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## State Bar Court of California

Hearing Department  
Los Angeles**PUBLIC MATTER**

Counsel For The State Bar  <b>Miho Murai, Deputy Trial Counsel</b> 1149 South Hill Street Los Angeles, CA 90015 Telephone: 213-765-1219  Bar # 235178	Case Number (s) <b>05-O-04288</b>	(for Court's use)  <div style="text-align: center;"> <b>FILED</b>   <b>SEP 20 2006</b> <i>Off</i>           STATE BAR COURT          CLERK'S OFFICE          LOS ANGELES       </div>
Counsel For Respondent  <b>Tracy Green</b> <b>Green &amp; Associates</b> 865 S. Figueroa Street, 32 <sup>nd</sup> Floor Los Angeles, CA 90017  Bar # 137869	Submitted to: <b>Settlement Judge</b>  STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING  <b>STAYED SUSPENSION; NO ACTUAL SUSPENSION</b>  <input type="checkbox"/> PREVIOUS STIPULATION REJECTED	
In the Matter Of: <b>MONIKA M. ARBOLES</b>  Bar # 170468  A Member of the State Bar of California (Respondent)		

**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 **June 6, 1994**.
- (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 **15** 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."

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- (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):
- 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: **2007 & 2008** (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.**

- (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 a separate attachment entitled "Prior Discipline."
- (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 with the victims 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 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.
- (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 followed by convincing proof of subsequent rehabilitation.
- (13)  **No mitigating circumstances** are involved.

**Additional mitigating circumstances**

**History of Extensive Pro Bono Work**

**D. Discipline:**

- (1)  **Stayed Suspension:**
  - (a)  Respondent must be suspended from the practice of law for a period of **one (1) 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:

The above-referenced suspension is stayed.

(2)  **Probation:**

Respondent is placed on probation for a period of **two (2) years**, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 953, California Rules of Court)

**E. Additional Conditions of Probation:**

- (1)  During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.
- (2)  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.
- (3)  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 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.
- (4)  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.

- (5)  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.
- (6)  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.

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- (7)  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 State Bar Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: \_\_\_\_\_
- (8)  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.
- (9)  The following conditions are attached hereto and incorporated:
- |   |   |
|---|---|
| <input type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input 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 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. Reason: \_\_\_\_\_
- (2)  **Other Conditions:**

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Attachment language (if any):

See Attachment to Stipulation re Facts, Conclusions of Law, and Disposition

**ATTACHMENT TO**  
**STIPULATION RE FACTS, CONCLUSIONS OF LAW, AND DISPOSITION**

IN THE MATTER OF:        MONIKA M. ARBOLES

CASE NUMBER(S):        05-O-04288

**FACTS AND CONCLUSIONS OF LAW**

Respondent admits that the following facts are true and that she is culpable of violations of the specified statutes and/or Rules of Professional Conduct.

**FACTS**

1. Respondent was admitted to the practice of law in the State of California on June 6, 1994, was a member at all times pertinent to these charges, and is currently a member of the State Bar of California.
2. In or about May 2003, Respondent was retained by Ms. Marye Grays in an overtime and wage claim against her former employer.
3. On or about November 17, 2003, Respondent filed a Complaint for Damages, Restitution, and Injunctive Relief, on behalf of Ms. Grays', in the Los Angeles County Superior Court, entitled *Marye L. Grays v. Apartment Association of Greater Los Angeles*, Case No. BC306197.
4. This was Respondent's last active litigation case before she was to close her practice down, and find a non-legal position in business. Respondent also had a few corporate clients for short-term projects, such as writing employment manuals and other employment advice.
5. During this time, Respondent's address of record for State Bar purposes was a virtual office suite located at 400 S. Beverly Drive #214, Beverly Hills, CA 90212. Respondent received her mail there, and had access to conference rooms, a receptionist, and other office amenities. Although Respondent usually worked from home, she was regularly in contact with the Beverly Hills office location.
6. On or around February 1, 2004, Respondent decided to close the virtual office suite, located in Beverly Hills, and have her mail sent to her home address, located on 2244

Talmadge Street, Los Angeles, CA 90027.

7. On or around February 4, 2004, Respondent filed a Notice of Change of Firm Name and Address in the Los Angeles County Superior Court, in her only active litigation case, *Marye L. Grays v. Apartment Association of Greater Los Angeles*, Case No. BC306197. She notified her client, the parties, and the Court that effective February 1, 2004, her address had changed from 400 S. Beverly Drive, Suite 214, Beverly Hills, CA 90212 to 2244 Talmadge Street, Los Angeles, CA 90027.
8. Respondent, however, did not notify the State Bar of the change of address, as required by section 6002.1(a) of the Business and Professions Code. Rather, she waited over eighteen (18) months later before notifying the State Bar of the new address, on or around August 25, 2005, thereby willfully violating Business and Professions Code section 6068(j).
9. Due to rules relating to forwarding of mail in a shared office suite, Respondent was precluded from filing a "change of address" with the U.S. Postal Office. Also, the virtual office suite had a policy of keeping mail for only thirty (30) days.
10. From May 2004 to August 2004, the Office of Membership Billing Services of the State Bar of California ("Membership Billing Services") sent Respondent various notices regarding her failure to pay her State Bar membership fees to the membership records address provided by Respondent for State Bar purposes, at 400 S. Beverly Dr. #214, Beverly Hills, CA 90212. These notices informed Respondent that her continued failure to pay her State Bar membership fees would result in suspension from the practice of law, effective or around September 16, 2004.
11. Respondent never received these notices as she no longer had an office at the Beverly Hills address. Also, thirty (30) days had already elapsed and so the virtual office was no longer keeping any of her mail.
12. From July 2004 to September 2004, the Office of Certification of the State Bar of California ("Office of Certification") sent Respondent various notices regarding her failure to comply with the Minimum Continuing Legal Education ("MCLE") requirement to the membership records address provided by Respondent for State Bar purposes, at 400 S. Beverly Drive #214, Beverly Hills, CA 90212. These notices informed Respondent that if she failed to comply with the MCLE requirement by September 15, 2004, she would be enrolled as an inactive member of the State Bar and would not be permitted to practice law until the State Bar received adequate proof of compliance.
13. Respondent never received these notices as she no longer had an office at the Beverly

Hills address. The notices were returned to the State Bar by the U.S. Postal Office stamped, "Returned to Sender - Attempted - Not Known."

14. Between September 16, 2004 and September 12, 2005, Respondent was suspended from the State Bar for failure to pay her membership fees, and therefore, not eligible to practice law during this period.
15. Between September 16, 2004 and October 21, 2005, Respondent was enrolled on "Non Entitled" status for failure to comply with MCLE requirements, and therefore, was not eligible to practice law during this period.
16. Respondent was aware, or should have been aware, that she was not eligible to practice law during this period. However, because she failed to update her membership records address, as required by section 6002.1(a) of the Business and Professions Code, Respondent did not have actual knowledge of her suspension and/or her "Non Entitled" status until almost a year later, on or around August 16, 2005.
17. Around this same time period, on or around August 7, 2004, Respondent was involved in an accident, whereby she sustained a severe fracture to her left leg, and was unable to walk, work, or drive.
18. According to her physician, Respondent was rendered "totally disabled" from August 2004 through November 2004.
19. Respondent notified her client and opposing counsel of her injury, and thereafter, advised her client to seek new counsel.
20. Ms. Grays was not able to find new counsel until approximately a year later, on or around October 2005.
21. Between September 16, 2004 and October 21, 2005, while suspended and/or enrolled on "Non Entitled" status, Respondent continued to hold herself out as entitled to practice law and continued to practice law, by corresponding with Ms. Grays and opposing counsel about the status of the case, preparing and filing several pleadings, making approximately six court appearances, and representing Ms. Grays during her deposition and at the mandatory settlement conference.
22. On or around April 6, 2005, there was a mandatory settlement conference, whereby Ms. Grays accepted a settlement offer for \$40,000.00. Respondent agreed to waive her fees and costs so that her client could take home a higher net profit. Ms. Grays later rescinded the settlement offer on or around April 21, 2005.

23. On or about August 16, 2005, Ms. Grays and her daughter met with Mr. William Becker to discuss her case and potential representation.
24. During their meeting, Mr. Becker reviewed the State Bar website and discovered that Respondent was listed as having been suspended from the Bar and not eligible to practice law since late 2004. He subsequently contacted the State Bar and received confirmation that Respondent was not eligible to practice law.
25. Mr. Becker then informed Ms. Grays and opposing counsel about Respondent's suspension, and left a message with Respondent, inquiring about the status of her suspension.
26. On or around August 23, 2005 and August 24, 2005, Mr. Becker and Respondent exchanged e-mails, whereby Respondent informed Mr. Becker that she was surprised to learn about her suspension, and would inform the Court about it.
27. After becoming aware of her suspension, Respondent immediately took steps to rectify the problem, by updating her membership records address, paying her State Bar membership fees, and completing her MCLE requirements.
28. Although Respondent should have immediately withdrawn from the case when she discovered that she was currently not eligible to practice law, Respondent failed to exercise good judgment and remained as Ms. Grays' counsel in order to protect her client's interests.
29. During this time period, there was significant activity in Ms. Grays' civil lawsuit. There was a deposition scheduled and the opposing counsel had filed a motion for summary judgment.
30. Since Respondent knew that it would be very difficult for Ms. Grays to immediately secure new counsel with the upcoming trial and summary judgment motion, Respondent prepared and filed the opposition to the summary judgment motion, attended Ms. Grays' deposition, although it did not go forward because Ms. Grays failed to appear, and appeared for the summary judgment motion.
31. When Respondent appeared for the summary judgment motion on September 13, 2005, she assumed that her administrative suspension had been terminated since she had paid for her State Bar membership fees and completed her MCLE requirements prior to the court hearing. However, she failed to verify her status with the State Bar before making her appearance.

32. At the hearing, the Court relieved Respondent as Ms. Grays' counsel at the request of her client and due to her suspension.

### CONCLUSIONS OF LAW

By not updating her State Bar membership records address for over eighteen (18) months, Respondent failed to comply with section 6002.1(a), thereby willfully violating Business and Professions Code section 6068(j).

By continuing to correspond with Ms. Grays and opposing counsel, appearing in court proceedings held in the Los Angeles County Superior Court, and preparing and filing pleadings while she was not entitled to do so, Respondent practiced and/or attempted to practice law when she was not an active member of the State Bar, in willful violation of Business and Professions Code, sections 6125 and 6126, and thereby, failed to support the laws of the State of California.

### PENDING PROCEEDINGS

The disclosure date referred to on page two, paragraph A.(7), was September 5, 2006.

### SUPPORTING AUTHORITY

Pursuant to Standard 1.3 of the Standards for Attorney Sanctions for Professional Misconduct, the primary purposes of disciplinary proceedings and imposing sanctions for professional misconduct are "the protection of the public, the courts and the legal profession; the maintenance of high professional standards by attorneys and the preservation of public confidence in the legal profession."

Here, the requested discipline complies with Standard 1.3.

Standard 1.6(a) provides that the appropriate sanction for an act of professional misconduct shall be the sanction set forth in the standards for the particular misconduct found.

Pursuant to Standard 2.6, the culpability of a member of a violation of Business and Professions Code section 6068 (including sections 6068(j) and 6068(a)), "shall result in disbarment or suspension depending on the gravity of the offense or the harm, if any, to the victim, with due regard to the purposes of imposing discipline set forth in standard 1.3."

The Supreme Court gives the Standards "great weight," and will reject a recommendation consistent with the Standards only where the Court entertains "grave doubts" as to its propriety. *In re Naney* (1990) 51 Cal. 3d 186, 190; *see also In re Silverton* (2005) 36 Cal. 4th 81, 91, 92. Further, although the Standards are not mandatory, it is well established that the Standards may

be deviated from only when there is a compelling, well-defined reason to do so. *See Aronin v. State Bar* (1990) 52 Cal. 3d 276, 291; *see also Bates v. State Bar* (1990) 52 Cal. 3d. 1056, 1060, fn. 2.

Turning to case law, the range of discipline for unauthorized practice of law in published opinions ranges from thirty (30) days actual suspension to six (6) months actual suspension to disbarment, depending on the gravity of the offense or the harm, if any, to the victim. *See In the Matter of Trousil* (Review Dept. 1990) 1 Cal. State Bar Ct. Rptr. 229; *see also, Farnham v. State Bar* (1976) 17 Cal. 3d 605; *see also, In the Matter of Taylor* (Review Department 1991) 1 Cal. State Bar Ct. Rptr. 563. Although Respondent's misconduct would normally warrant an actual suspension, given the totality of the relevant facts and circumstances, an actual suspension is not necessary in this case to effectuate the purposes of the disciplinary proceedings. Respondent has accepted full responsibility for her misconduct, and is on voluntary inactive status, as she is no longer practicing law at this time.

Moreover, the stipulated discipline is within the range of discipline prescribed by the Standards as set forth above. In light of the facts that Respondent has been in practice for more than twelve (12) years without any prior discipline, has been candid and cooperative with the State Bar, and has taken responsibility for her actions, a period of actual suspension is not deemed necessary. Rather, a stayed suspension (with a period of probation and the stipulated conditions) is appropriate in this case to further the purposes of Standard 1.3 to protect the public, the courts, and the profession.

#### MITIGATING CIRCUMSTANCES

Respondent has been an attorney for over twelve (12) years with no prior record of discipline.

Respondent has displayed spontaneous candor and cooperation with the State Bar throughout the disciplinary investigation and proceedings.

Respondent has shown remorse and promptly took objective steps spontaneously demonstrating recognition of wrongdoing.

Respondent has a history of extensive pro bono work on behalf of the community, including volunteering for Junior Achievement for two years and being on the Board of Directors of Portals, a nationally recognized non-profit mental health agency.

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## **COSTS OF DISCIPLINARY PROCEEDINGS**

Respondent acknowledges that the Office of the Chief Trial Counsel has informed Respondent that as of September 5, 2006, the estimated prosecution costs in this matter are approximately \$1,983.00. Respondent acknowledges that this figure is an estimate only. Respondent further acknowledges that should this stipulation be rejected or should relief from this stipulation be granted, the costs in this matter may increase due to the costs of further proceedings.

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Attachment Page 7

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In the Matter of <b>MONIKA M. ARBOLES</b>	Case number(s): 05-O-04288 and 05-O-04289
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**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>9-11-06</u> Date	<u>Monika Arboles</u> <sup>SUB 170468</sup> Respondent's Signature	<u>MONIKA ARBOLES</u> Print Name
<u>9-7-06</u> Date	<u>Tracy Green, Esq. SBN 137869</u> Respondent's Counsel Signature	<u>TRACY GREEN</u> Print Name
<u>9/14/06</u> Date	<u>[Signature]</u> Deputy Trial Counsel's Signature	<u>Miho Murai</u> Print Name

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In the Matter of MONIKA M. ARBOLES	Case number(s): 05-0-04288 and 05-0-04289
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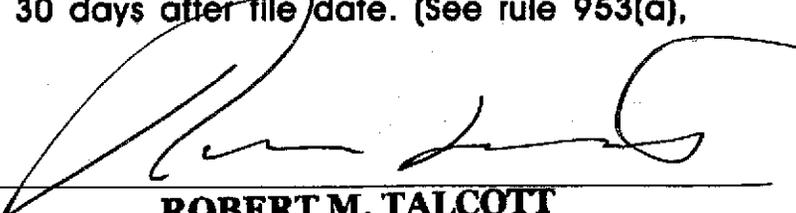
### ORDER

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.)

9-19-06  
Date

  
ROBERT M. TALCOTT  
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 Los Angeles, on September 20, 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:

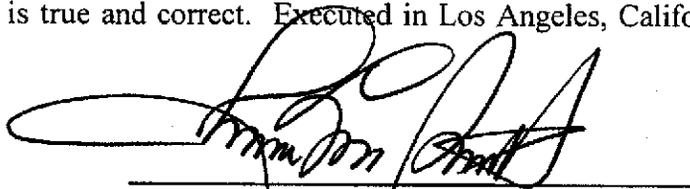
- [X] by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

**TRACY GREEN  
GREEN & ASSOCIATES  
865 S FIGUEROA ST FL 32  
LOS ANGELES, CA 90017 - 2543**

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

**MIHO MURAI , Enforcement, Los Angeles**

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on **September 20, 2006.**



**Johnnie Lee Smith**  
Case Administrator  
State Bar Court