

**THE STATE BAR OF CALIFORNIA
CALIFORNIA ATTORNEY COMPLAINT FORM**

Read instructions before filling in this form.

Date March 26, 2012

- (1) Your name and address California Valley Miwok Tribe

- (2) Telephone number: Home (209) 931-4567 Work _____
- (3) The name, address and telephone number of the attorney(s) you are complaining about.
(See note below.)
See attached letter.

- (4) Have you or a member of your family complained about this attorney(s) previously?
Yes ☐ No ☒ If Yes, please state to whom the previous complaint was made, its
approximate date and disposition.

- (5) Did you employ the attorney? Answer **Yes** or **No** and, if "**Yes**," give the approximate
date you employed the attorney(s) and the amount, if any, paid to the attorney(s).
No.

- (6) If your answer to #5 above is "**No**," what is your connection with the attorney(s)? Explain
briefly.
See attache letter.

(7) Include with this form (on a separate piece of paper) a statement of what the attorney(s) did or did not do which is the basis of your complaint. Please state the facts as you understand them. Do not include opinions or arguments. If you employed the attorney(s), state what you employed the attorney(s) to do. Sign and date each separate piece of paper. Additional information may be requested. (Attach copies of pertinent documents such as a copy of the fee agreement, cancelled checks or receipts and relevant correspondence.)

(8) If your complaint is about a lawsuit, answer the following, if known:

a. Name of court (For example, Superior or Municipal Court, and name of the county)
See attached letter.

b. Title of the suit (For example, Smith v. Jones).

c. Case number of the suit _____

d. Approximate date the suit was filed _____

e. If you are not a party to this suit, what is your connection with it? Explain briefly.

(9) Size of law firm complained about:

1 Attorney ____ 2 – 10 Attorneys ____ 11 + Attorneys x

Government Attorney ____ Unknown ____

NOTE: If you are complaining about more than one attorney, include the information requested in items #3 through #8. Use separate sheets if necessary.

Signature _____

Ashia Doolley Chairperson
Chairperson, California Valley Miwok Tribe

Mail to:

Office of the Chief Trial Counsel/Intake
The State Bar of California
1149 South Hill Street
Los Angeles, California 90015-2299

CALIFORNIA VALLEY MIWOK TRIBE

10601 N. Escondido Pl., Stockton, CA 95212 Ph: (209) 931.4567 Fax: (209) 931.4333

<http://www.californiavalleymiwoktribe-nsn.gov>



March 26, 2012

Office of the Chief Trial Counsel/Intake
THE STATE BAR OF CALIFORNIA
1149 South Hill Street
Los Angeles, California 90015-2299

Re: Robert Uram (SBN 122956) and Matthew McConnell SBN 209672) of SHEPPARD, MULLIN, RICHTER & HAMPTON; and Thomas W. Wolfrum, Esq. (SBN 54837)

Dear Sir/Madam:

This complaint is being made on behalf of the California Valley Miwok Tribe ("the Tribe") against the above-referenced California lawyers (collectively "the Attorneys"). As the duly appointed Chairperson of the Tribe, I, Silvia Burley, am authorized to make this complaint on its behalf.

The Attorneys have engaged in the practice of filing false pleadings and documents with the California State Superior Court and with the federal court in Washington, D.C., falsely stating that they represent the Tribe, when, in fact, they do not. They have also encouraged a witness, their client, Yakima Dixie ("Dixie"), to suborn perjury in connection with a material issue in a case the Tribe has pending before the San Diego County Superior Court against the California Gambling Control Commission ("the Commission"), with the goal of delaying the proceedings, misleading the Court and harassing the Tribe.

On October 30, 2010, Attorney Thomas Wolfrum filed a Complaint in Intervention in a pending lawsuit the Tribe filed against the Commission for an order directing the Commission to release Revenue Sharing Trust Fund ("RSTF") money it has been withholding from the Tribe since 2005. In doing so, Mr. Wolfrum alleged in the Complaint in Intervention that I was not authorized to represent the Tribe, because Dixie's resignation was a product of his forged signature. The Commission has been withholding the Tribe's RSTF money on the grounds that a Tribal leadership dispute has called into question who is the authorized representative of the Tribe, based wholly on Dixie's claim that he never resigned from the Tribe and that his signature on any resignation is a forgery. As part of his efforts to bolster the Complaint in Intervention, Mr. Wolfrum arranged to have Dixie sign a declaration in which Dixie states under penalty of perjury that his signature on a resignation document was a forgery and that he never resigned. In the Complaint in Intervention, Mr. Wolfrum then alleged on page 13 (lines 10-11): "The essence of this action is the tribal dispute regarding the leadership of the Tribe." These documents are attached as Exhibits "1" and "2".

On December 22, 2010, the Assistant Secretary of Interior of Indian Affairs, Larry Echo Hawk ("the ASI") issued a written decision confirming that the Tribe had a recognized governing body, which effectively confirmed me as the Tribal Chairperson. (Ex. "3"). However, without the Tribe's authority, or my permission, Attorney Uram filed an administrative appeal of the December 22, 2010 decision, on behalf of the Tribe. (Ex. "4") Later, on January 24, 2011, Uram filed a Complaint in federal court, again, on behalf of the Tribe, without the Tribe's authorization, and without my permission. (Ex. "5").

On August 31, 2011, the ASI issued another written decision confirming its previous December 22, 2010 decision. (Ex. "6"). Thereafter, Attorney Uram amended his Complaint in the federal court to challenge the August 31, 2011, ASI decision, and again falsely alleged that he represented the Tribe when he in fact did not.

While the Attorneys may be entitled to represent the individual Intervenors in the State Superior Court action and in the federal action,

they have no right, authority or permission to represent the Tribe in those proceedings.

On February 7, 2011, Dixie was deposed in the State Superior Court case against the Commission. He was shown the documents bearing his signature showing that he resigned as Tribal Chairman, and he acknowledged that those were his signatures, and in addition he testified that he in fact resigned. (Ex. "7"). As a result of his deposition testimony, there is no longer a leadership dispute, or two competing Tribes. Despite this testimony, the Attorneys have continued to prosecute suits in the State Superior Court and in the federal court on behalf of the Tribe, even though the Tribe has not given them permission to do so. For example, on March 2, 2012, Uram filed a motion for summary judgment in the federal court, falsely alleging that he represented the Tribe, knowing full well that Dixie had by then recanted his perjured declaration that his resignation as Tribal Chairman was a product of a forgery, and that he was purportedly still the Tribal Chairman.

The Tribe requests that the State Bar investigate why the Attorneys continue to represent the Tribe in these two legal actions without the Tribe's permission. Based on Mr. Dixie's deposition testimony that he resigned from the Tribe, and that I am the Tribal Chairperson, there is no basis for the Attorneys to file court pleadings falsely representing that they are the attorneys for the Tribe. They should be told that they need to dismiss the Tribe as a party Plaintiff in the federal litigation, and dismiss the Tribe as a party Intervenor in the State Superior Court case.

The August 31, 2011 decision by the ASI refuted the notion that Dixie is the Chairperson of the Tribe, or that there are two Tribes, and explicitly stated that the Tribe is not under the control of Dixie. Despite this, the Attorneys directly challenged this decision on behalf of the Tribe, knowing full well that the Tribe did not give them authority to do so. Their actions have only caused confusion and delay, and have resulted in seriously misleading the courts.

As I understand it, a lawyer who files a false pleading in court is subject to disciplinary action. Bruns v. State Bar (1931) 213 Cal. 151,

154 (deliberately false statement in petition for adoption of child, to secure advantage for client, held "highly reprehensible, and a flagrant violation of an attorney's duty"); Vickers v. State Bar (1948) 32 Cal.2d 247, 252 (attorney's petition for special letters of administration, falsely representing that he was decedent's husband); McMahon v. State Bar (1952) false allegations of intestacy to obtain appointment of client as special administrator, with knowledge of will naming executor); In the Matter of Regan (2005) 4 Cal. State Bar Ct. Rptr. 844, 853 (falsely representing in motion to vacate that clients did not actually want appeal dismissed).

Please copy all communications concerning this matter, including responses from the Attorney's to this Complaint, to the following attorney:

Manuel Corrales, Jr., Esq.
Attorney at Law
17140 Bernardo Center Drive, Suite 370
San Diego, California 92128
Tel: (858) 521-0634
Fax: (858) 521-0633
Email: mannycorrales@yahoo.com

Mr. Corrales is the attorney for the Tribe handling the State court action against the Commission. The Tribe has also authorized Mr. Corrales to oversee the proceedings of this State Bar Complaint.

The name and address of the Attorneys being complained of are as follows:

1. Robert J. Uram, Esq., SBN 122956
SHEPPARD, MULLIN, RICHTER & HAMPTON, LLP
Four Embarcadero Center, 17th Floor
San Francisco, California 94111-4109
Tel: (415) 434-9100

2. Matthew McConnell, Esq., SBN 209672
SHEPPARD, MULLIN, RICHTER & HAMPTON, LLP
12275 El Camino Real, Suite 200
San Diego, California 92120-2006
3. Thomas W. Wolfrum, Esq., SBN 54837
Attorney at Law
1333 North California Blvd., Suite 150
Walnut Creek, California 94596
Tel: (925) 930-5645
Fax: (925) 930-6208

Enclosed is the "California Attorney Complaint Form" which I have filled out on behalf of the Tribe.

Thank you.

Very truly yours,



Silvia Burley
Chairperson
CALIFORNIA VALLEY MIWOK TRIBE

CALIFORNIA VALLEY MIWOK TRIBE

10601 N. Escondido Pl, Stockton, California 95212 Bus: (209) 931-4567 Fax: (209) 931-4333

<http://www.californiavalleymiwoktribe-nsn.gov>



April 6, 2011

Office of the Chief Trial Counsel/Intake
THE STATE BAR OF CALIFORNIA
1149 South Hill Street
Los Angeles, California 90015-2299

Via U.S. Mail

Re: Matthew McConnell (SBN 209672)
Complaint #11-13827 (As against Uram/Wolfrum)
Supplemental Information

Dear Sir/Madam:

This confirms my telephone call with your office on April 6, 2012. I called about the status of the Complaint filed on March 26, 2012 ("The March 26th Complaint") on behalf of the California Valley Miwok Tribe ("the Tribe") against Robert Uram SBN 122956), Matthew McConnell (SBN 209672) and Thomas Wolfrum (SBN 54837). I am the Chairperson of the Tribe, and I am authorized to provide this supplemental information on behalf of the Tribe.

I was told that the March 26th Complaint was opened only as against Uram and Wolfrum, and that it was consolidated with the Tribe's previous Complaint against Uram and Wolfrum under Complaint #11-13827, but that nothing was opened against Mr. McConnell. I indicated on the telephone that that was unacceptable. In response, I was told that I should write a separate letter and

"supplement" Complaint #11-13827 with additional information with respect to Mr. McConnell. Please accept this letter as that supplement.

The March 26, 2012 Complaint, including all of the attached exhibits, is incorporated herein by this reference. The Tribe respectfully requests that the State Bar include Mr. McConnell in our Complaint. You will note that Mr. McConnell is specifically mentioned in the March 26th Complaint, in both the heading and the body of the Complaint. There is no factual or legitimate reason for the State Bar to ignore the Tribe's Complaint against Mr. McConnell. The Tribe is assuming that the State Bar has not granted Mr. McConnell any particular or special favors or immunity.

The March 26th Complaint speaks for itself relative to Mr. McConnell's actions. He is a partner in the law firm of Sheppard, Mullin, Richter & Hampton, and he has control over the state litigation in San Diego, while Mr. Uram is controlling the federal litigation in Washington, D.C. The exhibits attached to the March 26th Complaint clearly show that Mr. McConnell has filed pleadings in the San Diego Superior Court that purport to be on behalf of the Tribe. Mr. McConnell is not authorized to file such pleadings on behalf of the Tribe.

Further, Mr. McConnell defended the deposition of Mr. Dixie and has full knowledge of Mr. Dixie's testimony admitting that he resigned as Tribal Chairman of the Tribe as far back as 1999, and that his claim of forgery with respect to his resignation is false. Mr. Dixie's testimony refutes any notion that he is, and ever was after 1999, the Chairman of the Tribe. His testimony further refutes that notion that there are two tribes with the same name. Yet, Mr. McConnell persists in filing false pleadings in the State court purporting to represent the Tribe, and persists in making oral and written arguments before the court purportedly on behalf of the Tribe. He makes the false representations in open court and at depositions that he is the attorney for the Tribe.

I hope this clarifies the Tribe's March 26th Complaint against Mr. McConnell. To the extent the State Bar consolidates the March 26th Complaint with the Tribe's previous Complaint against Uram and Wolfrum, the consolidation should include the Tribe's additional complaint against Mr. McConnell.

As set out in the Tribe's March 26th Complaint, Mr. Manuel Corrales, Jr., Esq., should be copied on all correspondence, as he is overseeing and monitoring this matter for the Tribe. His address is 17140 Bernardo Center Drive, Suite 370, San Diego, California 92128; Tel: (858) 521-0634.

Thank you for your cooperation in investigating this matter.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Silvia Burley".

Silvia Burley

Chairperson

CALIFORNIA VALLEY MIWOK TRRIBE