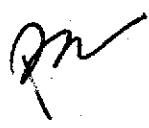




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State Bar Court of California Hearing Department San Francisco		
Counsel For The State Bar Sherrie B. McLatchie Office of the Chief Trial Counsel 180 Howard Street San Francisco CA 94105 (415) 538-2297 Bar # 85447	Case Number (s) 04-N-11360-PEM 03-0-03715	(for Court's use) <div style="text-align: center;"> FILED  JUL 21 2006 STATE BAR COURT CLERK'S OFFICE SAN FRANCISCO </div>
Counsel For Respondent Joseph A. Galligan 630 North San Mateo Drive San Mateo CA 94401 (650)343-9844 Bar # 22397	Submitted to: Settlement Judge	
In the Matter Of: MICHAEL FRANCIS GALLIGAN Bar # 53572 A Member of the State Bar of California (Respondent)	STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING ACTUAL SUSPENSION <input type="checkbox"/> PREVIOUS STIPULATION REJECTED	

Note: All information required by this form and any additional information which cannot be provided in the space provided, must be set forth in an attachment to this stipulation under specific headings, e.g., "Facts," "Dismissals," "Conclusions of Law," "Supporting Authority," etc.

A. Parties' Acknowledgments:

- (1) Respondent is a member of the State Bar of California, admitted December 13, 1972.
- (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 consists of 11 pages, not including the order.
- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts."
- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law".
- (6) The parties must include supporting authority for the recommended level of discipline under the heading "Supporting Authority."



(Stipulation form approved by SBC Executive Committee 10/18/00. Revised 12/16/2004.)

Actual Suspension

(Do not write above this line.)

- (7) 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.
- (8) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7. (Check one option only):
- ☐ until costs are paid in full, Respondent will remain actually suspended from the practice of law unless relief is obtained per rule 284, Rules of Procedure.
 - ☒ costs to be paid in equal amounts prior to February 1 for the following membership years: 2008, 2009, 2010, and 2011.
(hardship, special circumstances or other good cause per rule 284, Rules of Procedure)
 - ☐ costs waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs"
 - ☐ costs entirely waived

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

Facts

- (1) ☒ Prior record of discipline [see standard 1.2(f)]
- (a) ☒ State Bar Court case # of prior case S120130 (03-H-491).
 - (b) ☒ Date prior discipline effective February 11, 2004.
 - (c) ☒ Rules of Professional Conduct/ State Bar Act violations: rule 1-110, Rules of Profession Conduct.
 - (d) ☒ Degree of prior discipline 2 years stayed, 90 days actual and until grant of rule 205 motion.
 - (e) ☒ If Respondent has two or more incidents of prior discipline, use space provided below.
00-O-13635, effective June 16, 2002, public reproof, rule 3-110 (A) and Business and Profession Code § 6068(l).
- (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:

(Stipulation form approved by SBC Executive Committee 10/16/00. Revised 12/16/2004.)

Actual Suspension

(Do not write above this line.)

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 with the ~~vested~~ ~~disciplinary~~ ~~investigation and~~ proceedings. See p. 8.
- (4) ☒ **Remorse:** ~~Respondent promptly took objective steps spontaneously demonstrating remorse and~~ ~~regret and sorrow for the misconduct, which steps were designed to minimize the consequences of his/her~~ ~~misconduct.~~ See p. 8.
- (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. See p. 9.
- (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 expert testimony would establish was directly responsible for the misconduct. 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) ☒ **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.~~ See p. 9.
- (10) ☐ **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.
- (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~~ ~~and~~ ~~by convincing proof of subsequent rehabilitation.~~ See p. 9.
- (13) ☐ **No mitigating circumstances are involved.**

Additional mitigating circumstances

(Stipulation form approved by SBC Executive Committee 10/16/00. Revised 12/16/2004.)

Actual Suspension

(Do not write above this line.)

D. Discipline:

(1) ☒ **Stayed Suspension:**

(a) ☒ Respondent must be suspended from the practice of law for a period of **one year**.

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 as set forth in the Financial Conditions form attached to this stipulation.

iii. ☐ and until Respondent does the following:

(b) ☒ The above-referenced suspension is stayed.

(2) ☒ **Probation:**

Respondent must be placed on probation for a period of **3 years**, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 953, Calif. Rules of Ct.)

(3) ☒ **Actual Suspension:**

(a) ☒ Respondent must be actually suspended from the practice of law in the State of California for a period of **120 days**.

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 as set forth in the Financial Conditions form attached to this stipulation.

iii. ☐ and until Respondent does the following:

E. Additional Conditions of Probation:

(1) ☐ If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in general law, pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct.

(2) ☒ During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.

(3) ☒ Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), 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.

(4) ☒ Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the

(Stipulation form approved by SBC Executive Committee 10/16/00. Revised 12/16/2004.)

Actual Suspension

(Do not write above this line.)

probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.

- (5) ☒ Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must 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. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must 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.

- (6) ☐ Respondent must be assigned a probation monitor. Respondent must 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 must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.

* Note: See Medical Conditions, #5 for special monitoring provisions.

- (7) ☒ Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation 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.
- (8) ☐ Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation 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. Reason: Respondent attended Ethics School in or about October 2003.
- (9) ☐ Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) ☒ The following conditions are attached hereto and incorporated:
- | | |
|--------------------------------------------------------|-----------------------------------------------------------|
| <input type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input checked="" type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

- (1) ☐ **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. 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. Reason: Respondent took and passed the MPRE in or about August 2003.

(Do not write above this line.)

- (2) ☐ **Rule 955, California Rules of Court:** Respondent must comply with the requirements of rule 955, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (3) ☐ **Conditional Rule 955, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 955, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (4) ☐ **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) ☒ **Other Conditions:** Respondent shall not open or participate in a debt collection business during his 120-day actual suspension from the practice of law.

Note: No rule 955 compliance required because respondent has been continuously suspended since his April 30, 2004 filing.

(Stipulation form approved by SBC Executive Committee 10/16/00. Revised 12/16/2004.)

Actual Suspension

In the Matter of
MICHAEL FRANCIS GALLIGAN

Case number(s):
04-N-11360-PEM

Medical Conditions

- a. ☐ Unless Respondent has been terminated from the Lawyer Assistance Program ("LAP") prior to respondent's successful completion of the LAP, respondent must comply with all provisions and conditions of respondent's Participation Agreement with the LAP and must provide an appropriate waiver authorizing the LAP to provide the Office of Probation and this court with information regarding the terms and conditions of respondent's participation in the LAP and respondent's compliance or non-compliance with LAP requirements. Revocation of the written waiver for release of LAP information is a violation of this condition. However, if respondent has successfully completed the LAP, respondent need not comply with this condition.

- b. ☒ Respondent must obtain psychiatric ~~or psychological~~ treatment from a duly licensed psychiatrist, ~~psychologist or clinical social worker at respondent's own expense~~ ~~at respondent's own expense~~ a minimum of 4 times per month* ~~times per month~~ and must furnish evidence to the Office of Probation that respondent is so complying with each quarterly report. Help/treatment should commence immediately, and in any event, no later than thirty (30) days after the effective date of the discipline in this matter. Treatment must continue for the period of probation or until a motion to modify this condition is granted and that ruling becomes final. The psychiatrist shall submit a written report on a monthly basis to the Office of Probation regarding respondent's compliance with this condition of probation.

* Except as excused in advance by the psychiatrist not to exceed four times per year. ~~days of treatment per year of the period of probation or until a motion to modify this condition is granted and that ruling becomes final~~

If the treating psychiatrist, ~~psychologist or clinical social worker~~ determines that there has been a substantial change in respondent's condition, respondent or Office of the Chief Trial Counsel may file a motion for modification of this condition with the Hearing Department of the State Bar Court, pursuant to rule 550 of the Rules of Procedure of the State Bar. The motion must be supported by a written statement from the psychiatrist, ~~psychologist or clinical social worker~~ by affidavit or under penalty of perjury, in support of the proposed modification.

- c. ☒ Upon the request of the Office of Probation, respondent must provide the Office of Probation with medical waivers and access to all of respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents ~~will~~ be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court, who are directly involved with maintaining, enforcing or adjudicating this condition.

Other: SEE ADDITIONAL MEDICAL CONDITIONS ON PAGE 10.

(Do not write above this line.)

Attachment language begins here (if any):

DISMISSAL

Case number 03-O-3715.

FACTS AND CONCLUSIONS OF LAW.

The State Bar Office of the Chief Trial Counsel represents and warrants that:

Count One – 04-N-11360

Facts:

1. On January 12, 2004, the California Supreme Court ordered, among other things, in *In re Michael Francis Galligan on Discipline*, case number S120130, that Michael Francis Galligan ("respondent") be suspended from the practice of law for 90 days and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California, and that he comply with the provisions of subdivisions (a) and (c) of rule 955, California Rules of Court, within in 30 and 40 days, respectively, after the effective date of the order. The effective date of the order was February 11, 2004. The Clerk of the California Supreme Court served respondent by mail at his State Bar official membership records address with a copy of the January 12, 2004 order.
2. According to the terms of the Supreme Court order, respondent was required to comply with the provisions of subdivision (a) of rule 955 no later than March 12, 2004, and with the provisions of subdivision (c) of rule 955 no later than March 22, 2004.
3. By letter dated February 10, 2004, the Probation Unit of the Office of the Chief Trial Counsel reminded respondent of his obligation to comply with rule 955 and enclosed a copy of the January 12, 2004 Supreme Court order and the text of rule 955. The February 10, 2004 letter was sent to respondent's State Bar official membership records address.
4. Respondent did not submit a declaration attesting to his compliance with the provisions of subdivision (a) of rule 955 by March 22, 2004. He did, however, submit such a declaration on April 30, 2004 – 39 days late.

Conclusion of Law:

By not timely complying with the provisions of the January 12, 2004 Supreme Court order requiring him to comply with rule 955, respondent wilfully violated Business and Professions Code section 6103.

FACTS SUPPORTING MITIGATING CIRCUMSTANCES

Candor/Cooperation

Respondent exhibited cooperation with the State Bar by entering into this Stipulation.

Remorse

When respondent learned from a letter from the State Bar that he had missed the deadline to file an affidavit of compliance with the provisions of rule 955(a), California Rules of Court, as ordered by the January 12, 2004 Supreme Court order, he immediately contacted the assigned probation deputy, obtained a copy of the State Bar Court rule 955 compliance form, completed it and personally delivered it to the California Supreme Court and transmitted a copy by facsimile to the Office of the Chief Trial Counsel. When – two days later – respondent learned that he was supposed to file the compliance form with the State Bar Court,

(Stipulation form approved by SBC Executive Committee 10/16/00. Revised 12/16/2004.)

Actual Suspension

(Do not write above this line.)

rather than the Supreme Court, he personally delivered and filed the compliance form with the State Bar Court.

Good Faith

After failing to file the first two quarterly reports due in case number 00-O-13635, after contact with the assigned probation deputy, respondent filed subsequent quarterly reports. Respondent represents that at the time of his actual suspension from the practice of law pursuant to the effective date of the January 12, 2004 Supreme Court order in S120130 (03-H-491), he was not practicing law, had no clients, and was not attorney of record in any court. Respondent further represents that he has had several opportunities to make motions to return to the active practice of law, but has delayed taking such action (other than the February 10, 2006 rule 205 motion) because he was unwilling to put the public at risk because of the mental health issues with which he has had to deal.

Severe Financial Stress

Respondent had been a homeowner since 1997 when, due to respondent's inability to maintain his income level, he and his wife were required to sell their home. The family's net worth in excess of \$250,000 was dissipated by 2001. Respondent was unable to continue to afford medical treatment, which he sought in 2000, because the treatment (mental health) was not covered under his medical policy. By January 2004, respondent was unable to afford the cost of living in traditional housing and was living in an office/warehouse among boxes and furniture stacked from floor to ceiling and surviving on gross income of less than \$600 per month.

Rehabilitation

In November 2003 respondent renewed his attempt to obtain medical assistance from Kaiser Hospital, this time through his ex-wife's medical plan. Kaiser doctors were able to diagnose the mental health issues which afflicted respondent. Thereafter, respondent began a course of treatment as directed and prescribed by the Kaiser physicians which continues to date. Additionally, respondent voluntarily enrolled in the State Bar's Lawyer Assistance Program. He has continued active participation for more than two years to date. Further, respondent has been treating with a psychotherapist as directed for approximately one year. Respondent represents that retesting by Kaiser in January 2006 demonstrated significant improvement in respondent's mental condition.

PENDING PROCEEDINGS

The disclosure date referred to, on page one, paragraph A.(7), was June 19, 2006.

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of June 19, 2006, the estimated prosecution costs in this matter are approximately \$2,621.95. Respondent acknowledges that this figure is an estimate only. Respondent further acknowledges that should this stipulation be rejected or should relief from the stipulation be granted, the costs in this matter may increase due to the cost of further proceedings.

AUTHORITIES SUPPORTING DISCIPLINE.

Standard 2.6(b) ["disbarment or suspension"] of the Standards for Attorney Sanctions for Professional Misconduct applies.

(Stipulation form approved by SBC Executive Committee 10/16/00. Revised 12/16/2004.)

(Do not write above this line.)

PARTIES WAIVE TIME FOR STATE BAR COURT REVIEW

Because respondent wishes to expedite this resolution, to the extent possible, the parties hereby waive any and all time for Review Department review and administrative processing by the State Bar Court.

MEDICAL CONDITIONS

The following conditions are based on the report of Paul Y. Klein, Psy.D., J.D., dated April 3, 2006:

- 1) Respondent shall not work for or with family members, specifically his father, brothers, or sister.
- 2) Respondent shall not allow his work environment to become disorganized.
- 3) Respondent shall maintain a consistent work schedule.
- 4) Respondent shall work no more than 20 hours per week and no more than six hours per day for the first four months after he actually resumes the practice of law.
- 5) During the first four months after respondent actually resumes the practice of law, respondent shall be monitored by an attorney probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor prior to resuming the actual practice of law to establish a manner and schedule of compliance. Prior to the commencement of the four-month period, Respondent must furnish to the monitor sections VII and VIII of Dr. Klein's report. Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor and meet with the monitor no less than two times per month. One of the two meetings per month may be by telephone. In each quarterly report due within the four-month period, the probation monitor shall declare under penalty of perjury that he or she has monitored respondent's successful compliance with his conditions of probation, including observable medical conditions.
- 6) Respondent shall continue to take his prescribed psychiatric medication during the period of his probation.

RESPONDENT'S STANDARD 1.4(C)(ii) REQUIREMENT

Respondent is currently suspended from the practice of law until he satisfactorily proves to the State Bar Court his rehabilitation, present fitness to practice and present learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct as a result of the discipline imposed against him in *In re Michael Francis Galligan*, Supreme Court case number S120130 (03-H-491). The Office of the Chief Trial Counsel will take into account successful compliance by respondent with all conditions of probation, including medical conditions, stipulated to in this matter, in determining whether to support or oppose a petition for relief from actual suspension by respondent. However, the requirements for relief from actual suspension are broader than mere compliance with probation conditions.

(Do not write above this line.)

In the Matter of
MICHAEL FRANCIS GALLIGAN

Case number(s):
04-N-11360-PEM

SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Fact, Conclusions of Law and Disposition.

<u>June 28, 2006</u>	<u>Michael F. Galligan</u>	<u>Michael Francis Galligan</u>
Date	Respondent's Signature	Print Name
<u>June 28, 2006</u>	<u>Joseph A. Galligan</u>	<u>Joseph A. Galligan</u>
Date	Respondent's Counsel Signature	Print Name
<u>June 30, 2006</u>	<u>Sherrie B. McLetchie</u>	<u>Sherrie B. McLetchie</u>
Date	Deputy Trial Counsel's Signature	Print Name

(Stipulation form approved by SBC Executive Committee 10/16/00. Revised 12/16/2004.)

(Do not write above this line.)

In the Matter of MICHAEL FRANCIS GALLIGAN	Case number(s): 04-N-11360-PEM
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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.
- ☐ All Hearing dates are vacated.

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.)

Date

7/21/06

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 of California. 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 San Francisco, on July 21, 2006, I deposited a true copy of the following document(s):

**STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION
AND ORDER APPROVING**

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

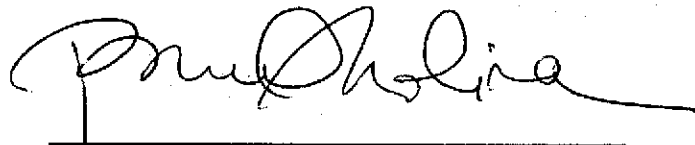
- ☒ by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at San Francisco, California, addressed as follows:

**JOSEPH ABEL GALLIGAN
GALLIGAN & BISCAY
630 N SAN MATEO DR
SAN MATEO, CA 94401**

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

SHERRIE MCLEITCHIE, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on **July 21, 2006**.



Bernadette C. O. Molina
Case Administrator
State Bar Court