

8 UNITED STATES BANKRUPTCY COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 LOS ANGELES DIVISION

11 In re

12 THE DISCIPLINARY PROCEEDING OF
13 MICHAEL T. STOLLER

Case No. LA MI 08-00016

14 ORDER ON DISCIPLINARY
15 PROCEEDING OF MICHAEL T.
16 STOLLER

(No Hearing Required¹)

17 Having reviewed the "Stipulation Between Michael T. Stoller and the United States
18 Trustee Re: Resolution of United States Trustee's Motion for an Accounting and
19 Disgorgement of Fees; Request for Findings That Counsel Breached Ethical Duties; and
20 Request for Referral to Disciplinary Panel " ("Disgorgement Stipulation"), filed and
21 entered in the case of Paul Douglas Rose, Case No. 2:08-bk-10033 AA (the "Rose
22 case") on November 18, 2008, and the terms and conditions set forth therein; the
23 "Stipulation between Michael T. Stoller and the United States Trustee Re: Discipline" and
24 the recitals set forth therein, attached as Exhibit 2 to the Disgorgement Stipulation; the
25 "Findings of Fact and Conclusions of Law (United States Trustee's Motion for an
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27 ¹ Based upon the stipulations filed in connection with this matter, the Disciplinary Panel finds that a
28 hearing is unnecessary.

1 Accounting and Disgorgement of Fees; Request for Findings That Counsel Breached
2 Ethical Duties; and Request for Referral to Disciplinary Panel)", filed and entered in the
3 Rose case on November 19, 2008; and the "Order Approving Stipulation Between
4 Michael T. Stoller and the United States Trustee Re: Motion for an Accounting and
5 Disgorgement of Fees; Request for Findings That Counsel Breached Ethical Duties; and
6 Request for Referral to Disciplinary Panel ", filed and entered in the Rose case on
7 November 24, 2008, and

8 GOOD CAUSE having been shown:

9 IT IS HEREBY:

10 ORDERED: That Michael T. Stoller ("Stoller") is publicly reprovved for: (1) failing
11 adequately to perform legal services with competence in the Rose case; (2) signing,
12 without attribution, his client's name on the Statement of Financial Affairs, Rights And
13 Responsibilities Agreement ("RARA"), and Chapter 13 Plan in the Rose case; and (3)
14 failing to perform personally the prepetition services described in filed RARA documents
15 in other cases;

16 ORDERED: That Stoller shall undertake the continuing legal education as set
17 forth in the Disgorgement Stipulation;

18 ORDERED: That Stoller shall file a copy of the Disgorgement Stipulation in every
19 new bankruptcy case in the Central District of California where he represents a debtor,
20 including acting as appearance counsel for another attorney, for the sixty-month period
21 commencing from November 12, 2008, and during this same period, Stoller shall
22 contribute any and all remuneration, gross proceeds, fees, monies, or wages earned or
23 received from such an engagement to either the Legal Aid Foundation of Los Angeles or
24 Public Counsel;

25 ORDERED: That this Disciplinary Panel shall retain jurisdiction to enforce any and
26 all aspects of this order;

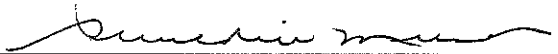
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ORDERED: That any party to the Disgorgement Stipulation may seek a modification of the provisions of this order by noticed motion to this Disciplinary Panel within 20 days of the date of entry of this order.

IT IS SO ORDERED.

Dated: 3/5/09


Bankruptcy Judge Geraldine Mund, Presiding

Dated: 3/5/09


Bankruptcy Judge Ellen Carroll

Dated: 3/5/09


Bankruptcy Judge Robert N. Kwan

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NOTICE OF ENTERED ORDER AND SERVICE LIST

Notice is given by the court that a judgment or order entitled (*specify*) **ORDER ON DISCIPLINARY PROCEEDING OF MICHAEL T. STOLLER** was entered on the date indicated as "Entered" on the first page of this judgment or order and will be served in the manner indicated below:

I. SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF") – Pursuant to controlling General Order(s) and Local Bankruptcy Rule(s), the foregoing document was served on the following person(s) by the court via NEF and hyperlink to the judgment or order. As of **March**, the following person(s) are currently on the Electronic Mail Notice List for this bankruptcy case or adversary proceeding to receive NEF transmission at the email address(es) indicated below:

Service information continued on attached page

II. SERVED BY THE COURT VIA U.S. MAIL: A copy of this notice and a true copy of this judgment or order was sent by U.S. Mail, first class, postage prepaid, to the following person(s) and/or entity(ies) at the address(es) indicated below:

Service information continued on attached page

III. TO BE SERVED BY THE LODGING PARTY: Within 72 hours after receipt of a copy of this judgment or order which bears an "Entered" stamp, the party lodging the judgment or order will serve a complete copy bearing an "Entered" stamp by U.S. Mail, overnight mail, facsimile transmission or email and file a proof of service of the entered order on the following person(s) and/or entity(ies) at the address(es), facsimile transmission number(s) and/or email address(es) indicated below:

Service information continued on attached page

1 **PROOF OF SERVICE/CERTIFICATE OF MAILING**

2 I, Vanessa Keith Garcia, a regularly appointed and qualified clerk of the United
3 States Bankruptcy Court for the Central District of California, do hereby certify that in
4 the performance of my duties as such clerk, I served on each of the parties listed below,
5 at the addresses set forth below their respective names, a copy of the Order on
6 Disciplinary Proceeding of Michael T. Stoller in the within matter by placing a true copy
7 thereof enclosed in a sealed envelope with postage thereon, fully prepaid, in the United
8 States Mail on March 10, 2009.

9
10 Michael T. Stoller, Esq.
11 9454 Wilshire Blvd., Suite 500
12 Beverly Hills, CA 90212-2908

13 *Michael T. Stoller's Counsel:*
14 Alan F. Broidy, Esq.
15 1925 Century Park E #1700
16 Los Angeles, CA 90067

17 Peter C. Anderson, United States Trustee
18 Office of the United States Trustee
19 725 S. Figueroa Street, Suite 2600
20 Los Angeles, CA 90017
21 Attn: Ron Maroko, Esq.

22
23
24 I declare under penalty of perjury that the foregoing is true and correct.
25

26
27 Date: March 10, 2009

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(Deputy Clerk)