Bar officials, employees and agents, have a predisposed economic incentive and bias to pursue disciplinary proceedings against attorneys such as DYDZAK, particularly sole practitioners and Plaintiff's attorneys, because of their pro-government political slant, desire to raise revenue for Defendant, BAR, COURT and BOARD, and perpetuate a bloated Bar bureaucracy.

(xxxxx) In inordinately delaying ruling on motions involving his disciplinary case, DYDZAK's civil rights were violated as well as his due process right to reasonable and speedy adjudication contrary to the 5th, 6th and 14th Amendments.

(xxxxxi) At all relevant times, Defendant RUIZ engaged in preparing, dating and signing fraudulent proofs of service on behalf of Defendants COURT, REMKE, EPSTEIN and PURCELL, in order

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3 that DYDZAK would not receive pleadings timely and to prejudice
4 his rights.

5 (xxxxxii) Defendants, COURT, REMKE, PURCELL and EPSTEIN,
6 unlawfully and against procedural and substantive due process,
7 held oral argument in DYDZAK's disciplinary case when they had
8 no jurisdiction to do so, by virtue of their being pending Writs
9 to the California Supreme Court and their being subject to
10 disqualification.

11 (xxxxxiii) At all relevant times, CHARLENE FOSTER, an
12 employee of Defendant BAR, in conspiracy and duplicity with BAR
13 attorney, Danielle Lee, Esq. perjured herself on a proof of
14 service, so that DYDZAK would be prejudiced in his receipt of
15 opposition papers filed in his prior federal lawsuit.

16 (xxxxxiv) In or about December, 2009, and January, 2010,
17 and on other previous occasions, Defendants REMKE, EPSTEIN and
18 PURCELL struck major motions and evidence from the record in
19 DYDZAK's disciplinary case, as well as improperly and unlawfully
20 ruled on their own disqualification, showing their outright bias
21 and hostility towards DYDZAK.

22 (xxxxxv) The pattern of delaying ruling by Defendants
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3 MILES, REMKE, EPSTEIN, PURCELL, STOVITZ and McELROY, violated
4 DYDZAK's civil rights and to be reinstated as an active member
5 of the State Bar of California so that he could earn a living.

6 (xxxxxvi) The Orders and decisions of Defendants COURT,
7 MILES, REMKE, EPSTEIN, PURCELL, STOVITZ and McELROY, demonstrate
8 bias, prejudice and conflict of interest, or the appearance of
9 same, to such an extent that they are void or voidable and
10 violate DYDZAK's constitutional and civil rights.

11 (xxxxxvii) The State Bar Rules of Procedure and State Bar
12 Act violate DYDZAK's constitutional rights, and are
13 unconstitutional on their face, insofar as the Presiding Judge
14 has adjudicatory functions over both the Hearing Department and
15 Review Department. As Presiding Judge, Defendant REMKE received
16 pleadings, papers, letters and other authority at the Hearing
17 Department stage concerning the disqualification of Judge MILES.
18 It was consequently improper and unlawful for her to be a member
19 of the Review Department in ruling against DYDZAK. Defendant
20 REMKE had an actual prejudice, conflict of interest or bias, or
21 the appearance of same, as a direct, proximate and legal result
22 thereof.
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3 (xxxxxviii) At all relevant times, Defendants REMKE, EPSTEIN
4 and PURCELL unlawfully issued Orders and the Opinion on Review
5 and Order on December 3, 2009, when they had no jurisdiction to
6 do so as Writs were pending before the California Supreme Court
7 and had not been adjudicated.

8 51. In summarily disbarring DYDZAK, without written
9 decision on the merits and not affording DYDZAK oral argument
10 and briefing, Defendants SUPREME COURT OF CALIFORNIA and
11 CALIFORNIA SUPREME COURT JUSTICES violated DYDZAK's civil and
12 constitutional rights, including but not limited to violating
13 the Supremacy Clause of the U.S. Constitution and the due
14 process and equal protection clauses of the U.S. and California
15 Constitutions. Furthermore, in not disclosing their relationship
16 with HOWARD RICE and SELEGUE, and not respecting the Rule of Law
17 towards DYDZAK, said Defendants, and each of them, unlawfully
18 covered up for the corruption of the California Judiciary and
19 certain State Bar Court and Review Judges, particularly the
20 misconduct and malfeasance of Defendant MILES, as hereinbefore
21 alleged.
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FIRST CAUSE OF ACTION
(DEPRIVATION OF RIGHTS UNDER COLOR OF STATE LAW)
(AGAINST ALL NAMED DEFENDANTS OTHER THAN
HOWARD, RICE, BURK, SELEGUE AND HAUSMAN)

52. Plaintiff refers to and incorporates, as though fully set forth herein, the preceding Preliminary Allegations and Paragraphs of the Complaint, including Paragraphs 1 through 51, inclusive.

53. This is an action for deprivation of constitutional rights under color of state law brought pursuant to the recodification Section 1979 of the Civil Rights Act of 1971, Title 42 United States Code, Section 1983, for remedies for Defendants' deprivation of Plaintiff's civil rights. Through this action, Plaintiff seeks all legal and equitable relief to which he may be entitled, including, but not limited to compensatory and punitive damages, attorney's fees and costs, prejudgment interest, and injunctive relief against the aforementioned Defendants and each of them.

54. Defendants, and each of them, have engaged in the

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3 unlawful and wrongful conduct and acts herein alleged, and
4 thereby violated his civil rights.

5 55. At all times herein mentioned, Plaintiff was, and now
6 is, a resident of Los Angeles County, State of California.

7 56. At all times herein mentioned, Defendants, and each of
8 them, acted under color of their authority as such in doing all
9 the things herein mentioned and taking the actions herein
10 alleged.

11 57. In taking the actions herein alleged, Defendants
12 acted, and continue to act, under color of and pursuant to the
13 laws, statutes, ordinances, regulations, customs, and usages of
14 the State of California, the State Bar of California, and the
15 the State Bar Court and pursuant to the official policies and
16 practices of said Defendants.

17 58. By reason of the aforesaid conduct of Defendants and
18 each of them, Plaintiff was deprived of rights, privileges, and
19 immunities secured to him by the Constitution of the United
20 States and laws enacted thereunder in that the unlawful,
21 wrongful and oppressive conduct herein alleged amounted to an
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proof at or before trial.

61. As a direct, legal and proximate result of the Defendants' actions and conduct, Plaintiff has also incurred special damages and medical expenses, in an amount according to proof at or before trial.

62. The above-recited actions of Defendants, and each of them, in depriving Plaintiff of his constitutionally protected rights were done with evil motive and intent, maliciously and with reckless or callous indifference to Plaintiff's rights. Plaintiff is therefore entitled to an award of exemplary or punitive damages, according to proof.

63. Plaintiff is informed and believes, and thereon alleges, that Defendants will continue in their unlawful conduct, unless and until restrained by the Court. If Defendants are not restrained, as specified below, Plaintiff will sustain immediate and irreparable injury, loss, and damage in that Plaintiff will continue to experience and suffer from the fear of additional, unwarranted scrutiny and will continue to suffer humiliation and indignity, as well as great physical and mental



DYDZAK V. GEORGE

COMPLAINT

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3 pain and suffering, resulting from Defendants' ongoing
4 deprivation of his rights, including but not limited to his
5 right to practice law as an active member of the State Bar of
6 California.

7 64. Plaintiff has duly exhausted state law remedies
8 available to him prior to filing suit, including approximately
9 five Writs of Review to the California Supreme Court which were
10 denied without prejudice and without a hearing on the merits.

11 65. Therefore, Plaintiff requests the following injunctive
12 relief, equitable relief, declaratory relief and other legal
13 relief against Defendants and each of them, to wit:

14 1. That it is adjudged and decreed that DYDZAK's
15 constitutional rights and civil rights were violated, and
16 continue to be violated, by Defendants, and each of them, as
17 herein alleged, particularly due to the failure by Defendant
18 MILES, Defendant COURT and the individual Defendant Judges of
19 the State Bar Court and Review Department to disqualify
20 Defendant MILES and set aside his decision of August 5, 2008;

21 2. That the decision of August 5, 2008, by Defendant
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3 government misconduct, bias, prejudice and conflict of interest
4 or the appearance of same, by Defendants and each of them.

5 5. That the Order entered on or about May 12, 2010, or
6 any other Order by Defendant SUPREME COURT OF CALIFORNIA and
7 Defendants CALIFORNIA SUPREME COURT JUDGES, disbarring DYDZAK
8 from the practice of law in California, imposing disciplinary
9 costs, and striking his name from the roll of attorneys be set
10 aside, stricken or reversed based upon violation of DYDZAK's
11 civil and constitutional rights, and based upon DYDZAK's showing
12 of unclean hands, judicial misconduct, government misconduct,
13 bias, prejudice and conflict of interest or the appearance of
14 same, by Defendants and each of them.

15 6. That DYDZAK be restored to active status
16 forthwith and retroactively as of August 5, 2008, as a member of
17 the State Bar of California due to the aforesaid wrongful and
18 unlawful conduct and violation of his civil and constitutional
19 rights;

20 That the State Bar Court and Review Department,
21 and any of the named Defendant Judges of said Court and Review
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Department, be prevented, disqualified and enjoined from ruling on any legal matters involving the discipline of DYDZAK retroactively, presently and in the future due to their past and ongoing civil and constitutional rights violations towards him;

7. That this Court issue appropriate injunctive relief in the form of a Temporary Restraining Order, Preliminary Injunction or Permanent Injunction, or whatever similar equitable relief it believes is appropriate and legal to protect Plaintiff's civil, legal and constitutional rights;

8. That this Honorable Court appoint an independent federal judge or other appropriate body outside the State Bar Court and Review Department to adjudicate, hear, settle and resolve any disciplinary matters involving DYDZAK due to the past and ongoing violation of his civil and constitutional rights by Defendants and each of them.

9. That the entire Chief Trial Counsel's Office and Office of General Counsel of the State Bar of California, including but not limited to Eli Mortgenstern, Scott Drexel, Augustus Hernandez, Janet Hunt, Victoria Malloy, and Danielle

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Lee, be enjoined and disqualified from being involved in any disciplinary matters involving DYDZAK because of their past and ongoing violation of DYDZAK's civil and constitutional rights and clear bias, prejudice, conflict of interest and animosity towards him, without foundation.

10. That there be a declaration that Plaintiff's right to a fair trial and post-trial proceedings were violated along with other civil, legal and constitutional rights by Defendants and each of them.

11. That Defendants MATZ, FEESS, KLAUSNER, MORROW, WU, PHILLIPS, ROSENBERG and COLLINS be enjoined from hearing and adjudicating any issue and aspect of the within action due to their bias, prejudice, and conflict of interest, or the appearance of same.

12. That DYDZAK be granted appropriate declaratory relief, in order to protect his civil and constitutional rights and remedy the unlawful actions and conduct alleged herein, and allow him to practice law forthwith in the State of California.

SECOND CAUSE OF ACTION

-58-

DYDZAK V. GEORGE

COMPLAINT

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(INTENTIONAL INTERFERENCE WITH ECONOMIC RELATIONS)
(AGAINST DEFENDANTS BURK, SELEGUE AND HAUSMAN)

66. Plaintiff refers to and incorporates by reference herein Paragraphs 1 through 65, inclusive, of this Complaint, as though fully set forth herein.

67. On August 8, 2008, and at all other relevant times hereto, there existed an economic relationship between DYDZAK and SHANEL STASZ by virtue of their attorney-client agreement whereby DYDZAK agreed to represent STASZ in her LASC litigation, as hereinbefore alleged and described. STASZ agreed that DYDZAK would receive as attorney's fees 1/3 of any gross recovery, either by judgment or settlement, in her LASC litigation.

68. At all times herein mentioned, and continuing to the present, DYDZAK has enjoyed cordial relations with Ms. Stasz, and previously represented her in a number of legal matters while licensed as an attorney. In the past, he has benefited financially from representing Ms. Stasz and received

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3 professional fees.

4 69. On or about August 8, 2008, and at all times relevant
5 hereto, Defendants HOWARD, RICE, HAUSMAN, SELEGUE and BURK were
6 well aware of the existence of the economic relationship between
7 DYDZAK and Ms. Stasz. Attorney Burk knew that DYDZAK represented
8 STASZ on a number of legal matters and communicated with DYDZAK
9 on legal issues involving STASZ in or about July, 2008.

10 70. In unlawfully communicating with Defendant MILES, and
11 agents and employees of Defendant COURT, about DYDZAK's
12 disciplinary proceedings, and in improperly and illegally
13 gaining access to the MILES' decision directly through
14 contacting MILES, or his agents and employees thereof,
15 Defendants BURK, HAUSMAN and SELEGUE, individually and on behalf
16 of Defendant HOWARD RICE, persuaded and influenced MILES to put
17 DYDZAK on inactive status and recommend his disbarment. This
18 unlawful conduct was done, so that HOWARD RICE clients and
19 Defendant BURK's legal interests could be protected from major
20 liability and expense.

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22 71. As a direct, legal and proximate result thereof,
23 Plaintiff has sustained general pain and suffering, severe

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3 emotional distress and anguish, loss of earnings and earning
4 capacity, loss of good will and reputation, incurred substantial
5 loans which has been unable to repay to date, and further
6 incurred considerable storage and moving costs, all to his
7 general damage, according to proof at or before trial.
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10 **THIRD CAUSE OF ACTION**
11 **(FRAUD)**
12 **(AGAINST DEFENDANT SELEGUE)**

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14 72. Plaintiff refers to and incorporates, as though fully
15 set forth herein, Paragraphs 1 through 71, inclusive, of the
16 Complaint.

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18 73. In a sworn Declaration dated September 26, 2010, in the
19 STASZ litigation against Defendant BURK, submitted in connection
20 with a Motion to Quash Service, Defendant SELEGUE falsely
21 represented under oath that he obtained access to the MILES'
22 decision by traveling to Los Angeles, California, to obtain
23 same.

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25 74. This representation was in fact false, fraudulent and
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3 misleading. The true facts were that Defendant SELEGUE willfully
4 perjured himself on this point and thereby committed a felony;
5 never traveled to Los Angeles to obtain the MILES' decision;
6 unlawfully and illegally obtained MILES' Decision directly from
7 MILES and/or an agent or employee of Defendant COURT; tortiously
8 interfered with the attorney-client relationship between DYDZAK
9 and STASZ by illegally and unethically communicating with
10 Defendant MILES; conspired with Defendant MILES and other
11 members of his law firm to destroy DYDZAK's ability to practice
12 law and represent STASZ in her LASC cases; influenced and
13 persuaded MILES in conspiracy with Defendants HAUSMAN and BURK
14 to have DYDZAK disbarred; had not properly ordered nor paid for
15 MILES' Decision dated August 5, 2008, affecting DYDZAK; intended
16 by his dishonest and fraudulent Declaration to gain a tactical
17 advantage in litigation against STASZ; and intended to
18 maliciously and permanently injure DYDZAK's career, reputation
19 and livelihood by the aforesaid actions and by virtue of his
20 fraudulent and dishonest Declaration.
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22 75. Had DYDZAK known the foregoing on or about September
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26 DYDZAK V. GEORGE

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COMPLAINT
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3 26, 2008, or before said date, and had he further known about
4 the misconduct of Defendants SELEGUE, HAUSMAN and BURK, on or
5 before September 26, 2008, as herein alleged, he would have
6 advised STASZ to immediately report SELEGUE and HOWARD, RICE
7 to the State Bar of California for ethical and professional
8 violations, including but not limited to Defendant SELEGUE
9 committing perjury, a felony and crime of moral turpitude.
10 DYDZAK further would have moved before Defendant MILES made his
11 fraudulent and unethical Decision against him for an Order
12 disqualifying Defendant MILES from making a decision due to the
13 jurist's prejudice, bias and conflict of interest or the
14 appearance of same.

15 76. As a direct, legal and proximate result of the fraud
16 perpetrated by Defendant SELEGUE, and the aforementioned false
17 representation, Plaintiff has suffered general damages, in an
18 amount not yet ascertained. Plaintiff will seek leave to amend
19 the Complaint in order to set forth such amount when it is
20 determined, according to proof.

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22 77. In taking the actions herein alleged, and making the
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3 misrepresentation herein described, Defendant SELEGUE acted
4 maliciously, oppressively, and fraudulently, in conscious
5 disregard of Plaintiff's rights. Plaintiff is, therefore,
6 entitled to an award of exemplary or punitive damages, according
7 to proof.

8 WHEREFORE, Plaintiff prays judgment as follows:

9 ON FIRST CAUSE OF ACTION:

- 10 1. For general damages in the amount of \$ 10,000,000;
11 2. For special damages and medical expenses, according to
12 proof;
13 3. For punitive damages, according to proof;
14 4. For injunctive relief as set forth herein;
15 5. For reasonable attorney's fees pursuant to Title 42 of
16 the United States Code, Section 1988(b);
17 6. For costs of suit incurred herein;
18 7. For a dismissal of any alleged disciplinary charges
19 against DYDZAK due to the violation of his civil, legal,
20 equitable and constitutional rights;
21 8. For such other and further relief as the Court deems
22 just and proper in the premises;
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26 DYDZAK V. GEORGE


COMPLAINT

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3 9. Setting aside and declaring void or voidable Defendant
4 MILES' unlawful, unconstitutional, biased, and illegal State Bar
5 Decision dated August 5, 2008 against DYDZAK, and any other
6 unconstitutional, unlawful and illegal rulings, orders, opinions
7 and decisions of the State Bar Court and Review Department
8 referenced herein and pertaining thereto;

9 10. Setting aside and declaring void or voidable the
10 unlawful, biased, unconstitutional, and illegal
11 Opinion On Review and Order filed December 3, 2009, by
12 Defendants REMKE, EPSTEIN and PURCELL against DYDZAK, and any
13 other unconstitutional, unlawful and illegal rulings, orders,
14 opinions and decisions of the State Bar Court and Review
15 Department referenced herein and pertaining thereto;

16 11. Enjoining, setting aside and declaring void or
17 voidable the transmittal of the State Bar Court Recommendation,
18 Imposition of Costs, and Proposed Order to the California
19 Supreme Court against DYDZAK, as alleged herein;

20 12. Setting aside and declaring void or voidable the
21 unlawful, biased, unconstitutional, and illegal Order of the
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3 Supreme Court of California entered on or about May 12, 2010,
4 disbarring DYDZAK, assessing unlawful and vague disciplinary
5 costs, and illegally removing him from the roll of attorneys
6 admitted to practice law in the State of California.

7 13. For any injunctive relief as allowed by Federal Rules
8 of Civil Procedure, Rules 57, 65, and other appropriate Rules
9 therein as well as 42 U.S.C. Section 1983 et seq. ;

10 14. For appropriate declaratory relief and judgment by
11 virtue of 28 U.S.C. Section 2201 et seq.

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13 ON SECOND CAUSE OF ACTION

- 14 1. For general damages, according to proof;
15 2. For costs of suit incurred herein;
16 3. For such other and further relief as ordered by
17 this Honorable Court and warranted in the premises.

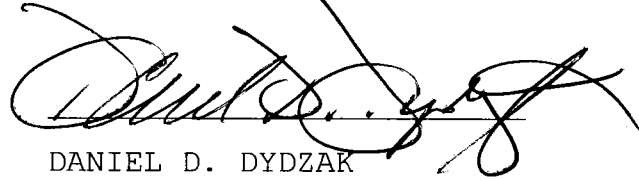
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19 ON THIRD CAUSE OF ACTION

- 20 1. For general damages, according to proof;
21 2. For punitive damages, according to proof;
22 3. For costs of suit incurred herein;
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4. For such other and further relief as ordered by this Honorable Court and warranted in the premises.

Dated: August 4, 2010



DANIEL D. DYDZAK

Plaintiff Pro Se

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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge Stephen V. Wilson and the assigned discovery Magistrate Judge is NONE.

The case number on all documents filed with the Court should read as follows:

CV10- 5820 SVW

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

Western Division
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

Southern Division
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

Eastern Division
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

Name & Address:
DANIEL DAVID DYDZAK
Plaintiff Pro Se
4265 Marina City Drive, Suite 407W
Marina del Rey, CA 90292

FOR OFFICE USE ONLY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

DANIEL DAVID DYDZAK,

PLAINTIFF(S)

v.

RONALD M. GEORGE, CARLOS R. MORENO,
JOYCE L. KENNARD, [ATTACHMENT A]

DEFENDANT(S).

CASE NUMBER

CV10 5820

SVW

SUMMONS

TO: DEFENDANT(S): RONALD M. GEORGE, CARLOS R. MORENO, JOYCE L. KENNARD,
[ATTACHMENT A]

FOR OFFICE USE ONLY

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint _____ amended complaint counterclaim cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, DANIEL DAVID DYDZAK PRO SE, whose address is 4265 Marina City Drive, #407W, Marina del Rey, CA 90292. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: 8-5-10

By: _____



Deputy Clerk

FOR OFFICE USE ONLY

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

ATTACHMENT A

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KATHRYN MICKLE WERDEGAR, MING W. CHIN, MARVIN R. BAXTER, CAROL A. CORRIGAN, SUPREME COURT OF CALIFORNIA, STATE BAR OF CALIFORNIA, DONALD F. MILES, STATE BAR COURT, BOARD OF GOVERNORS OF STATE BAR OF CALIFORNIA, JOANN M. REMKE, CATHERINE D. PURCELL, JUDITH EPSTEIN, RONALD W. STOVITZ, PATRICE E. McELROY, RICHARD A. PLATEL, LUCY ARMENDARIZ, RICHARD A. HONN, BERNARD A. BURK, KENNETH G. HAUSMAN, SEAN M. SELEGUE, HOWARD, RICE, NEMEROSKI, CANADY, FALK & RABKIN, SCOTT DREXEL, A. HOWARD MATZ, GARY A. FEES, R. GARY KLAUSNER, MARGARET M. MORROW, GEORGE H. WU, VIRGINIA A. PHILLIPS, AUDREY B. COLLINS, ALICIA G. ROSENBERG, and DOES 1 through 10, Inclusive,

Name & Address:
DANIEL DAVID DYDZAK
Plaintiff Pro Se
4265 Marina City Drive, Suite 407W
Marina del Rey, CA 90292

FOR OFFICE USE ONLY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

DANIEL DAVID DYDZAK,

PLAINTIFF(S)

v.

RONALD M. GEORGE, CARLOS R. MORENO,
JOYCE L. KENNARD, [ATTACHMENT A]

DEFENDANT(S).

CASE NUMBER

CV10 5820 •

SVW

SUMMONS

TO: DEFENDANT(S): RONALD M. GEORGE, CARLOS R. MORENO, JOYCE L. KENNARD,
[ATTACHMENT A]

A lawsuit has been filed against you.

Within 60 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint amended complaint counterclaim cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, DANIEL DAVID DYDZAK, PRO SE, whose address is 4265 Marina City Drive, #407W, Marina del Rey, CA 90292. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: 8-5-10

By: _____

CHRIS DAWYER
SEAL
Deputy Clerk

FOR OFFICE USE ONLY
(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

ATTACHMENT A

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KATHRYN MICKLE WERDEGAR, MING W. CHIN, MARVIN R. BAXTER, CAROL A. CORRIGAN, SUPREME COURT OF CALIFORNIA, STATE BAR OF CALIFORNIA, DONALD F. MILES, STATE BAR COURT, BOARD OF GOVERNORS OF STATE BAR OF CALIFORNIA, JOANN M. REMKE, CATHERINE D. PURCELL, JUDITH EPSTEIN, RONALD W. STOVITZ, PATRICE E. McELROY, RICHARD A. PLATEL, LUCY ARMENDARIZ, RICHARD A. HONN, BERNARD A. BURK, KENNETH G. HAUSMAN, SEAN M. SELEGUE, HOWARD, RICE, NEMEROSKI, CANADY, FALK & RABKIN, SCOTT DREXEL, A. HOWARD MATZ, GARY A. FEES, R. GARY KLAUSNER, MARGARET M. MORROW, GEORGE H. WU, VIRGINIA A. PHILLIPS, AUDREY B. COLLINS, ALICIA G. ROSENBERG, and DOES 1 through 10, Inclusive,

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

I (a) PLAINTIFFS (Check box if you are representing yourself <input checked="" type="checkbox"/> DANIEL DAVID DYDZAK	DEFENDANTS RONALD M. GEORGE, CARLOS R. MORENO, JOYCE L. KENNARD, [ATTACHMENT A]
(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) DANIEL DAVID DYDZAK, PLAINTIFF PRO SE, 4265 MARINA CITY DRIVE, SUITE 407W, MARINA DEL REY, CA 90292 TELEPHONE: (310) 867-1289	Attorneys (If Known) DANIELLE A. LEE, ESQ. 180 HOWARD STREET, SAN FRANCISCO, CA 94105 TELEPHONE: (415) 538-2339

II. BASIS OF JURISDICTION (Place an X in one box only.) <input type="checkbox"/> 1 U.S. Government Plaintiff <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:30%;">Citizen of This State</td> <td style="width:10%;">PTF <input checked="" type="checkbox"/> 1</td> <td style="width:10%;">DEF <input checked="" type="checkbox"/> 1</td> <td style="width:30%;">Incorporated or Principal Place of Business in this State</td> <td style="width:10%;">PTF <input type="checkbox"/> 4</td> <td style="width:10%;">DEF <input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td><input type="checkbox"/> 2</td> <td><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td><input type="checkbox"/> 5</td> <td><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td><input type="checkbox"/> 3</td> <td><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td><input type="checkbox"/> 6</td> <td><input type="checkbox"/> 6</td> </tr> </table>	Citizen of This State	PTF <input checked="" type="checkbox"/> 1	DEF <input checked="" type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	PTF <input type="checkbox"/> 4	DEF <input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
Citizen of This State	PTF <input checked="" type="checkbox"/> 1	DEF <input checked="" type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	PTF <input type="checkbox"/> 4	DEF <input type="checkbox"/> 4														
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5														
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6														

IV. ORIGIN (Place an X in one box only.)

1 Original Proceeding
 2 Removed from State Court
 3 Remanded from Appellate Court
 4 Reinstated or Reopened
 5 Transferred from another district (specify):
 6 Multi-District Litigation
 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: **JURY DEMAND:** Yes No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: Yes No **MONEY DEMANDED IN COMPLAINT: \$ 10,000,000**

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)
 CIVIL RIGHTS ACTION, TITLE 42 U.S.C. SECTION 1983; FRAUD; INTENTIONAL INTERFERENCE WITH ECONOMIC RELATIONS

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	CONTRACT <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	TORTS PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	TORTS PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input checked="" type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition FORFEITURE / PENALTY <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety /Health <input type="checkbox"/> 690 Other	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
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FOR OFFICE USE ONLY: Case Number: _____

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? No Yes
If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? No Yes
If yes, list case number(s): CV-08-7765-VAP-AGR; CV 10-1297-PA and AHM (AGRx)

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) A. Arise from the same or closely related transactions, happenings, or events; or
 B. Call for determination of the same or substantially related or similar questions of law and fact; or
 C. For other reasons would entail substantial duplication of labor if heard by different judges; or
 D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named plaintiff resides.
 Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District, State, if other than California; or Foreign Country
Plaintiff DANIEL DAVID DYDZAK	Los Angeles County, State of California

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named defendant resides.
 Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District, State, if other than California; or Foreign Country
Defendant RONALD M. GEORGE	San Francisco County, State of California
Defendant CARLOS R. MORENO	San Francisco County, State of California
Defendant JOYCE L. KENNARD [Attachment For Other Defendants]	San Francisco County, State of California

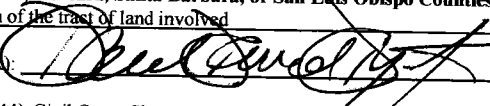
(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH claim arose.
Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District, State, if other than California; or Foreign Country
LOS ANGELES COUNTY, STATE OF CALIFORNIA	

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER):

 Date August 5, 2010

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))

ATTACHMENT A

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KATHRYN MICKLE WERDEGAR, MING W. CHIN, MARVIN R. BAXTER, CAROL A. CORRIGAN, SUPREME COURT OF CALIFORNIA, STATE BAR OF CALIFORNIA, DONALD F. MILES, STATE BAR COURT, BOARD OF GOVERNORS OF STATE BAR OF CALIFORNIA, JOANN M. REMKE, CATHERINE D. PURCELL, JUDITH EPSTEIN, RONALD W. STOVITZ, PATRICE E. McELROY, RICHARD A. PLATEL, LUCY ARMENDARIZ, RICHARD A. HONN, BERNARD A. BURK, KENNETH G. HAUSMAN, SEAN M. SELEGUE, HOWARD, RICE, NEMEROSKI, CANADY, FALK & RABKIN, SCOTT DREXEL, A. HOWARD MATZ, GARY A. FEES, R. GARY KLAUSNER, MARGARET M. MORROW, GEORGE H. WU, VIRGINIA A. PHILLIPS, AUDREY B. COLLINS, ALICIA G. ROSENBERG, and DOES 1 through 10, Inclusive,

ATTACHMENT FOR OTHER DEFENDANTS

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Defendant KATHRYN MICKLE WERDEGAR	San Francisco County, State of California
Defendant MING W. CHIN	San Francisco County, State of California
Defendant MARVIN R. BAXTER	San Francisco County, State of California
Defendant CAROL A. CORRIGAN	San Francisco County, State of California
Defendant SUPREME COURT OF CALIFORNIA	San Francisco County, State of California
Defendant STATE BAR OF CALIFORNIA	San Francisco County, State of California
Defendant DONALD F. MILES	Los Angeles County, State of California
Defendant STATE BAR COURT	Los Angeles County, State of California
Defendant BOARD OF GOVERNORS OF STATE BAR OF CALIFORNIA	San Francisco County, State of California
Defendant JOANN M. REMKE	Los Angeles County, State of California
Defendant CATHERINE D. PURCELL	Los Angeles County, State of California
Defendant JUDITH EPSTEIN	Los Angeles County, State of California
Defendant RONALD W. STOVITZ	Los Angeles County, State of California
Defendant PATRICE E. McELROY	Los Angeles County, State of California
Defendant RICHARD A. PLATEL	Los Angeles County, State of California
Defendant LUCY ARMENDARIZ	Los Angeles County, State of California
Defendant RICHARD A. HONN	Los Angeles County, State of California
Defendant BERNARD A. BURK	San Francisco County, State of California
Defendant KENNETH G. HAUSMAN	San Francisco County, State of California
Defendant SEAN A. SELEGUE	San Francisco County, State of California
Defendant HOWARD, RICE, NEMEROSKI CANADY, FALK & RABKIN	San Francisco County, State of California
Defendant SCOTT DREXEL	San Francisco County, State of California

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ATTACHMENT FOR OTHER DEFENDANTS (Page 2)

Defendant A. HOWARD MATZ	Los Angeles County, State of California
Defendant GARY A. FEES	Los Angeles County, State of California
Defendant R. GARY KLAUSNER	Los Angeles Count County, State of California
Defendant MARGARET M. MORROW	Los Angeles County, State of California
Defendant GEORGE H. WU	Los Angeles County, State of California
Defendant VIRGINIA A. PHILLIPS	Riverside County, State of California
Defendant AUDREY B. COLLINS	Los Angeles County, State of California
Defendant ALICIA G. ROSENBERG	Los Angeles County, State of California