



The State Bar of California

OFFICE OF CHIEF TRIAL COUNSEL

845 S Figueroa Street, Los Angeles, CA 90017

Tel: 213-765-1000

Attorney Misconduct Complaint Form

Your Contact Information

First Name: Darryl	Middle Name: Gerard		
Last Name: Cotton			
Address: 6176 Federal Blvd			
City: San Diego	State: CA	Zip: 92114	
Email: indagrodarryl@gmail.com			
Home Phone: none	Work: none	Cell: 619.954.4447	

Attorney's Information

First Name: David	Middle Name: S		
Last Name: Demian			
Address: 4747 Executive Drive Suite 700			
City: San Diego	State: CA	Zip: 92121	
Email: ddemian@ftblaw.com	CA Bar License #: 220626		
Home Phone: unknown	Work Phone: 858.737.3100		
Cell Phone: unknown	Website: ftblaw.com		

Have you or a member of your family complained to the State Bar about this attorney previously?

☐ YES ☒ NO

Did you hire this attorney?

☒ YES ☐ NO

Enter the approximate date you hired the attorney and the amount paid (if any) to the attorney.

Date: 04-04-18

Amount Paid: 80,000.00

What is your connection to this attorney? Explain briefly.

Demian is a referral from another attorney I'm filing a complaint on, Jessica McElfresh who conspired, on behalf of Larry Geraci, a party I am in litigation with over the sale of my property, to sabotage and lose my case against Geraci so he might not be subject to the financial losses that would come from his not acquiring a City of San Diego Marijuana Outlet License.

Attorney's Information

Statement of Complaint

Include with your submission, a statement of what the attorney did or did not do that is the basis of your complaint. Please state the facts as you understand them. Do not include opinions or arguments. If you hired the attorney(s), state what you hired the attorney(s) to do. Additional information may be requested.

After I had represented myself in a civil matter for the sale of my real property to Larry Geraci and cross defendant Rebecca Berry Demian was hired to take over my representation and refile the cross complaint I had filed in my case.

Without my authorization Demian dropped the conspiracy charge against Geraci and Berry and he also dropped the allegations that Geraci cannot own a marijuana CUP because he had previously been sanctioned for illegal activity. Only an attorney seeking to sabotage his clients case would have dropped those allegations. These are case dispositive elements in my complaint and he cannot come up with any evidence to rationalize those actions! Geraci and Berry both testified to those very facts at trial.

Demian also sent me an email saying I "should" say that Geraci was acting as my agent when he submitted the CUP on my property without disclosing his or my interest in the property and he did so in Berry's name without disclosing Geraci's name.

Related Court Case Information (If known)

Name of Court: San Diego Superior Court

Case Name: Larry Geraci v Darryl Cotton

Case Number: 37-2017-00010073

Approx. date case was filed: 03/21/2017

Size of law firm complained about: Guessing around 100 staff

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

I am a party.

Translation Information☒ Not Applicable

The State Bar accepts complaints in over 200 languages. If you need translation services to communicate with the State Bar, please let us know by completing this section of the complaint form. We will communicate with you through a translation service in the language of your choice. Do you need translation services?

☐ YES☐ NO

Please state the language in which you need formal translation:

The State Bar's mission is to protect complainants regardless of their immigration status. Complainants who are unable to complete this form due to disability, language restrictions, or other circumstances may obtain help by calling the complaint line at 800-843-9053.

Attestation

By checking this box I certify that all information on this form is true and correct. I understand that the content of my complaint can be disclosed to the attorney. I ☒ understand that I waive the attorney client privilege and any other applicable privilege between myself and the attorney to the extent necessary for the investigation and prosecution of the allegations.

Signature: 

Date: 02/06/2020