



PUBLIC MATTER

FILED

APR 30 2009

STATE BAR COURT CLERK'S OFFICE
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STATE BAR COURT OF CALIFORNIA

HEARING DEPARTMENT – SAN FRANCISCO

In the Matter of)	Case No.: 04-O-11779-PEM; 04-O-12481
)	(Cons.) (S158138)
MARTA KEMPTON)	
)	ORDER RE RESPONDENT'S MOTION
Member No. 129035)	FOR MODIFICATION OF PROBATION
)	
<u>A Member of the State Bar.</u>)	

On April 10, 2009, respondent Marta Kempton (“respondent”) filed a motion for modification of the terms of her probation in the above-listed matter. On April 16, 2009, the State Bar’s Office of Probation (“Office of Probation”) filed its response and non-opposition.

Good cause having been shown, the court orders the following modification to the terms of respondent’s existing probation:

1. Effective March 24, 2009, numbered paragraph four on page seven of the court’s July 17, 2007 Decision and Order Sealing Documents is deleted, and in its place is inserted:

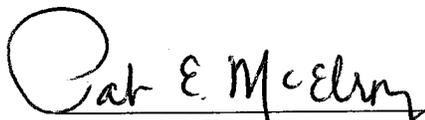
Respondent must obtain psychiatric or psychological help/treatment from a duly licensed psychiatrist, psychologist, Marriage and Family Therapist, or clinical social worker (“therapist”) at her own expense. Respondent is to attend individual therapy from March 24, 2009 through January 12, 2010. During that time, she must attend the number of sessions recommended by her therapist. With each quarterly report, respondent must report her compliance with this condition and provide an original report from her therapist stating that respondent has attended the number of sessions recommended by the therapist.

Upon the request of the Office of Probation, respondent must provide the Office of Probation with medical waivers and access to respondent’s therapist(s)’ 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.

IT IS SO ORDERED.

Dated: April 29, 2009


PAT E. McELROY
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 April 30, 2009, I deposited a true copy of the following document(s):

ORDER RE RESPONDENT'S MOTION FOR MODIFICATION 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 San Francisco, California, addressed as follows:

MARTA KEMPTON
LAW OFC MARTA KEMPTON
120 VILLAGE SQ STE 30
ORINDA, CA 94563

by certified mail, No. , with return receipt requested, through the United States Postal Service at , California, addressed as follows:

by overnight mail at , California, addressed as follows:

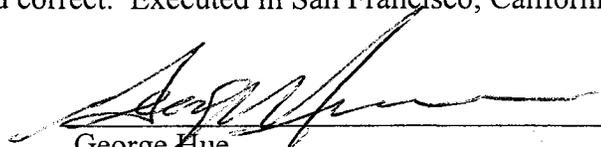
by fax transmission, at fax number . No error was reported by the fax machine that I used.

By personal service by leaving the documents in a sealed envelope or package clearly labeled to identify the attorney being served with a receptionist or a person having charge of the attorney's office, addressed as follows:

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

Terrie Goldade, Probation, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on April 30, 2009.


George Hue
Case Administrator
State Bar Court