



ORIGINAL
CONFIDENTIAL

(Do not write above this line.)

State Bar Court of California
Hearing Department
Los Angeles
PROGRAM FOR RESPONDENTS WITH SUBSTANCE ABUSE OR MENTAL HEALTH ISSUES

Counsel For The State Bar DAVID SAUBER DEPUTY TRIAL COUNSEL 1149 S. HILL STREET LOS ANGELES, CA 90015 (213) 765-1252 Bar # 176554	Case Number (s) 65906-503 <p align="center">PUBLIC MATTER</p> <p align="center">LODGED</p> <p align="center">AUG 08 2007</p> <p align="center">STATE BAR COURT CLERK'S OFFICE LOS ANGELES</p>	(for Court's use) <p align="center">FILED</p> <p align="center">MAR 04 2010 <i>lac</i></p> <p align="center">STATE BAR COURT CLERK'S OFFICE LOS ANGELES</p>
Counsel For Respondent MICHAEL GERNER 10100 SANTA MONICA BLVD., #300 LOS ANGELES, CA 90067 (310) 772-2207 Bar # 65906	Submitted to: Program Judge	
In the Matter Of: LAJETTA Y. WRIGHT Bar # 207506 A Member of the State Bar of California (Respondent)	STIPULATION RE FACTS, CONCLUSIONS OF LAW <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 6/4/00.
- (2) The parties agree to be bound by the factual stipulations contained herein even if conclusions of law or disposition (to be attached separately) are rejected or changed by the Supreme Court. However, if Respondent is not accepted into the Lawyer Assistance Program, this stipulation will be rejected and will not be binding on the Respondent or the State Bar.
- (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, except for Probation Revocation proceedings. Dismissed charge(s)/count(s) are listed under "Dismissals." The stipulation consists of 7 pages, excluding the order. *6 PAP*
- (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".

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- (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 and will pay timely any disciplinary costs imposed in this proceeding.

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:
- (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. *UNCHECKED*
- (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.~~ *NAS*
- (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 ~~\$9,417.69~~ ^{\$17,000} on ~~9/27/05~~ ^{11/3/04} in restitution to ^{Black Womens Lawyers} without the threat or force of disciplinary, civil or criminal proceedings. *NAS*
- (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. *NAS*
- (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. *NAS*
- (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:

ATTACHMENT TO
STIPULATION RE FACTS AND CONCLUSIONS OF LAW

IN THE MATTER OF: LaJETTA WRIGHT, bar no.207506

CASE NUMBER: 05-O-04503

FACTS AND CONCLUSIONS OF LAW.

Respondent, by entering into this Stipulation Re Facts, Conclusions of Law and Disposition, hereby waives any variance in the facts and charges as alleged in the Notice of Disciplinary Charges and the facts and conclusions set forth in the Stipulation as filed.

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

Facts for Case No. 05-O-04503:

1. Between in or about September 2003 through in or about September 2004, Respondent served as treasurer of the Black Women Lawyers Association of Los Angeles, Inc. ("BWL") and had access to BWL's bank account at Bank of America, account number 2174233548 ("the account").
2. Between in or about February 2004 through June 2004, Respondent took, via at least 14 unauthorized checks, at least \$26,417.69 from the account. Each of the checks were made payable either to "cash" or to Respondent.
3. Respondent was not entitled to any portion of the \$26,417.69.
4. Respondent dishonestly or with gross negligence misappropriated funds belonging to BWL for her own use and purposes.
5. On or about September 24, 2004, the president of BWL, Nedra Jenkins ("Jenkins"), questioned Respondent regarding a check that had been written from the account against non-sufficient funds. Respondent informed Jenkins that holds had been placed on some of the checks written from the account, which then caused the checks to bounce. At the time Respondent made this statement to Jenkins, Respondent knew that the statement was false.
6. On or about September 26, 2004, Respondent informed Jenkins that Respondent had taken funds from BWL's account without authority. When Jenkins asked Respondent how much money Respondent had taken from the account, Respondent told Jenkins that she had taken just \$5,000 in June 2004. At the time Respondent made this statement to Jenkins, Respondent knew that the statement was false.
7. On or about September 27, 2004, Jenkins again asked Respondent how much money Respondent had taken from the account. Respondent informed Jenkins that she had taken about \$10,700. At the time Respondent made this statement to Jenkins, Respondent knew that the statement was false.
8. On or about September 27, 2004, Respondent informed Jenkins that BWL could not rely on the Treasurer's Report that Respondent had prepared on the Quicken software because Respondent had concealed the fact that she had taken BWL's funds for her own use and purposes by changing the check numbers she had input into that computer program.

9. On or about September 28, 2004, Jenkins called Respondent and told Respondent that she (Jenkins) wanted to give Respondent another opportunity to identify all of the money she had taken from the account. Respondent told Jenkins that Respondent took, at the most, \$12,000. Respondent also informed Jenkins that Respondent was not lying and that Respondent had destroyed the checks she wrote to herself or for cash. At the time Respondent made these statement to Jenkins, Respondent knew that these statements were false.

Conclusions of Law for Case No. 05-O-04503:

10. COUNT ONE: By misappropriating at least \$26,417.69 from BWL, Respondent committed acts involving moral turpitude, dishonesty or corruption, in wilful violation of Business and Professions Code, section 6106.

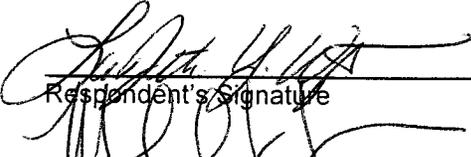
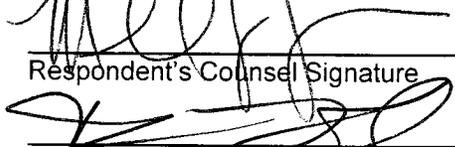
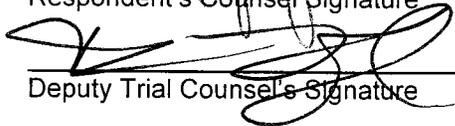
11. COUNT TWO: By telling Jenkins that holds placed on certain checks caused checks in BWL's account to bounce, by repeatedly telling Jenkins that she had misappropriated funds in an amount far less than what she had actually taken from the account, and by altering check numbers in the Quicken software program so that the Treasurer's Report would not reveal that she had taken BWL's funds, Respondent engaged in deceit and thereby committed acts of moral turpitude, dishonesty or corruption, in wilful violation of Business and Professions Code, section 6106.

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In the Matter of LAJETTA Y. WRIGHT BAR #207506	Case number(s): 05-O-04503
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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>1-31-07</u> Date	 Respondent's Signature	<u>LAJETTA Y. WRIGHT</u> Print Name
<u>1-31-07</u> Date	 Respondent's Counsel Signature	<u>MICHAEL GERNER</u> Print Name
<u>1-31-07</u> Date	 Deputy Trial Counsel's Signature	<u>DAVID SAUBER</u> Print Name

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In the Matter Of
LAJETTA Y. WRIGHT
BAR #207506

Case Number(s):
05-O-04503

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 stipulation as to facts and conclusions of law is APPROVED.
- The stipulation as to facts and conclusions of law is APPROVED AS MODIFIED as set forth below.
- All court dates in the Hearing Department 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; or 3) Respondent is not accepted for participation in the Program or does not sign the Program Contract. (See rule 135(b) and 802(b), Rules of Procedure.)

August 8, 2007
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 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 May 24, 2010, I deposited a true copy of the following document(s):

**DECISION AND ORDER SEALING CERTAIN DOCUMENTS
STIPULATION RE FACTS, CONCLUSION OF LAW**

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

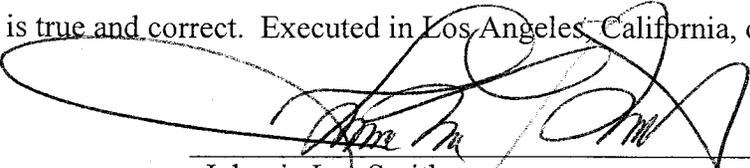
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

LAJETTA Y. WRIGHT
7488 FOREST WOOD ST
CORONA, CA 92880

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

Monique T. Miller, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on May 24, 2010.



Johnnie Lee Smith
Case Administrator
State Bar Court