

**PRACTICE OF LAW BOARD
STATE OF WASHINGTON**

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Sandra Schilling

August 6, 2008

Luis Ewing

Tacoma, WA

RE: File No. 08-10 Unauthorized Practice of Law Complaint

Dear Mr. Ewing:

The Practice of Law Board was created by order of the Washington State Supreme Court, General Rule (GR) 25. The Board is charged with the investigation of allegations of unauthorized practice of law in Washington. Revised Code of Washington (RCW) 2.48.180 states that a nonlawyer practicing law or holding himself out as entitled to practice law constitutes the unauthorized practice of law. Court rule GR 24 defines the practice of law. The unauthorized practice of law is a crime in Washington.

As you are aware, S filed a complaint against you alleging that you engaged in the unauthorized practice of law by charging Mr. S for legal advice regarding his upcoming hearings and a deposition. According to the complaint, Mr. S contacted you in 2005 to assist him in a driving infraction hearing. You told Mr. S that you are a lawyer and offered to eliminate the driving infraction hearing altogether. Mr. S met you at your home where you asked him for \$3,000 up front and offered to handle both Mr. S's driving infraction and a related civil suit for about \$20,000 to \$25,000. You advised Mr. S to avoid paying any damages by forming a Nevada corporation, selling all of his property to the corporation, and telling the courts that he lost all of his funds gambling in the casinos. You offered to form the corporation for him. Mr. S paid you \$3,000 for you to assist him in beating the traffic infraction. The day before the hearing, you gave Mr. S a packet with information on how to handle the appearance and containing pleadings that Mr. S could file. Mr. S objected that he would not have time to read and understand all the information before the hearing.

Prior to a March 2008 deposition in the civil suit, you gave to Mr. S a packet containing instructions to help him in the deposition and offered to help look over various documents regarding the civil matter. Mr. S left you copies of his documents. You contacted Mr. S the Sunday before the deposition and advised him to file a motion to cancel the deposition. You also requested \$300 to prepare the motion and \$600 for having reviewed the paperwork. When Mr. S returned the deposition instructions to you, you requested that he pay you \$250 for the instructions. When Mr. S refused, you grabbed him and pushed him back. You later contacted Mr. S and threatened to burn paperwork that you had taken from his briefcase and also to turn over the paperwork to the opposing side in the civil suit.

You did not respond to the unauthorized practice of law complaint. Our investigative attorney telephoned your number (████) █████-3741. Your message at this number states "You've reached Travel court attorney Luis Ewing." It goes on to say that if you are a client, to please leave a message. If not please email you at █████, with a short description of the problem, whether the case is civil or criminal, and whether it is in state or federal court. You also have a MySpace page on the internet on which you list your occupation as "Lawyer/Of Counsel."

You are not a lawyer. RCW 2.48.180(2)(a) states that a non-lawyer practicing law or holding himself out as entitled to do so constitutes the unauthorized practice of law. Giving advice or counsel to others as to their legal rights and selecting, drafting or completing legal documents which affect the legal rights of others are both included in the GR 24 definition of the practice of law.

At this time, pursuant to GR 25(f)(4)(B), we request that you enter into a written agreement with this Board, to refrain from the following conduct:

- ◆ Holding yourself out as authorized to practice law;
- ◆ Giving advice or counsel to others as to their legal rights or the legal rights or responsibilities of others for fees or other consideration;
- ◆ Selecting, drafting or completing legal documents or pleadings for others;
- ◆ Any activity which is defined as the practice of law in GR 24.

In 2005, the Practice of Law Board sent you a letter requesting that you cease and desist from engaging in the unauthorized practice of law. This is your second offense. The Board has ordered that this matter, and all information regarding past violations, be turned over to the Pierce County Prosecuting Attorney's Office.

If you are willing to so stipulate, please sign and date your signature and have your signature witnessed by a person over the age of eighteen, who will also sign as the witness. The signed letter should be returned to the Board within 15 days.

Thank you in advance for your anticipated cooperation.

Very Truly Yours,



Steve Crossland, Chair
Practice of Law Board

JS:as

Enclosure: Stipulation

cc: █████ S████ (without enclosure)