



Attorney Complaint
Filed Against
Judith A. Enright
With
State Bar of California

This complaint alleges that Judith A. Enright is in violation of the California Bar Association Rules of Professional Conduct, Rule 5-200 Trial Conduct: "In presenting a matter to a tribunal, a member: ...(B) Shall not seek to mislead the judge, judicial officer, or jury by an artifice or false statement of fact or law."

Introduction

Under the Lanterman Act, the State of California provides services and supports for over 300,000 developmentally disabled persons, at a cost of over six billion dollars annually. The Department of Developmental Services (DDS) is the state agency that provides those services and supports.

The provisioning of services and supports is accomplished through a network of twenty-one non-profit corporations called Regional Centers. Regional Centers are funded by the DDS and contract with vendors that provide client services and supports.

Regional Centers are in the conflicting positions of both fulfilling the mandate of the Lanterman Act, to serve the needs of developmentally disabled persons, and controlling costs as constrained by the DDS.

When conflicts arise between clients receiving, or seeking to receive services, and a Regional Center, the Lanterman Act provides for a mechanism of "fair hearings" before an administrative law judge.

It is within this framework that Judith Enright has built her law practice.

Judith Enright represents Regional Centers in fair hearings typically against naïve claimants without legal representation. In the opinion of the undersigned, Judith Enright has developed a modus operandi that involves badgering, intimidation and making false statements. It is this latter behavior which constitutes grounds for this complaint.

Evidence

The following evidence is submitted in support of this complaint.

1. OAH Case No. 2009020471 Appeal

In an appeal, St. Sharbel's Residential Care Facility, Inc. vs. San Gabriel Pomona Regional Center (Attachment 1), Ms. Enright made false statements to Administrative Law Judge Robert Walker.

Judge Walker states:

It is found that Ms. Enright's statement that *representatives of St. Sharbel's "repeatedly stated that they only had enough funds to operate their homes for two more weeks"* is mistaken. Not only did they not say that *repeatedly*, they did not say that at all. (Attachment 1, p. 5, ¶20).

It is found that Ms. Enright was mistaken in her characterization of Mr. Conolly's agreement..." (Attachment 1 p. 6, ¶25).

2. OAH Case No. 2012120603 Fair Hearing

At a fair hearing conducted at the San Gabriel Pomona Regional Center (SGPRC) on 2/4/2013 (Attachment 2), Administrative Law Judge Humberto Flores presiding, Ms. Enright made false statements to Judge Flores regarding the undersigned.

Ms. Enright stated: "Mr. Argila has misappropriated...payroll funds..." Ms. Enright's client, Carol Tomblin of the SGPRC spoke to Ms. Enright saying "that's not true." Never-the-less, Ms. Enright did not correct her statement to Judge Flores.

3. OAH Case No. 2014070087

At a fair hearing conducted at the San Gabriel Pomona Regional Center on 2/6/2015 (Attachment 3), Ms. Enright made false statements to Administrative Law Judge Samuel Reyes.

Ms. Enright stated: "Some services are things like taking the consumers to prostitutes..." (Attachment 3, Line #11). This was a fabricated allegation by Ms. Enright.

4. Letter to the State Council on Developmental Disabilities (12/29/2016)

In her letter to the State of California's State Council on Developmental Disabilities, Ms. Enright states:

"...These gentlemen are each living where they choose to live and neither one of them is homeless." (see Attachment 4, Paragraph 4).

In fact, on the date of this letter, Cavan Argila was homeless under the United States Department of Health and Human Services definition (Section 330 of the Public Health Service Act, 42 U.S.C., 254b) and was residing at the Motel 6, Hacienda Heights. This is verified in an e-mail



from Ms. Enright's client, the SGPRC. See Attachment 5. Cavan had been homeless since September, 2016.

Submitted by:

A handwritten signature in black ink, appearing to read 'Carl A. Argila'.

Carl A. Argila
Tel: 1-800-903-6903

Date: December 27th, 2017