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JUL 30 2009

Colorado Supreme Court 2 East 14th Ave., Fourth Floor Denver, CO 80203	REGULATION COUNSEL
Office of Attorney Regulation Counsel 2007UPL86	
Petitioner: The People of the State of Colorado, v. Respondent: Gerardo Corral Hernandez.	Supreme Court Case No: 2009SA3
ORDER OF COURT	

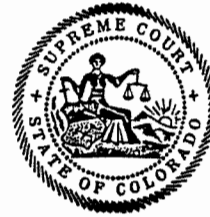
Upon consideration of the Report of Hearing Master Pursuant to C.R.C.P. 236(a) filed in the above cause, and now being sufficiently advised in the premises, IT IS THIS DAY ORDERED that said Respondent, GERARDO C. HERNANDEZ shall be, and the same hereby is, ENJOINED from engaging in the unauthorized practice of law.

IT IS FURTHER ORDERED that Respondent is assessed costs in the amount of \$356.50. Said costs to be paid to the Office of Attorney Regulation Counsel, within (30) days of the date of this order.

IT IS FURTHER ORDERED that Respondent is to REIMBURSE Griselda Estrada in the amount of \$1000.00 in a payment of \$500.00 to Ms. Estrada on or before September 30, 2009 and the balance due on or before October 31, 2009.

IT IS FURTHER ORDERED that the Supreme Court Waive any Fines in this matter pursuant to C.R.C.P. 236(a).

BY THE COURT, JULY 30, 2009.



Case Number: 2009SA3

Caption: People v Hernandez, Gerardo

CERTIFICATE OF SERVICE

Copies mailed via the State's Mail Services Division on July 30, 2009. *tlsc*

Charles E Mortimer Jr.
OFFICE OF ATTORNEY
REGULATION
1560 Broadway Ste 1800
Denver, CO 80202

Gerardo C Hernandez
3799 E. 106th Ave.
Denver, CO 80233

Gerardo C Hernandez
4391 Argonne St.
Denver, CO 80249

Honorable William R Lucero
Office of the Presiding Disciplinary
Judge
1560 Broadway, Suite 675
Denver, CO 80202

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JUL 28 2009

ATTORNEY
REGULATION

SUPREME COURT, STATE OF COLORADO
ORIGINAL PROCEEDING IN
UNAUTHORIZED PRACTICE OF LAW BEFORE
THE OFFICE OF THE PRESIDING DISCIPLINARY JUDGE
1560 BROADWAY, SUITE 675
DENVER, CO 80202

Petitioner:
THE PEOPLE OF THE STATE OF COLORADO,

Respondent:
GERARDO CHACON HERNANDEZ

Case Number:
09SA003

REPORT OF HEARING MASTER PURSUANT TO C.R.C.P. 236(a)

This matter is before the Presiding Disciplinary Judge ("PDJ") on an "Order Appointing Hearing Master" issued by the Colorado Supreme Court ("Supreme Court") on April 9, 2009. The Supreme Court referred this matter to the PDJ "for purposes of making Findings of Fact, Conclusions of Law and recommendations to this Court concerning the allegations of the Petition and all matters set forth in C.R.C.P. 234, 235 and 236."

I. PROCEDURAL HISTORY

Charles E. Mortimer, Jr., Office of Attorney Regulation Counsel ("the People"), filed a "Petition for Injunction" with the Supreme Court on January 6, 2009. On January 7, 2009, the Supreme Court issued an "Order and Rule to Show Cause" and ordered Gerardo Hernandez ("Respondent") to answer in writing and show cause within twenty days "why he should not be enjoined from engaging in the unauthorized practice of law in the State of Colorado."

On March 23, 2009, Respondents submitted a hand-written answer to the Supreme Court. On March 25, 2009, the People filed a "Motion to Refer the Matter to Hearing Master" and requested that a Hearing Master determine questions of fact pursuant to C.R.C.P. 234(a).

On June 9, 2009, the PDJ held an At-Issue Conference to establish a uniform, court-supervised procedure involving case management. Mr. Mortimer appeared on behalf of the People and Respondent appeared *pro se*. The PDJ scheduled this matter for a hearing on the issues outlined in the Supreme Court's order to be held on September 15, 2009.

II. FINDINGS OF FACT

On July 7, 2009, the parties tendered a "Stipulation, Agreement and Affidavit Consenting to Order of Injunction" to the PDJ. For purposes of this report, and in the interests of judicial economy, the PDJ accepted the following findings of fact set forth in the stipulation.

Respondent is not licensed to practice law in the State of Colorado. Nevertheless, Respondent engaged in the unauthorized practice of law in Colorado by holding himself out under the title: "Law Offices of Gerardo Hernandez" and by accepting \$1,000.00 from a client, Griselda Estrada, to assist her in an immigration matter and, specifically to accompany her to immigration court.

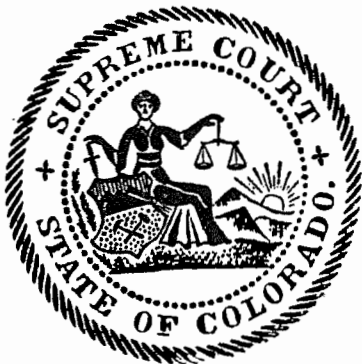
III. CONCLUSIONS OF LAW AND RECOMMENDATIONS

The parties stipulated to an order of injunction in this matter. The PDJ reviewed the stipulation, and in the interests of judicial economy, **RECOMMENDS** that the Supreme Court **ACCEPT** it and **ENJOIN** Respondent from the unauthorized practice of law and order him to pay costs and restitution.

The PDJ **RECOMMENDS** that the Supreme Court order Respondent to pay **COSTS** in the amount of \$356.50 within thirty (30) days of the Supreme Court's order of injunction. The PDJ also recommends that the Supreme Court order Respondent to **REIMBURSE** Griselda Estrada the amount of \$1,000.00 in a payment of \$500.00 to Ms. Estrada on or before September 30, 2009 and the balance due on or before October 31, 2009.

Finally, the PDJ **RECOMMENDS** that the Supreme Court **WAIVE** any **FINES** in this matter pursuant to C.R.C.P. 236(a).¹

DATED THIS 27TH DAY OF JULY, 2009.




WILLIAM R. LUCERO
PRESIDING DISCIPLINARY JUDGE

¹ See C.R.C.P. 236(a) (A report from the Presiding Disciplinary Judge approving the parties' stipulation to injunction may be exempt from a fine).

Copies to:

Charles E. Mortimer, Jr. Via Hand Delivery
Office of Attorney Regulation Counsel

Gerardo Chacon Hernandez Via First Class Mail
Respondent

Susan Festag Via Hand Delivery
Colorado Supreme Court