


ORIGINAL

<b>Counsel for the State Bar</b> The State Bar of California Office of the Chief Trial Counsel Rizamari C. Sitton, No. 138319 1149 S. Hill Street Los Angeles, CA 90015 (213) 765-1000	<b>Case number(s)</b> 01-0-01231 <i>ATN</i> <i>RAH</i>	<b>(for Court's use)</b> <b>F I L E</b> <b>SEP 17 2003</b> <b>STATE BAR COURT</b> <b>CLERK'S OFFICE</b> <b>LOS ANGELES</b>
<b>Counsel for Respondent</b> Michael Stuart Pratter 11664 National Blvd. #416 Los Angeles, CA 90064 Robert Jay Young 11664 National Blvd. #416 Los Angeles, CA 90064	<b>PUBLIC MATTER</b>  kwiktag® 022 606 991 	
<b>In the Matter of</b> Michael Stuart Pratter  Bar # 40277 A Member of the State Bar of California (Respondent)	Submitted to <input type="checkbox"/> assigned judge <input checked="" type="checkbox"/> settlement judge  STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING  STAYED SUSPENSION; NO ACTUAL SUSPENSION  <input type="checkbox"/> PREVIOUS STIPULATION REJECTED	

**A. Parties' Acknowledgments:**

- (1) Respondent is a member of the State Bar of California, admitted June 6, 1967  
(date)
- (2) The parties agree to be bound by the factual stipulations contained herein even if conclusions of law or disposition are rejected or changed by the Supreme Court.
- (3) All investigations or proceedings listed by case number in the caption of this stipulation are entirely resolved by this stipulation, and are deemed consolidated. Dismissed charge(s)/count(s) are listed under "Dismissals." The stipulation and order consist of \_\_\_\_\_ pages.
- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts." (Attachment #1)
- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law."
- (6) No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any pending investigation/proceeding not resolved by this stipulation, except for criminal investigations.
- (7) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7. (Check one option only):
  - ☒ costs added to membership fee for calendar year following effective date of discipline
  - ☐ costs to be paid in equal amounts prior to February 1 for the following membership years:  
(hardship, special circumstances or other good cause per rule 284, Rules of Procedure)
  - ☐ costs waived in part as set forth under "Partial Waiver of Costs"
  - ☐ costs entirely waived

Note: All information required by this form and any additional information which cannot be provided in the space provided, shall be set forth in the text component of this stipulation under specific headings, i.e. "Facts," "Dismissals," "Conclusions of Law."

8. Aggravating Circumstances [for definition, see Standards for Attorney Sanctions for Professional Misconduct, standard 1.2(b).] Facts supporting aggravating circumstances are required.

(1) ☒ Prior record of discipline [see standard 1.2(f)]

(a) ☐ State Bar Court case # of prior case \_\_\_\_\_

(b) ☐ date prior discipline effective \_\_\_\_\_

(c) ☐ Rules of Professional Conduct/ State Bar Act violations: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(d) ☐ degree of prior discipline \_\_\_\_\_

(e) ☒ If Respondent has two or more incidents of prior discipline, use space provided below or under "Prior Discipline".

(See Attachment #2)

(2) ☐ Dishonesty: Respondent's misconduct was surrounded by or followed by bad faith, dishonesty, concealment, overreaching or other violations of the State Bar Act or Rules of Professional Conduct.

(3) ☒ Trust Violation: Trust funds or property were involved and Respondent refused or was unable to account to the client or person who was the object of the misconduct for improper conduct toward said funds or property.

(4) ☐ Harm: Respondent's misconduct harmed significantly a client, the public or the administration of justice.

(5) ☐ Indifference: Respondent demonstrated indifference toward rectification of or atonement for the consequences of his or her misconduct.

(6) ☐ Lack of Cooperation: Respondent displayed a lack of candor and cooperation to victims of his/her misconduct or to the State Bar during disciplinary investigation or proceedings.

(7) ☒ Multiple/Pattern of Misconduct: Respondent's current misconduct evidences multiple acts of wrongdoing or demonstrates a pattern of misconduct.

(8) ☐ No aggravating circumstances are involved.

Additional aggravating circumstances:

C. Mitigating Circumstances [see standard 1.2(e).] Facts supporting mitigating circumstances are required.

- (1) ☐ No Prior Discipline: Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not deemed serious.
- (2) ☐ No Harm: Respondent did not harm the client or person who was the object of the misconduct.
- (3) ☒ Candor/Cooperation: Respondent displayed spontaneous candor and cooperation ~~to the State Bar~~ ~~to the State Bar~~ of his/~~her~~ misconduct ~~and~~ to the State Bar during disciplinary investigation and proceedings.
- (4) ☐ Remorse: Respondent promptly took objective steps spontaneously demonstrating remorse and recognition of the wrongdoing, which steps were designed to timely atone for any consequences of his/her misconduct.
- (5) ☐ Restitution: Respondent paid \$ \_\_\_\_\_ on \_\_\_\_\_ in restitution to \_\_\_\_\_ without the threat or force of disciplinary, civil or criminal proceedings.
- (6) ☐ Delay: These disciplinary proceedings were excessively delayed. The delay is not attributable to Respondent and the delay prejudiced him/her.
- (7) ☐ Good Faith: Respondent acted in good faith.
- (8) ☒ Emotional/Physical Difficulties: At the time of the stipulated act or acts of professional misconduct Respondent suffered extreme emotional difficulties or physical disabilities ~~which were not the product of any illegal conduct by the member, such as illegal drug or substance abuse, and Respondent no longer suffers from such difficulties or disabilities.~~ The difficulties or disabilities were not the product of any illegal conduct by the member, such as illegal drug or substance abuse, and Respondent no longer suffers from such difficulties or disabilities.
- (9) ☐ Family Problems: At the time of the misconduct, Respondent suffered extreme difficulties in his/her personal life which were other than emotional or physical in nature.
- (10) ☐ Severe Financial Stress: At the time of the misconduct, Respondent suffered from severe financial stress which resulted from circumstances not reasonably foreseeable or which were beyond his/her control and which were directly responsible for the misconduct.
- (11) ☐ Good Character: Respondent's good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of his/her misconduct.
- (12) ☐ Rehabilitation: Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.
- (13) ☐ No mitigating circumstances are involved.

Additional mitigating circumstances:

D. Discipline

1. Stayed Suspension.

A. Respondent shall be suspended from the practice of law for a period of three (3) years

- ☒ i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct
- ☐ ii. and until Respondent pays restitution to \_\_\_\_\_ [payee(s)] (or the Client Security Fund, if appropriate), in the amount of \_\_\_\_\_, plus 10% per annum accruing from \_\_\_\_\_ and provides proof thereof to the Probation Unit, Office of the Chief Trial Counsel
- ☐ iii. and until Respondent does the following: \_\_\_\_\_

B. The above-referenced suspension shall be stayed.

2. Probation.

Respondent shall be placed on probation for a period of Four (4) years which shall commence upon the effective date of the Supreme Court order herein. (See rule 953, California Rules of Court.)

E. Additional Conditions of Probation:

- (1) ☒ During the probation period, Respondent shall comply with the provisions of the State Bar Act and Rules of Professional Conduct.
- (2) ☒ Within ten (10) days of any change, Respondent shall report to the Membership Records Office of the State Bar and to the Probation Unit, all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- (3) ☒ Respondent shall submit written quarterly reports to the Probation Unit on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, respondent shall state whether respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. If the first report would cover less than 30 days, that report shall be submitted on the next quarter date, and cover the extended period.  
  
In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.
- (4) ☐ Respondent shall be assigned a probation monitor. Respondent shall promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, respondent shall furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Probation Unit. Respondent shall cooperate fully with the probation monitor.
- (5) ☒ Subject to assertion of applicable privileges, Respondent shall answer fully, promptly and truthfully any inquiries of the Probation Unit of the Office of the Chief Trial Counsel and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.

- (6) ☐ Within one (1) year of the effective date of the discipline herein, respondent shall provide to the Probation Unit satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- ☐ No Ethics School recommended.
- (7) ☐ Respondent shall comply with all conditions of probation imposed in the underlying criminal matter and shall so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Probation Unit.
- (8) ☐ The following conditions are attached hereto and incorporated:
- ☐ Substance Abuse Conditions ☐ Law Office Management Conditions
- ☐ Medical Conditions ☒ Financial Conditions
- (9) ☒ Other conditions negotiated by the parties:
1. Within one (1) year of the effective date of the discipline herein, Respondent shall supply to the Probation Unit of the State Bar of California satisfactory proof of attendance at a session. If Respondent has attended Client Trust Accounting School within 12 months prior to the effective date of this stipulation, he can satisfy this requirement by submitting proof of successful completion of the test to the Probation Unit within 90 days of the effective date of discipline herein.
  2. The four (4) year period of probation shall run concurrently with the modified term of probation in Supreme Court Order SO 00614 (SB Case No. 93-0-20134). The stipulation for which is submitted concurrently for the court's approval under separate cover.
- ☐ Multistate Professional Responsibility Examination: Respondent shall provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Probation Unit of the Office of the Chief Trial Counsel within one year. Failure to pass the MPRE results in actual suspension without further hearing until passage. But see rule 951(b), California Rules of Court, and rule 321(a)(1) & (c), Rules of Procedure.
- ☒ No MPRE recommended.

**ATTACHMENT #1**  
**TO STIPULATION RE FACTS, CONCLUSIONS OF LAW**

IN THE MATTER OF:       MICHAEL STUART PRATTER  
CASE NUMBER(S):       01-O-01231

**INTRODUCTION**

The parties agree to stipulate to the following facts and conclusions of law.

**STIPULATED FACTS**

**COUNT ONE:**

1. Respondent willfully violated Rules of Professional Conduct, rule 4-100(A), by failing to maintain the balance of funds received for the benefit of a client and deposited in a bank account labeled "Trust Account," "Client's Funds Account" or words of similar import, as follows:
2. On or about March 20, 2000, Respondent opened an attorney client trust account at California Federal Bank "Bank", account number 082-403-7998 ("CTA"). In opening the CTA, Respondent made an initial deposit of \$50.00 from his personal funds.
3. On or about April 5, 2000, a check payment in the amount of \$800, drawn from an account jointly held by Global Capital Partners and Respondent, California Federal Bank account no. 082-4038954, and payable to "MSP Trust A/C," was deposited into Respondent's CTA.
4. On or about April 14, 2000, Respondent issued CTA check no. 1002, in the amount of \$600, payable to "Michael S. Pratter."
5. On or about May 4, 2000, Respondent issued a payment order to the Bank authorizing payment drawn from his CTA to Verizon Wireless, in the amount of \$187.14. The payment order was documented as CTA check #1026. The payment was payable to a telephone service account held under the name, Global Capital Partners, a company in which Respondent has an ownership or financial interest.
6. On or about June 5, 2000, a check in the amount of \$105 was deposited into Respondent's CTA. The check was drawn from a bank account jointly held by Global Capital Partners and Respondent, California Federal Bank account no. 082-4038954, and payable to "Michael S. Pratter."

7. On or about June 17, 2000, Respondent deposited \$7,500 into his CTA.
8. On or about June 17, 2000, Respondent issued CTA check no. 1029, payable to "Robert J. Young," in the amount of \$5,000. The payee, Robert J. Young, is a member of the State Bar of California, State Bar member no. 60220 ("Young").
9. On or about June 21, 2000, Respondent issued CTA check no. 1030, payable to himself, to "Michael S. Pratter," in the amount of \$2,500.
10. From in or about July 2000 through in or about October 2000, inclusive, Respondent did not withdraw nor deposit any funds into his CTA, and the Bank duly debited applicable bank charges. Consequently, on or about October 31, 2000, the balance in Respondent's CTA dropped to \$-0.69 (negative sixty-nine cents).
11. On or about November 8, 2000, Respondent issued CTA check no. 1053, payable to himself, "Michael S. Pratter," in the amount of \$135.00. On the date of issuance, the balance in the CTA was only \$-0.69 (negative sixty-nine cents).
12. On or about November 15, 2000, the following transactions occurred in Respondent's CTA:
  - (a) A deposit of \$1,642.56, in the form of a transfer from California Federal Bank account no. 737-4123748, an account belonging to Young (Young's Account No. 1);
  - (b) A deposit of \$500, in the form of a check payment from Geico Casualty Insurance Company, payable to Respondent.
  - (c) A payment/debit of \$2,000, in the form of CTA check no. 1052, issued by Respondent to "Cash."
13. On or about November 15, 2000, as a result of the CTA transactions listed above in Paragraph 8, the CTA had a balance of \$141.87
14. On or about November 28, 2000, Respondent deposited \$50.00 cash into his CTA, increasing the balance from \$6.87 to \$56.87.
15. On or about December 22, 2000, an amount of \$3,914.71 was deposited into Respondent's CTA, in the form of a transfer from Young's California Federal Bank account no. 737-0088093 (Young's Account No. 2).

16. On or about December 22, 2000, an amount of \$500 was deposited into Respondent's CTA in the form of a transfer from Young's California Federal Bank account no. 737-4124605 (Young's Account No. 3).
17. On or about December 23, 2000, Respondent issued CTA check no. 1057, in the amount of \$200, payable to himself, "Michael S. Pratter."
18. On or about December 26, 2000, Respondent issued CTA check no. 1058, in the amount of \$500, payable to himself, "Michael S. Pratter."
19. On or about December 28, 2000, Respondent issued CTA check no. 1059, in the amount of \$400, payable to himself, "Michael S. Pratter."
20. On or about January 3, 2001, Respondent issued CTA check no. 1060, in the amount of \$110, payable to himself, "Michael S. Pratter."
21. On or about January 24, 2001, Respondent issued CTA check no. 1061, payable to "Pacific Bell," in the amount of \$89.55, as payment of charges for telephone/account no. (619) 588-4044, a number assigned to a company in which Respondent has an ownership or financial interest.
22. On or about January 31, 2001, at the time check no. 1061 was presented for payment, the balance in the CTA was only \$11.58. Consequently, the Bank returned the CTA check no. 1061 due to insufficient funds, leaving a negative balance of \$-77.97 (negative seventy-seven dollar) in the CTA.
23. On or about February 7, 2001, Respondent authorized an electronic debit payment from Respondent's CTA to AT&T, in the amount of \$28.73. At the time, Respondent's CTA had a negative balance of \$-8.42 (negative eight dollars and forty-two cents). The Bank paid the electronic debit payment against insufficient funds in Respondent's CTA, causing the balance to drop to \$-37.15 (negative thirty-seven dollar and fifteen cents).
24. On or about February 7, 2001, Respondent issued a payment order to the Bank, authorizing payment from his CTA to "Verizon Wireless," in the amount of \$118.27. The order was documented as CTA check no. 1063. At the time the payment order was issued, Respondent's CTA had a negative balance of \$-79.15 (negative seventy-nine dollars and fifteen cents).
25. On or about February 9, 2001, the Bank refused payment of CTA check no. 1063 due to insufficient funds in the CTA, and assessed related bank charges, leaving a negative balance in the CTA of \$-99.15 (negative ninety-nine dollars and fifteen cents).



26. On or about February 15, 2001, Respondent issued CTA check no. 1065, payable to "Rees Steely" in the amount of \$56.00. At the time the check was issued, Respondent's CTA had a negative balance of \$-99.15 (negative ninety-nine dollars and fifteen cents).
27. On or about March 8, 2001, when CTA check no. 1065 was presented for payment, the CTA balance was \$-99.15 (negative ninety-nine dollars and fifteen cents). The Bank returned CTA check no. 1065 due to insufficient funds in the CTA, and assessed related bank charges, leaving a negative balance of \$-119.15 (negative one hundred nineteen dollars and fifteen cents).
28. On or about March 7, 2001, Respondent authorized an electronic debit payment from his CTA to "Direct TV," in the amount of \$66.77. The payment was payable to an account held under the name of Joanne Phillips. At the time Respondent authorized the aforementioned electronic debit payment to "Direct TV."
29. At the time Respondent authorized the aforementioned electronic debit payment to "Direct TV," on or about March 7, 2001, Respondent's CTA had a negative balance of \$-99.15. The Bank rejected the electronic debit payment due to insufficient funds.
30. On or about March 8, 2001, Respondent authorized an electronic debit payment from his CTA to "Verizon Wireless" in the amount of \$118.27. At the time, the balance in his CTA was \$-119.15 (negative one hundred nineteen dollars and fifteen cents). The Bank rejected his electronic debit payment due to insufficient funds in the CTA.
31. On or about March 9, 2001, the balance in Respondent's CTA fell to \$-159.15 (negative one hundred fifty-nine dollars and fifteen cents).

#### **STIPULATED CONCLUSIONS OF LAW**

##### **COUNT ONE:**

Based on the above stipulated facts, the State Bar and Respondent hereby stipulate that by issuing checks or authorizing payments to pay off expenses unrelated to attorney-client matters, or by depositing and withdrawing personal funds in his CTA, Respondent deposited and/or commingled funds belonging to Respondent in a bank account labeled "Trust Account," "Client's Funds Account," or words of similar import in wilful violation of rule 4-100(A), Rules of Professional Conduct.

## **STIPULATED FACTS**

### **COUNT TWO:**

32. Respondent willfully violated Rules of Professional Conduct, rule 4-100(A), by depositing or commingling funds belonging to Respondent in a bank account labeled "Trust Account," "Client's Funds Account" or words of similar import as follows:
33. Paragraphs 1 through 31 are incorporated by reference.
34. *Certain of* Respondent's disbursements from his CTA represented payment of expenses that are unrelated to the attorney-client matters.
35. Respondent's disbursements from his CTA represented payments of expenses incurred either by Southwest Ventures or Global Capital Partners, companies in which Respondent owed an interest at all times pertinent to the disciplinary allegations herein.

## **STIPULATED CONCLUSIONS OF LAW**

### **COUNT TWO:**

Based on the above stipulated facts, the State Bar and Respondent hereby stipulate that by not maintaining client funds in his CTA, Respondent failed to maintain funds received for the benefit of a client account labeled "Trust Account," "Client's Funds Account" or words of similar import in wilful violation of rule 4-100(A), Rules of Professional Conduct.

**ATTACHMENT #2**  
**OTHER PRIOR DISCIPLINE**

**In the matter of:** MICHAEL STUART PRATTER, No. 40277  
**Case Number:** 01-O-01231

**Prior Discipline No. 1**

(A) Case numbers: 93-O-20134, 95-O-15380, 95-O-15643, 95-O-16231, 96-O-03115,  
97-O-11578

(B) Effective Date: March 5, 1998

(C) Rules of Professional Conduct/State Bar Act violations:

Case No. 93-0-20134

Business and Professions Code, sections 6068(a), 6125, 6129(b),  
Rule 1-300(B) of the Rules of Professional Conduct  
[Unauthorized Practice of Law]

Rule 3-700(D)(2) of the Rules of Professional Conduct  
[Failure to Refund Unearned Fees]

Case No. 95-O-15380

Business and Professions Code, sections 6068(a), 6125 and 6126(b)  
Rule 1-300(B) of the Rules of Professional Conduct  
[Unauthorized Practice of Law]

Case No. 95-O-15643

Business and Professions Code, section 6103  
[Failure to Obey Court Order]

Case No. 95-O-16231

Business and Professions Code, sections 6068(a), 6125 and 6126(b)  
Rule 1-300(B) of the Rules of Professional Conduct  
[Unauthorized Practice of Law]

Case No. 96-O-03066

Business and Professions Code, sections 6068(a), 6125 and 6126(b)  
Rule 1-300(B) of the Rules of Professional Conduct  
[Unauthorized Practice of Law]

Case No. 96-O-03115

Business and Professions Code, sections 6068(a), 6125 and 6126(b)  
Rule 1-300(B) of the Rules of Professional Conduct  
[Unauthorized Practice of Law]

Rule 3-700(D)(2) of the Rules of Professional Conduct  
[Failure to Refund Unearned Fees]

Case No. 97-O-11578

Rule 4-100(A) of the Rules of Professional Conduct  
[Commingling]

(D) Degree of prior discipline: Two (2) year stayed suspension and until restitution and rehabilitation, four (4) years probation with conditions, one (1) year actual suspension; shall comply with California Rules of Court, rule 955, pass MPRE within one (1) year.

- The original probation order, filed July 23, 1999, was subsequently modified three times.

In the Matter of  
Michael Stuart Pratter

Case Number(s):  
01-0-01231

A Member of the State Bar

### Financial Conditions

- a. ☐ Respondent shall pay restitution to \_\_\_\_\_ [payee(s)] (or the Client Security Fund, if appropriate), in the amount(s) of \_\_\_\_\_, plus 10% interest per annum accruing from \_\_\_\_\_, and provide proof thereof to the Probation Unit, Office of the Chief Trial Counsel,
- ☐ no later than \_\_\_\_\_
- or
- ☐ on the payment schedule set forth on the attachment under "Financial Conditions, Restitution."
- b. ☒ 1. If respondent possesses client funds at any time during the period covered by a required quarterly report, respondent shall file with each required report a certificate from respondent ~~and/or a certified public accountant or other financial professional approved by the Probation Unit~~, certifying that:
- a. respondent has maintained a bank account in a bank authorized to do business in the State of California, at a branch located within the State of California, and that such account is designated as a "Trust Account" or "Clients' Funds Account";
- b. respondent has kept and maintained the following:
- i. a written ledger for each client on whose behalf funds are held that sets forth:
1. the name of such client;
  2. the date, amount and source of all funds received on behalf of such client;
  3. the date, amount, payee and purpose of each disbursement made on behalf of such client; and,
  4. the current balance for such client.
- ii. a written journal for each client trust fund account that sets forth:
1. the name of such account;
  2. the date, amount and client affected by each debit and credit; and,
  3. the current balance in such account.
- iii. all bank statements and cancelled checks for each client trust account; and,
- iv. each monthly reconciliation (balancing) of (i), (ii), and (iii), above, and if there are any differences between the monthly total balances reflected in (i), (ii), and (iii), above, the reasons for the differences.
- c. respondent has maintained a written journal of securities or other properties held for clients that specifies:
- i. each item of security and property held;
  - ii. the person on whose behalf the security or property is held;
  - iii. the date of receipt of the security or property;
  - iv. the date of distribution of the security or property; and,
  - v. the person to whom the security or property was distributed.
2. If respondent does not possess any client funds, property or securities during the entire period covered by a report, respondent must so state under penalty of perjury in the report filed with the Probation Unit for that reporting period. In this circumstance, respondent need not file the accountant's certificate described above.
3. The requirements of this condition are in addition to those set forth in rule 4-100, Rules of Professional Conduct.
- c. ☐ Within one (1) year of the effective date of the discipline herein, respondent shall supply to the Probation Unit satisfactory proof of attendance at a session of the Ethics School Client Trust Accounting School, within the same period of time, and passage of the test given at the end of that session.

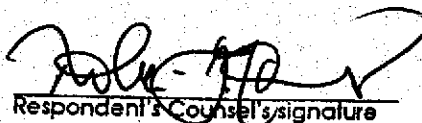
(Financial Conditions form approved by SBC Executive Committee 10/16/00)

9/4/03  
Date

  
Respondent's signature

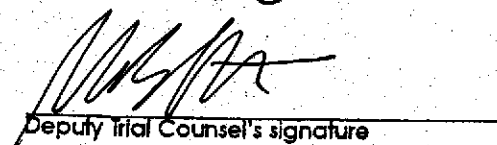
Michael Stuart Pratter  
print name

9/4/03  
Date

  
Respondent's Counsel's signature

Robert J. Young  
print name

9/4/03  
Date

  
Deputy Trial Counsel's signature

Rizamari C. Sitton  
print name

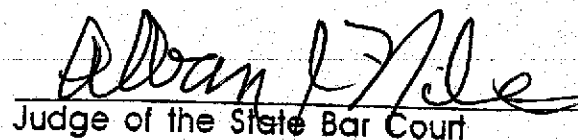
### ORDER

Finding the stipulation to be fair to the parties and that it adequately protects the public, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- ☒ The stipulated facts and disposition are APPROVED and the DISCIPLINE RECOMMENDED to the Supreme Court.
- ☐ The stipulated facts and disposition are APPROVED AS MODIFIED as set forth below, and the DISCIPLINE IS RECOMMENDED to the Supreme Court.

The parties are bound by the stipulation as approved unless: 1) a motion to withdraw or modify the stipulation, filed within 15 days after service of this order, is granted; or 2) this court modifies or further modifies the approved stipulation. (See rule 135(b), Rules of Procedure.) The effective date of this disposition is the effective date of the Supreme Court order herein, normally 30 days after file date. (See rule 953(a), California Rules of Court.)

9/15/03  
Date

  
Judge of the State Bar Court

**CERTIFICATE OF SERVICE**  
**[Rule 62(b), Rules Proc.; Code Civ. Proc., § 1013a(4)]**

I am a Case Administrator of the State Bar Court. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on September 17, 2003, I deposited a true copy of the following document(s):

**STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION  
AND ORDER APPROVING, filed September 17, 2003**

in a sealed envelope for collection and mailing on that date as follows:

- [X] by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:


**ROBERT JAY YOUNG ESQ  
11664 NATIONAL BLVD #441  
LOS ANGELES, CA 90064**

**MICHAEL STUART PRATTER ESQ  
11664 NATIONAL BVD #416  
LOS ANGELES, CA 90064**

- [X] by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

**Rizamari C. Sitton, Enforcement, Los Angeles**

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on September 17, 2003.

  
\_\_\_\_\_  
**Milagro del R. Salmeron**  
Case Administrator  
State Bar Court