

PUBLIC MATTER
STATE BAR COURT OF CALIFORNIA
HEARING DEPARTMENT – LOS ANGELES

FILED
JUN 14 2012
STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

In the Matter of)	Case No.: 04-O-10521 -- RAH
)	
MATTHEW P. TODD)	ORDER APPROVING PARTIES'
)	STIPULATION TO MODIFY TERMS OF
Member No. 133023)	PROBATION
)	
<u>A Member of the State Bar.</u>)	

On October 4, 2006, respondent Matthew P. Todd was admitted to the Alternative Discipline Program (ADP). He successfully participated in the ADP and graduated from the program. On January 27, 2011, this court filed its Decision and Order Sealing Certain Documents (Decision) in this matter, recommending respondent Matthew P. Todd be given the low level of discipline and further recommending probation conditions. Among those conditions was the following:

Respondent must comply with all provisions and conditions of his Participation Agreement with the Lawyer Assistance Program ("LAP") and must provide the Office of Probation with certification of completion of the LAP. Respondent must immediately report any non-compliance with any provision(s) or condition(s) of his Participation Agreement to the Office of Probation. Respondent 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 his compliance or non-compliance with LAP requirements. Revocation of the written waiver for release of LAP information is a violation of this condition. Respondent will be relieved of this condition upon providing to the Office of Probation satisfactory certification of completion of the LAP.



Respondent has participated in the Lawyers Assistance Program (LAP) for approximately six years. Through respondent's inadvertence and neglect, he failed to properly complete his obligations in the final weeks of his required participation. As a result, he was terminated from LAP. Under LAP's rules, because he was terminated, he is required to commence his participation again, for an additional three-year period in order to receive certification of his successful completion.

On April 10, 2012, respondent filed a motion to modify the terms of his probation.

At a status conference held on June 12, 2012, Terrie Goldade, Supervising Attorney of the Office of Probation, and Matthew P. Todd, on behalf of himself, stipulated that the above probation condition should be deleted and replaced with the condition set forth below.

The court finds it is appropriate not to require that respondent continue to participate in the LAP. Rather, the court finds that the probation condition set forth above should be modified as agreed to by the parties to allow an alternative means of satisfying the LAP requirement.¹

GOOD CAUSE APPEARING THEREFOR, the above probation condition is modified as follows:

Paragraph 2 f. on page 8 of the Decision is deleted. In its place is inserted the following:

Respondent must obtain psychiatric or psychological treatment from a duly licensed psychiatrist, psychologist or clinical social worker, at respondent's own expense, a minimum of 1 time per month and must furnish satisfactory evidence of compliance to the Office of Probation with each quarterly report. Treatment must commence immediately, but in no event more than 30 days after service of this order. Treatment must continue for 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 the State Bar may file a motion for modification of this condition with the State Bar Court Hearing Department pursuant to rule 5.300 of the Rules of Procedure of the State Bar. The motion must be supported by a written

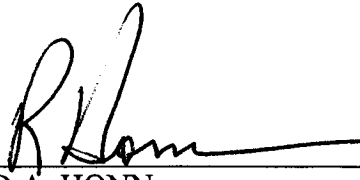
¹ In light of the parties' stipulation, respondent's April 10, 2012 motion to modify the terms of his probation is denied as moot.

statement from the psychiatrist, psychologist or clinical social worker, by affidavit or under penalty of perjury, in support of the proposed modification.

At the Office of Probation's request, 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, the Office of the Chief Trial Counsel, and the State Bar Court who are directly involved with maintaining, enforcing or adjudicating this condition.

IT IS SO ORDERED.

Dated: June 12, 2012



RICHARD A. HONN
Judge of the State Bar Court

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); 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 Los Angeles, on June 14, 2012, I deposited a true copy of the following document(s):

ORDER APPROVING PARTIES' STIPULATION TO MODIFY TERMS OF PROBATION

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

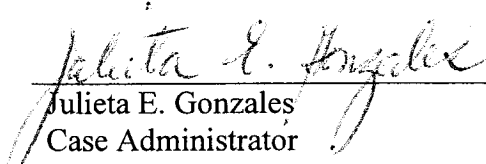
- ☒ by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

MATTHEW P TODD ESQ
TODD & ASSOCIATES
904 SILVER SPUR RD STE 241
ROLLING HILLS ESTATES, CA 90274

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

Terrie Goldade, Office of Probation, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on June 14, 2012.



Julieta E. Gonzales
Case Administrator
State Bar Court