

(Do not write above this line.)

State Bar Court of California Hearing Department Los Angeles		
Counsel For The State Bar BRANDON K. TADY Deputy Trial Counsel State Bar of California 1149 South Hill Street Los Angeles, California 90015-2299 Bar # 83045	Case Number (s) 06-O-13792-DFM, 06-O-13797-DFM, and 06-O-14825-DFM	(for Court's use) <div style="text-align: center;"> FILED DEC 21 2009 STATE BAR COURT CLERK'S OFFICE LOS ANGELES </div> <div style="text-align: center; margin-top: 20px;"> PUBLIC MATTER </div>
In Pro Per Respondent LAWRENCE VICTOR HARRISON 1272 Bee Balm Road Hemet, California 92545 Bar # 202689 In the Matter Of: LAWRENCE VICTOR HARRISON Bar # 202689 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 November 9, 1999.
- (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 16 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: three (3) billing cycles following the effective date of the Supreme Court order on this matter. (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 02-O-12062
 - (b) ☒ Date prior discipline effective August 1, 2003
 - (c) ☒ Rules of Professional Conduct/ State Bar Act violations: Business and Professions Code, section 6068 (d).
 - (d) ☒ Degree of prior discipline 30 days actual suspension, two years stayed suspension, three years probation
 - (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. As a result of Respondent's misconduct in the Peter Cimino matter, the Court of Appeal dismissed Peter Cimino's appeal.
- (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

D. Discipline:

- (1) ☒ **Stayed Suspension:**

- (a) ☒ Respondent must be suspended from the practice of law for a period of two (2) years.
- 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 two 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 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):

ATTACHMENT TO
STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF: LAWRENCE VICTOR HARRISON

CASE NUMBER(S): ET AL. 06-O-13792-DFM, 06-O-13797-DFM, and 06-O-14825-DFM

STATEMENT OF STIPULATED FACTS.

A. *The Fabian vs. Cimino Matter, case number: 06-O-13792-DFM* (Counts Three and Four of the NDC).

1. Respondent represented Peter Cimino in *Brett Fabian vs. Peter Cimino*, case no. CV148705 (*"Fabian vs. Cimino"*).

2. The parties in *Fabian vs. Cimino* participated in a Court Trial. On or about September 30, 2005, the Court entered judgment in *Fabian v. Cimino* in favor of Plaintiff Fabian and against defendant Cimino. Thereafter, Cimino asked Respondent to pursue an Appeal of the judgment in favor of Plaintiff Fabian. According to Respondent, he told Cimino he needed to retain local counsel to pursue the appeal.

3. On March 28, 2006, a Notice of Appeal in *Fabian v. Cimino* was filed with the Sixth District Court of Appeal. Respondent believes he filed the Notice of Appeal. The Notice of Appeal listed Respondent as counsel of record for Cimino and it included Respondent's law office address and telephone number for service of notices from the Court of Appeal and the Superior Court. According to Respondent, he told Cimino that, although he filed the Notice of Appeal, he would need to retain local counsel to further work on the appeal.

4. After the Notice of Appeal was filed, Cimino spoke with Respondent and told him he would file a substitution of attorney substituting other counsel for Respondent.

5. Respondent did not prepare or sign a substitution of attorney and he remained the attorney of record for Cimino's Appeal. Respondent did not file a motion to withdraw or seek leave of Court to be relieved as Cimino's attorney of record for the Appeal.

6. On April 3, 2006, the Office of the Clerk of the Court of Appeal (the "Office of the Clerk") mailed a letter to Respondent at his office address. The letter stated that Respondent failed to tender the filing fee of \$655 regarding *Fabian v. Cimino*, and must deposit that sum within 15 days or the appeal would be dismissed. Respondent received the letter. Respondent did not pay the filing fee because he believed Cimino would pay it. Respondent did not respond to the letter from the Court of Appeal. He did not tell Cimino about the letter or send him a copy of the letter.

7. On April 13, 2006, the Superior Court mailed a letter to Respondent at his office address. The letter stated that Respondent failed to file the required notice designating the reporter's transcript regarding *Fabian v. Cimino*, and the court would dismiss the appeal if the notice was not received within 15 days. Respondent received the letter. Although Respondent was the attorney of record for Cimino, Respondent did not respond to the letter because he thought Cimino would respond to it. Respondent did not tell Cimino about the letter or send him a copy.

8. On April 14, 2006, the Office of the Clerk mailed a letter to Respondent at his office address. The letter stated that Respondent failed to file the required Civil Case Information Statement regarding *Fabian v. Cimino*, and the court would impose sanctions if it were not received within 15 days. Respondent received the letter. Although Respondent was the attorney of record for Cimino, Respondent did not respond to the letter because he thought Cimino would respond to it. Respondent did not tell Cimino about the letter or send him a copy.

9. On April 20, 2006, the Court of Appeal dismissed *Fabian v. Cimino* for failure to tender the filing fee. The Order dismissing the Appeal was served on Respondent by mail to his office address. Respondent received the Order. Respondent did not tell Cimino the Appeal was dismissed or send him a copy of the Order.

10. On June 20, 2006, the Court of Appeal's Order dismissing the Appeal in *Fabian v. Cimino* became final. Thereafter, the Office of the Clerk issued a remittitur that Fabian was to recover his costs on appeal in *Fabian v. Cimino*. Respondent did not tell Cimino about the remittitur or send him a copy of it.

11. On August 4, 2006, the State Bar opened an investigation, Case No. 06-O-13792, pursuant to a complaint filed by Cimino (the "Cimino matter").

12. On September 28, 2006 and October 30, 2006, a State Bar Investigator prepared letters to Respondent that requested that Respondent provide a written response to allegations in the Cimino matter on or before October 12, 2006, and November 13, 2006, respectively. The letters were placed in sealed envelopes correctly addressed to the Respondent at his then current State Bar membership records address. The letters were properly mailed by first class mail, postage prepaid, by depositing for collection by the U.S. Postal Service in the ordinary course of business. The letters were not returned by the United States Postal Service. Respondent received the letters.

13. Respondent did not provide a complete written or oral response to the State Bar Investigator's letters.

B. *The William Windham Matter, case number 06-O-13797-DFM* (Counts Five, Six, and Seven of the NDC).

14. Between March 22, 2005 and June 11, 2007, Respondent's official membership address was 4121 Mission Inn Avenue, Riverside, California 92501 (the "Mission address").

15. On October 7, 2004, a petition for dissolution was filed *in pro per* by Salvador Cortez ("Salvador") in the Superior Court of California, County of San Bernardino ("Superior Court"), titled *Salvador Cortez v. Maria Luisa Cortez*, Case No. RFLRS043415 ("*Cortez v. Cortez*").

16. On July 13, 2005, Maria Luisa Cortez ("Maria") employed attorney William Windham ("Windham") to substitute into *Cortez v. Cortez* as her attorney of record in place of herself.

17. On November 1, 2005, Respondent appeared by telephone as counsel for Salvador for a Mandatory Settlement Conference ("MSC") set for *Cortez v. Cortez*. Salvador, Maria, and Windham did not appear. The Superior Court continued the MSC to March 7, 2006. Respondent received notice of the MSC on March 7, 2006.

18. On March 7, 2006, Salvador, Maria, and Windham appeared for the MSC in *Cortez v. Cortez*. Respondent appeared by telephone via his secretary and informed the court that he was ill. The Superior Court continued the MSC to April 11, 2006 at 8:30 a.m. Respondent received notice of the MSC on April 11, 2006.

19. On March 8, 2006, Respondent filed a substitution of attorney listing himself as the attorney of record in place of *In pro per* Salvador in *Cortez v. Cortez*.

20. On April 11, 2006, Salvador, Maria, and Windham appeared at 8:30 a.m. for the MSC in *Cortez v. Cortez*. Respondent did not appear. The Court called Respondent's law office and Respondent's secretary told the Court that Respondent had an appearance in a court in Riverside. The Superior Court continued the MSC to June 20, 2006, and reserved the imposition of sanctions of \$1,500 against Respondent for failure to appear on April 11, 2009.

21. On April 11, 2006, Windham mailed a letter to Respondent at the Mission address that stated that the Superior Court had set an OSC re the imposition of sanctions of \$1,500 for failure to appear on April 11, 2006. Respondent received the letter.

22. On April 11, 2006, Windham filed and served on Respondent at the Mission address a notice that the hearing had been continued to June 20, 2006, and that the Superior Court had reserved the imposition of sanctions of \$1,500 against Respondent for failure to appear. Respondent received the notice.

23. On June 20, 2006, Windham appeared for the MSC in *Cortez v. Cortez*. Respondent did not appear. The Superior Court continued the hearing to September 5, 2006, imposed sanctions of \$1,500 to be paid forthwith by Respondent to Windham for failure to appear on April 11, 2006, and issued an OSC re the imposition of sanctions of \$750 against Respondent for failure to appear on June 20, 2006. Respondent received notice of the MSC, the imposition of sanctions, and the OSC.

24. On June 23, 2006, Windham mailed a letter to Respondent at the Mission address that stated that the Superior Court had imposed sanctions of \$1,500 upon Respondent for failure to appear on April 11, 2006, and enclosed a copy of the minute order. Respondent received the letter.

25. On June 23, 2006, Windham filed and served on Respondent at the Mission address a notice that the hearing had been continued to September 20, 2006, and that the Superior Court had reserved the imposition of sanctions of \$750.00 against Respondent for failure to appear. Respondent received the notice.

26. In mid-July of 2006, Windham spoke with Respondent about payment of the \$1,500 in sanctions. Respondent told Windham that he would be filing a motion to reconsider the sanctions.

27. On March 28, 2007, Respondent filed a Motion to Reconsider ("Motion") the sanctions of \$1,500. The Court granted the Motion, in part, and ordered Respondent to pay sanctions of \$999.00. The Court also ordered Respondent to pay attorney's fees to Windham of \$750.00.

28. Respondent did not pay the sanctions or the attorney's fees to Windham.

29. Respondent did not report the sanctions of \$1,500.00 to the State Bar within 30 days of the date Respondent had knowledge of the sanctions.

30. On August 15, 2006, the State Bar opened an investigation, Case No. 06-O-13797, pursuant to a complaint filed by Windham (the "Windham Matter").

31. On or about September 25, 2006 and November 1, 2006, a State Bar Investigator prepared letters to Respondent that requested that Respondent provide a written response to allegations in the Windham Matter on or before October 10, 2006, and November 15, 2006, respectively. The letters were placed in sealed envelopes correctly addressed to the Respondent at his then State Bar membership records address, *i.e.*, the Mission address. The letters were properly mailed by first class mail, postage prepaid, by depositing for collection by the U.S. Postal Service in the ordinary course of business. The letters were not returned by the United States Postal Service. Respondent received the letters.

32. On or about December 12, 2006, Respondent called the State Bar investigator and told her, in part, that he was in the process of obtaining documents for his response.

33. Respondent did not provide a written or oral response to the State Bar investigator's letters dated October 10, 2006 and November 15, 2006.

C. *The Vincent Audelo Matter* (Count Nine of the NDC).

34. On or about August 15, 2006, the State Bar opened an investigation, Case No. 06-O-14725, pursuant to a complaint filed by Vincent Audelo (the "Audelo matter").

35. On or about October 29, 2006 and January 29, 2007, a State Bar Investigator prepared letters to Respondent that requested that Respondent provide a written response to allegations in the Audelo matter on or before November 13, 2006, and February 12, 2007, respectively. The letters were placed in sealed envelopes correctly addressed to the Respondent at his then State Bar membership records address, *i.e.*, the Mission address. The letters were properly mailed by first class mail, postage

prepaid, by depositing for collection by the U.S. Postal Service in the ordinary course of business. The letters were not returned by the United States Postal Service. Respondent received the letters.

36. Respondent did not provide a written or oral response to the Investigator's letters.

STATEMENT OF STIPULATED CONCLUSIONS OF LAW.

A. *The Fabian vs. Cimino matter, case number 06-O-13792-DFM.*

37. By failing to tell Cimino about the letters from the Court of Appeal and the letter from the Superior Court, by failing to send Cimino copies of these letters, by failing to file a properly signed substitution of attorney or a notice to withdraw as Cimino's counsel when he knew he was still the attorney of record for the Appeal, and by permitting the appeal of *Fabian v. Cimino* to be dismissed, Respondent intentionally, recklessly, or repeatedly failing to perform legal services with competence in wilful violation of California Rules of Professional Conduct, rule 3-110 (A) (Count Three).

37. By failing to provide a complete response to the State Bar investigator's letters requesting information and documents concerning the allegations in the Cimino matter or otherwise cooperate in the investigation of the Cimino matter, Respondent willfully failed to cooperate and participate in a disciplinary investigation in violation of B&P Code, section 6068(i) (Count Four).

B. *The William Windham matter, case number 06-O-13797.*

38. By failing to appear for the OSC on June 20, 2006 and to pay the reduced sanctions of \$999.00 and attorney's fees of \$750.00 to Windham, Respondent willfully disobeyed or violated orders of the court requiring him to do or forbear an act connected with or in the course of Respondent's profession which he ought in good faith to do or forbear in violation of California Business and Professions Code, section 6103 (Count Five).

39. By failing to report to the State Bar the imposition of sanctions of \$1,500 within 30 days of June 20, 2006, Respondent willfully failed to report to the agency charged with attorney discipline, in writing, within 30 days of the time Respondent had knowledge of the imposition of any judicial sanctions against Respondent in violation of B&P Code, section 6068 (o) (Count Six).

40. By failing to provide a response to the State Bar investigator's two letters requesting information and documents about the allegations in the Windham matter or otherwise cooperating in the

investigation of the Windham matter, Respondent willfully failed to cooperate and participate in a disciplinary investigation in violation of B&P Code, section 6068(i) (Count Seven).

C. *The Vincent Audelo Matter, case number 06-O-14725.*

41. By failing to provide a response to the State Bar investigator's letters requesting information and documents concerning the allegations in the Audelo matter or otherwise cooperating in the investigation of the Audelo matter, Respondent willfully failed to cooperate and participate in a disciplinary investigation in violation of B&P Code, section 6068 (i) (Count Nine).

WAIVER OF VARIANCE BETWEEN NOTICE OF DISCIPLINARY CHARGES AND STIPULATED FACTS AND CULPABILITY

The parties waive any variance in the Notice of Disciplinary Charges filed on June 26, 2008 and the facts contained in the Stipulation. Additionally, the parties waive the issuance of an amended Notice of Disciplinary Charges. The parties further waive the right to a formal hearing on any charge not included in the Notice of Disciplinary Charges. The parties also acknowledge the Court granted the State Bar's Motion to Amend the Notice of Disciplinary Charges; but, this matter was resolved before the Amended Notice of Disciplinary Charges was filed.

PENDING PROCEEDINGS.

The disclosure date referred to, on page 2, paragraph A(6), was December 4, 2009.

DISMISSALS.

The parties respectfully request the Court to dismiss the following alleged violations in the interest of justice:

<u>Case No.</u>	<u>Count</u>	<u>Alleged Violation</u>
06-O-13792-DFM	One	Business and Professions Code, section 6106.
06-O-13792-DFM	Two	Business and Professions Code, section 6106.
06-O-14825-DFM	Eight	Business and Professions Code, section 6068 (m).

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of

December 3, 2009, the prosecution costs in this matter are \$ 9655.71. Respondent further acknowledges that should this stipulation be rejected or should relief from the stipulation be granted, the costs in this matter may increase due to the cost of further proceedings.

AUTHORITIES SUPPORTING DISCIPLINE.

Standard 1.3 provides that the purposes of the 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.

Standard 1.7 (a) provides that where a member has one prior imposition of State Bar discipline, the degree of discipline imposed in the current proceeding shall be greater than that imposed in the prior proceeding.

Standard 2.4 provides that culpability of a member for failing to perform services in an individual matter shall result in reproof or suspension depending upon the extent of the misconduct and the degree of harm to the client.

Standard 2.6 provides that culpability of a member for violating Business and Professions Code, section 6068 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 stipulated discipline of 60 days actual suspension, two years stayed suspension, and two years probation is consistent with these Standards.

STATE BAR ETHICS SCHOOL.

Because respondent has agreed to attend State Bar Ethics School as part of this stipulation, respondent may receive Minimum Continuing Legal Education credit upon the satisfactory completion of State Bar Ethics School.

(Do not write above this line.)

In the Matter of
Lawrence Victor Harrison

Case number(s):
06-O-13792-DFM, 06-O-13797-DFM, and 06-O-14825-DFM

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.

12/04/2009
Date


Respondent's Signature

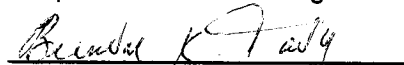
Lawrence Victor Harrison
Print Name

12/04/2009
Date

Respondent's Counsel Signature

Print Name

12/04/09
Date


Deputy Trial Counsel's Signature

Brandon K. Tady
Print Name

(Do not write above this line.)

In the Matter Of
Lawrence Victor Harrison

Case Number(s):
06-O-13792-DFM, 06-O-13797-DFM, and 06-O-14825-DFM

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.)**

Date

12/17/09


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 December 21, 2009, I deposited a true copy of the following document(s):

STIPULATION RE FACTS AND CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING ACTUAL SUSPENSION

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:

**LAWRENCE V. HARRISON
1272 BEE BALM RD
HEMET, CA 92545**

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

BRANDON TADY, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on December 21, 2009.



Tammy Cleaver
Case Administrator
State Bar Court