

BODA 58334

**BEFORE EVIDENTIARY PANEL 5-1 OF THE
STATE BAR DISTRICT NO. 5 GRIEVANCE COMMITTEE**

**COMMISSION FOR LAWYERS DISCIPLINE §
Petitioner §**

201503981 [YANEZ]



FILED

Nov 9, 2016

Board of Disciplinary Appeals

V.

201503982 [CONTRERAS]

**JAY STEVEN PEARLMAN
Respondent**

FORT BEND COUNTY, TEXAS

**RESPONDENT'S NOTICE OF APPEAL
OF DEFAULT JUDGMENT FOR DISBARMENT**

This Notice of Appeal of Default Judgment for Disbarment is filed by **JAY STEVEN PEARLMAN**, Respondent, a party to this proceeding who seeks alter the ruling (Default Judgment of Disbarment) by the Evidentiary Panel 5-1 of the State Bar District No. 5 Grievance Committee.

1. The trial court, cause number, and style of this case are as shown in the caption above.
2. The Evidentiary Panel 5-1 of the State Bar District No. 5 Grievance Committee entered an Order that was signed by Lee D. Cox, Panel 5 Chair, on August 15, 2016
3. Respondent timely filed a Motion to Set Aside Default Judgment and Grant New Trial/Hearing and a Motion to Modify in the above-styled and numbered cause.
4. The Evidentiary Panel 5-1 of the State Bar District No. 5 Grievance Committee failed to rule on Respondent's Motion to Set Aside Default Judgment and Grant New Trial/Hearing and Respondent's Motion to Modify Default Judgment; therefore, both motions were overruled by operation of law on October 29, 2016.
5. Respondent, Jay Steven Pearlman, timely files this, his appeal to the Evidentiary Panel 5-1 of the State Bar District No. 5 Grievance Committee's Default Judgment for Disbarment.

6. This appeal is being taken to the Board of Disciplinary Appeals ("BODA").

Respectfully submitted,

Jay S. Pearlman

Jay S. Pearlman

Attorney at Law

SBN: 15689950

214 Morton Street

Richmond, Texas 77469

Telephone: (832) 449-7920

Facsimile: (832) 449-7924

E-mail: jaypearlman@jaypearlmanlawfirm.com

PRO SE

CERTIFICATE OF SERVICE

I, JAY S. PEARLMAN, hereby certify that a true and correct copy of *Respondent's Notice of Appeal to the Evidentiary Panel 5-1 of the State Bar District No. 5 Grievance Committee's Default Judgment for Disbarment* has been served to all parties and counsel of record in the manner indicated below, in compliance with Rule 21a of the Texas Rules of Civil Procedure and in accordance with rule 9.5 of the Texas Rules of Appellate Procedure on November 9, 2016.

Via Regular U.S. Mail**& Facsimile: (512) 427-4130**

Board of Disciplinary Appeals ("BODA")
State Bar of Texas
P.O. Box 12426
Capitol Station
Austin, Texas 78711

Via Regular U.S. Mail**& Facsimile: (713) 758-8292**

Timothy R. Bersch
Assistant Disciplinary Counsel
State Bar of Texas
Office of the Chief Disciplinary Counsel
4801 Woodway Drive, Suite 315-W
Houston, Texas 77056

/s/ Jay S. Pearlman

Jay S. Pearlman