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**State Bar Court of California
Hearing Department
Los Angeles**

Counsel For The State Bar Adriana Burger Bar # 92534	Case Number (s) 06-O-10033; 06-O-12946; 06-O-15183; 08-O-11833 <p align="center">PUBLIC MATTER</p>	(for Court's use) <p align="center">FILED</p> <p align="center">NOV 05 2008 <i>[Signature]</i></p> <p align="center">STATE BAR COURT CLERK'S OFFICE LOS ANGELES</p>
Counsel For Respondent Arthur Margolis Bar # 57703		
In the Matter Of: Scott A. Mattingly Bar # 164479 A Member of the State Bar of California (Respondent)	Submitted to: Assigned Judge 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 **June 10, 1993**.
- (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 **20** 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."
- (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: (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.
- (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:

Mr. Mattingly's misconduct evidences multiple matters of different violations.

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

Mr. Mattingly has taken significant remedial action in his office by discharging one employee and revising office protocols to conform with the State Bar Rules. (See Attachment "C")

Mr. Mattingly has been active in community service. (See Attachment "C")

D. Discipline:

(1) **Stayed Suspension:**

- (a) Respondent must be suspended from the practice of law 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:
- (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 9.18, California Rules of Court)

(3) **Actual Suspension:**

- (a) Respondent must be actually suspended from the practice of law in the State of California for a period of **60 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 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.
- (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: _____
- (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 checked="" 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 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 9.10(b), California Rules of Court, and rule 321(a)(1) & (c), Rules of Procedure.**
- No MPRE recommended. Reason: _____
- (2) **Rule 9.20, California Rules of Court:** Respondent must comply with the requirements of rule 9.20, 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 9.20, California Rules of Court:** If Respondent remains actually suspended for 90

days or more, he/she must comply with the requirements of rule **9.20**, 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:**

(Do not write above this line.)

Attachment language begins here (if any):

6. In a letter dated April 8, 2005, Uniguard wrote to Respondent's office proposing a settlement in the amount of \$25,000.00 regarding the Jewett claim. Respondent delegated Renovaes to assist forwarding information to Jewett and Uniguard.

7. In a letter dated April 23, 2005, Renovaes wrote to Jewett confirming their telephone conversation in which Renovaes explained to Jewett that an offer had been communicated to Consumers to settle the claim for \$28,000.00 and that it was in Jewett's best interest to accept the settlement. Renovaes requested that Jewett sign and return the letter indicating she agreed with the terms of the settlement and that Consumers would act as the power of attorney to sign the draft. Jewett complied by signing her name to this letter.

8. In a letter to Respondent dated April 26, 2005, Uniguard wrote to Respondent regarding the Jewett claim and requested that Jewett sign the Release of Claim ("release") and return to Uniguard for prompt issuance of the agreed upon settlement. In response, On April 27, 2005, Renovaes executed the release with the following: "Jeannete Jewett, Attorney in fact". Underneath the signature it was handwritten: "Nenette Renovaes atty in fact for Jeannete Jewett." All these actions were done under the direction of Respondent.

9. On or about April 27, 2005, Uniguard Insurance received a copy of the signature page of the release and sent to Respondent a settlement draft dated April 28, 2005, number 0690437 in the amount of \$28,000 issued to Consumers and Jewett.

10. On or about May 2, 2005, Consumers deposited the settlement draft into Respondent's client trust account.

11. The settlement draft was endorsed "Jeannette (sic) Jewett with authority by Consumers Law Corporation" and paid on May 3, 2005.

12. In or about July 2005, Jewett telephoned Renovales for a status update of her claim. At that time Renovales told Jewett that her claim had settled for a total amount of \$28,000 in April of 2005.

13. On July 22, 2005, Consumers wrote to Jewett that her claim had been settled and sent Jewett a check for \$13,087.19. The letter was signed: "Coral Herrera, For Nanette Renovales, For Scott A. Mattingly, Esq., For CONSUMERS' LAW GROUP, INC."

14. On or about July 26, 2005, Fresno Unified School District sent Consumers' Law Group another letter stating that it had learned that Jewett's case had settled and that it was entitled to be reimbursed for medical payments made pursuant to Jewett's accident. In another letter dated August 3, 2005, Rick Jensen, attorney for the Fresno Unified School District wrote to Renovales and requested that Renovales immediately reimburse his client for medical costs advanced for Jewett.

15. On or about February 1, 2007, Respondent paid Fresno Unified School District \$6,500.00 as a negotiated lien, payment in full, of the \$9,000.00 lien.

16. During the period from in or about August 2004 through 2007, Respondent employed Renovales to perform services in Respondent's law office under Respondent's directions.

17. During the entire period of time Jewett's claim was being handled by Respondent, Renovales was assigned the tasks of corresponding with Jewett, Uniguard and the Fresno Unified School District concerning Jewett's claim. However, Renovales failed to complete her assigned tasks.

18. Jewett learned that her case had settled and that Respondent had her money only after calling Respondent in July 2005.

19. Respondent failed to personally update the status of Jewett's settlement.

20. Respondent should have been aware that his office had deposited his client's settlement into his client trust account.

21. Respondent should have been aware that his staff had not disbursed the settlement check to the client promptly after receipt from Uniguard.

22. Respondent should have been aware that his staff had not promptly notified Jewett that Respondent had received the settlement check from Uniguard.

CONCLUSION OF LAW

23. By Respondent not being aware that his staff had deposited the settlement, that his staff had not disbursed the settlement check to the client promptly and that his staff had not notified Jewett promptly of receipt of the settlement check from Uniguard, Respondent willfully failed to adequately supervise his staff and violated Rule 3-110(A).

CASE NO. 06-O-12946 (McROBERTS MATTER)

FACTS

24. On or about May 8, 2004, Clyde E. McRoberts ("McRoberts") was injured in an automobile accident ("accident").

25. On or about August 5, 2004, McRoberts entered into a written "Contingency Fee Agreement" ("agreement") with Respondent wherein Respondent agreed to represent McRoberts in his claim of damages arising from the automobile accident of May 8th for a fee based upon 33% of the gross amounts recovered, including medical reimbursement recoveries, medical lien reduction, by settlement if obtained before sixty days of execution and 40% of any amounts recovered thereafter and 45% of any amounts recovered after first date set for trial or preparation of the civil complaint or the initiation or commencement of binding arbitration.

26. In the year 2004, McRoberts received medical treatment from the California Department of Health Services ("DHS"), also known as Medi-Cal, for injuries sustained as a result of the accident. McRoberts was responsible for reimbursing the cost of the medical treatment.

27. On or about April 27, 2005, Respondent settled McRoberts's claim for \$15,000.

28. On or about April 28, 2005, Viking prepared and sent to Respondent a draft which was payable to Respondent, McRoberts and Medi-Cal in the amount of \$15,000.

29. On or about April 30, 2005, Respondent deposited the draft into his client trust account; issued an accounting of McRoberts's monies being held for future payments to various providers and lien holders; and disbursed from the \$15,000.00: \$6,644.52 to himself for attorney's fees and costs; and, \$855.48 to McRoberts as his portion of the settlement. Respondent kept \$7,500.00 to pay medical liens and DHS.

30. After the settlement in April 2005, McRoberts called Respondent's office on numerous dates to obtain information regarding the \$7,500.00 which was withheld by Respondent. McRoberts was unable to obtain any explanation from Respondent's staff.

31. On or about June 23, 2005, Respondent's office sent a letter to McRoberts telling him that the office was maintaining the \$7,500.00 in its client trust account until the medical liens were resolved.

32. Respondent contacted the client with the medical lien information approximately two months after receipt of the settlement funds.

CONCLUSION OF LAW

33. By Respondent not communicating promptly to his client regarding his client's reasonable status inquiries, in a matter in which Respondent had agreed to provide legal services, Respondent willfully violated section 6068(m).

CASE NO. 06-O-15183 (KEITH MATTER)

FACTS

34. On or about June 11, 2005, Thomas Keith ("Keith") and his minor son, Jordan Keith,

("Jordan") (collectively "clients") were involved in an automobile accident.

35. On or about June 21, 2005, Keith entered into a written "Contingency Fee Agreement" ("agreement") with Respondent wherein Respondent agreed to represent Keith and Jordan in their claim of damages arising from the automobile accident of June 11th for a fee based upon 33% of the gross amounts recovered, including medical reimbursement recoveries, medical lien reduction, by settlement if obtained before sixty days of execution and 40% of any amounts recovered thereafter and 45% of any amounts recovered after first date set for trial or preparation of the civil complaint or the initiation or commencement of binding arbitration.

36. On or about December 6, 2005, Respondent wrote to Keith confirming their telephone conversation of December 6th in which Keith was told that it would be in **Jordan's** best interest to settle his case for a total of \$6,000 and that Jordan would receive \$2,965 after all fees and deductions had been paid. Keith agreed to the terms of the settlement.

37. On or about December 6, 2005, Respondent wrote to Keith confirming their telephone conversation of December 6th in which Keith was told that it would be in **Keith's** best interest to settle his case for a total of \$7,000 and that he would receive \$2,010 after all fees and deductions had been paid. Keith agreed with the terms of the settlement.

38. Because Jordan was a minor, Respondent was required to obtain court approval of Jordan's settlement.

39. In or about September 20, 2006, Keith sent Respondent a letter in which Keith requested a status report on Jordan's settlement. Respondent failed to contact Keith or otherwise respond to this inquiry.

40. On or about November 10, 2006, Keith filed a complaint against Respondent with the State Bar.

41. On or about December 26, 2006, Respondent filed the Petition for Compromise of Disputed Claim of Minor on behalf of Jordan, which was approved on or about January 16, 2007.

42. From December 6, 2005, the date Jordan's claim settled, to December 26, 2006, the date Respondent filed Jordan's Petition for Compromise of Disputed Claim of Minor, Respondent did not take any action to promote, on Jordan's behalf, the prompt conclusion of Jordan's settlement.

CONCLUSION OF LAW

43. By failing to take any legal action, for over one year, to confirm a settlement in court on behalf of a minor client, Respondent intentionally failed to perform legal services with competence in a client matter, a violation of Rule 3-110(A).

ADDITIONAL CONCLUSION OF LAW

44. From December 6, 2005 through September 1, 2006, Keith called Respondent's office and asked the staff to tell Respondent that Keith wanted information regarding Jordan's settlement. Respondent never contacted Keith.

45. By willfully failing to respond promptly to any of the client's reasonable status inquiries regarding a minor client's matter in which the Respondent had agreed to provide legal services, Respondent intentionally failed to respond to client inquiries, a violation of Section 6068(m).

CASE NO. 08-O-11833 (CARRASCO MATTER)

FACTS

46. On or about June 28, 2007, Michael Carrasco ("Carrasco"), Carol Bomhard ("Bomhard") and Terry Winters ("Winters") hired Respondent to represent them in claims arising out of a vehicular accident which occurred May 28, 2007.

47. At the time of hiring, Respondent failed to inform the three clients of the potential conflict of interest due to all three clients having claims arising from the same incident. Respondent

failed to obtain a written waiver regarding a potential conflict of interest from the three clients.

48. Respondent continued to represent the three clients to the conclusion of the matter which resulted in settlement to the three clients.

CONCLUSION OF LAW

49. By accepting representation of more than one client in a matter in which the interests of the clients potentially conflicted and without the informed written consent of each client, Respondent willfully violated Rule 3-310(C)(1).

AUTHORITIES SUPPORTING DISCIPLINE.

STANDARD 1.3:

The purposes of sanctions for professional misconduct is to acknowledge a member's professional misconduct and protect the public, the courts and the legal profession; and, to maintain high professional standards by attorneys and the preservation of public confidence in the legal profession.

STANDARD 2.4 (B):

Culpability of a member of wilfully failing to perform services in an individual matter or matters not demonstrating a pattern of misconduct or culpability of a member of wilfully failing to communicate with a client shall result in reproof or suspension depending upon the extent of the misconduct and the degree of harm to the client.

STANDARD 2.6:

Culpability of a member of a violation of any provision of the Business and Professions Code not specified in these standards or of a wilful violation of any Rule of Professional Conduct not specified in these standards shall result in suspension or disbarment according to 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 State Bar respectfully submits that this stipulation meets the purposes of attorney discipline set forth in Standard 1.3 and will serve to adequately protect the public, the courts and the legal profession.

ATTACHMENT TO "C"

Due to problems Respondent discovered in the management of cases, Respondent has taken the following remedial action:

He has installed a computer system to establish review checkpoints from the beginning, when a client retains the firm, all the way through until completion of the case. Mr. Mattingly now has a full time IT programmer who properly audits and regulates the firm's CMS (Case Management System). The system even allows Mr. Mattingly to review optically all of the cases accepted and rejected.

Once Mr. Mattingly reviews all of the cases accepted, He supervises their progression by his own or by one of his attorneys utilizing the above-described CMS. He can track each case from its inception through disposition using this advanced system. Respondent has also a ShoreTel Phone system, a state of the art phone system which allows him to track every call and every voice mail left relative to each client.

All checks, whether they be for requests for medical records or police reports, must go through what is called a check request approval module in the CMS system. A request is made through this module which gives Mr. Mattingly an opportunity to review again the entire case. He can see current status concerning medicals, property damage, value placed, etc. Mr. Mattingly either approves or rejects the request based upon the information shown.

All trust check requests must also go through a check system module which again enables Mr. Mattingly to verify vendors and their bills, whether a vendor has a valid lien either by signature from the firm or by operation of law, such as with Medicare. Once Mr. Mattingly verifies settlement and vendor bills, he sends a required letter to the client memorializing his or her agreement to reductions, net money in his or her pocket and any and all other matters concerning the client's cases. Once Mr. Mattingly verifies these things, his office requests the proper release and distribution is made accordingly after he as authorized all of the above. Essentially, the firm's accountant cuts checks once he sees Mr. Mattingly's approval by way of the system and interoffice e-mail. Additionally, all aspects of the file are optically scanned for future use if necessary.

The two staff people who were creating problems during the periods in question, including Renovales, have been fired. As Mr. Mattingly has improved his office system, he has also greatly improved his staff.

Respondent has an extensive record of public service:

1. Former Los Angeles County Deputy District Attorney – 1994-2000
 - A. Trial Attorney in Compton California working on felony and misdemeanor cases. He tried approximately 30 trials.
 - B. One Year working in the Juvenile Justice Division – worked on over 100 juvenile adjudications
2. Current Advisory Board member to Rick Auerbach, County Assessor, 2004 to Present – As a community leader, Respondent was appointed by the Assessor to advise him on State and County tax issues.
3. WorkForce Investment Board Member Appointed By Los Angeles County Supervisor Don Knabe. 2002-2007. Respondent was reappointed for three 2-year terms. Used federal, state, county money to help market employment centers in Los Angeles County. He also helped create the first Mature Workers Council in Los Angeles County and one of the first in the Nation.
4. Los Angeles County Task Force Looking into Prison Violence – Appointed by Los Angeles County Deputy District Attorney Steve Cooley 2003-2004. Respondent made recommendations to ensure the protection of the Los Angeles County juvenile justice system's witnesses, whether in or out of custody. We reviewed policies, procedures and programs regarding the general subject matter of witness protection.
5. Former Advisory Board Member to the California State Board of Equalization Member Claude Parrish during 2000-2006. He was appointed by BOE member to advise on tax issues that are important to the State.
6. Former Member of the Juvenile Justice Task Force appointed by Assemblyman Jan Goldsmith who will be the new City Attorney of the City of San Diego. The Task Force reviewed current law and advised the committee of changes to the juvenile justice system
7. Inner City Educational Corporation – President. Respondent is pursuing the slogan "Building and Books" to help upgrade inner-city libraries with construction and additional reading books.

In the Matter of
SCOTT A. MATTINGLY
BAR #164479

Case number(s):
06-O-10033; 06-O-12946; 06-O-15183; 08-O-11833

A Member of the State Bar

Law Office Management Conditions

- a. Within **60** days/ months/ years of the effective date of the discipline herein, Respondent must develop a law office management/organization plan, which must be approved by the Office of Probation. This plan must include procedures to (1) send periodic reports to clients; (2) document telephone messages received and sent; (3) maintain files; (4) meet deadlines; (5) withdraw as attorney, whether of record or not, when clients cannot be contacted or located; (6) train and supervise support personnel; and (7) address any subject area or deficiency that caused or contributed to Respondent's misconduct in the current proceeding.
- b. Within days/ months/ years of the effective date of the discipline herein, Respondent must submit to the Office of Probation satisfactory evidence of completion of no less than h ours of Minimum Continuing Legal Education (MCLE) approved courses in law office management, attorney client relations and/or general legal ethics. This requirement is separate from any MCLE requirement, and Respondent will not receive MCLE credit for attending these courses (Rule 3201, Rules of Procedure of the State Bar.)
- c. Within 30 days of the effective date of the discipline, Respondent must join the Law Practice Management and Technology Section of the State Bar of California and pay the dues and costs of enrollment for year(s). Respondent must furnish satisfactory evidence of membership in the section to the Office of Probation of the State Bar of California in the first report required.

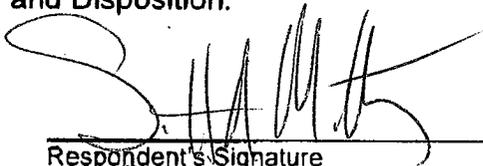
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In the Matter of SCOTT A. MATTINGLY, BAR #164479	Case number(s): 06-O-10033; 06-O-12946; 06-O-15183; 08-O-11833
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SIGNATURE OF THE PARTIES

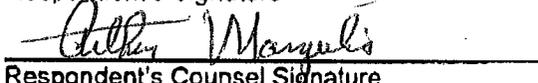
By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Fact, Conclusions of Law and Disposition.

10/22/08
Date



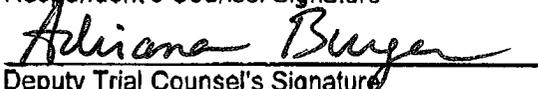
SCOTT A. MATTINGLY
Print Name

10/27/08
Date



ARTHUR L. MARGOLIS
Print Name

10/29/08
Date



ADRIANA BURGER
Print Name

(Do not write above this line.)

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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 9.18(a), California Rules of Court.)**

11-5-08
Date


Judge of the State Bar Court

RICHARD A. HONN

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 November 5, 2008, 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 Los Angeles, California, addressed as follows:

ARTHUR LEWIS MARGOLIS
MARGOLIS & MARGOLIS LLP
2000 RIVERSIDE DR
LOS ANGELES, CA 90039

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 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:

Adriana Margaret Burger, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on November 5, 2008.



Cristina Potter
Case Administrator
State Bar Court