

Eugene Alpern
P.O. Box 672
Morton Grove, IL 60053-0672

August 14, 2006

Mary Robinson
Attorney Registration & Disciplinary Commission
One Prudential Plaza
130 E. Randolph Drive, Suite 1500
Chicago, IL 60601-6219

Dear Ms. Robinson:

Re: Myrrha B. Guzman
Professional Misconduct
Violation of Rules 8.3(a), 8.4(a)(2), 8.4(a)(4)

All Illinois registered attorneys have an absolute, independent, and affirmative duty to, and have no discretion not to, comply with the Illinois Rules of Professional Conduct, and all judicial decisions that are applicable to Illinois attorneys.

These requirements also apply to ARDC attorneys. An ARDC attorney must comply with the Illinois Rules of Professional Conduct and the laws of the State of Illinois. An ARDC attorney must set a positive example for all Illinois attorneys to follow.

I am filing charges of professional misconduct against Myrrha B. Guzman, an ARDC attorney.

Attorney Marshall J. Auerbach had previously been terminated for cause. The cause was that attorney Marshall J. Auerbach had violated client-attorney confidentiality. I then filed charges of professional misconduct against attorney Marshall J. Auerbach; those charges were different from those which I recently filed against attorney Marshall J. Auerbach, in that the previous charges had to do specifically only with his violation of client-attorney confidentiality.

I have recently filed new charges of misconduct against attorney Marshall J. Auerbach. Attorney Marshall J. Auerbach charged, or collected an illegal, prohibited, or clearly excessive attorney fees. In his response, attorney Marshall J. Auerbach has knowingly, intentionally, deliberately, and/or conscientiously engaged in fraud, deception and misrepresentation upon the ARDC which ARDC attorneys have accepted without question. However, in these responses attorney Marshall J. Auerbach had knowingly, intentionally, deliberately, and/or conscientiously engaged in violation of Rules 8.1(a) and 8.4(a)(4) of the Illinois Rules of Professional Conduct.

Rule 8.3(a) holds that a lawyer shall not give assistance to another's conduct, when the lawyer knows that the conduct will violate these Rules. In addition, Ms. Guzman knows or reasonably should know that Illinois attorneys not only must comply with the Rules of Professional Conduct issued by the Illinois Supreme Court but also with all of the judicial decisions of the Illinois Supreme Court and Illinois appellate courts that apply to attorneys.

Ms. Guzman engaged in acts of acting in a partnership with, conspiracy with, collusion with, assisted, covered up, and aided and abetted attorney Marshall J. Auerbach in his violations, and/or attempts to violate the Illinois Rules of Professional Conduct and the laws of the State of Illinois.

Ms. Guzman acquiesced in, participated in, approved of, and engaged in, a scheme with attorney Marshall J. Auerbach, and maybe with others, to cover up the professional misconduct of, and violation of the laws of the State of Illinois, by attorney Marshall J. Auerbach. She participated in a scheme to protect attorney Marshall J. Auerbach from having to return unearned fees to his client, and covered up attorney Marshall J. Auerbach's failure to be candid and truthful during the ARDC investigation, if there actually was a valid investigation.

Eugene Alpern
P.O. Box 672
Morton Grove, IL 60053-0672

As an attorney, Ms. Guzman knowingly, intentionally, deliberately, and/or conscientiously knew that attorney Marshall J. Auerbach had engaged in acts in violation of the Rules of Professional Conduct and the laws of the State of Illinois.

As Ms. Guzman has knowingly, deliberately, intentionally, and/or conscientiously participated with attorney Marshall J. Auerbach in his not returning unearned fees to his client, Ms Guzman should be ordered to pay all of the unearned attorney fees of attorney Marshall J. Auerbach to this former client.

As Ms. Guzman has knowingly, deliberately, intentionally, and/or conscientiously engaged in acts in violation of the Rule 8.3(a), Ms. Guzman has engaged in professional misconduct. Further, Ms. Guzman has knowingly, deliberately, intentionally, and/or conscientiously violated Illinois law as stated in Skolnick v. Altheimer & Grey.

Under Illinois law, in divorce proceedings, attorney fees must be approved by a judge either in a 508 hearing (750 ILCS 508), or in a separate court proceeding. Nottage v. Jeka. Attorney Marshall J. Auerbach's fees were never approved by any judge. At no time has attorney Marshall J. Auerbach's fees been approved by any judge. Those fees not approved by a judge are the legal property of this complainant and must be returned to me. Instead, Marshall J. Auerbach unlawfully converted such funds to himself, with the active, deliberate, intentional, and/or knowing assistance of Ms. Guzman.

To this complainant's knowledge, Ms. Guzman has never been elected, been appointed, or has ever had any judicial authority granted to her to approve Marshall J. Auerbach's attorney fees. In approving Marshall J. Auerbach's fees, Ms. Guzman acted as an imposter of a judge, an action she had no lawful authority to take, and which, I understand, may be a criminal act.

Attorney fees must be reasonable, must be necessary, must not be excessive, and must be for the benefit of the client. None of these mandatory requirements were met, nor were ever found to have been met by any judge, or by the judicial imposter, Ms. Guzman.

Apparently, Ms. Guzman has demonstrated that she is also not competent in the law.

In addition, Ms. Guzman knowingly, intentionally, deliberately, and/or conscientiously engaged in violation of Rule 8.4(a)(4) in her misrepresentations to me in her recent letter.

Either Marshall J. Auerbach should be ordered to return the unearned fees to me, or Ms. Guzman, as his partner-in-misconduct, should be ordered to return the unearned fees to me.

Yours truly,

Eugene Alpern

cc: Internet

CERTIFICATION BY VERIFICATION

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

Eugene Alpern