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State Bar Court of California
Hearing Department
San Francisco

Counsel For The State Bar	Case Number (s)	(for Court's use)
Lawrence J. Dal Cerro **Assistant Chief Trial Counsel** **180 Howard Street** **San Francisco, CA 94105** **(415) 538-2281** Bar # **104342**	**07-O-12379 [07-O-12620, 07-O-13664]**	**PUBLIC MATTER** **FILED** JUL 0 2 2008 STATE BAR COURT CLERK'S OFFICE SAN FRANCISCO
In Pro Per Respondent **Christina Marie McPherson** **1568 Vista Club Circle, #108** **Santa Clara, CA 95054** **(707) 208-3409** Bar # **209120**	Submitted to: **Assigned Judge** STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING **ACTUAL SUSPENSION** ☐ PREVIOUS STIPULATION REJECTED	
In the Matter Of: **CHRISTINA MARIE McPHERSON** Bar # **209120** 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 **December 4, 2000**.

(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 **14** 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):

☐ 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: **Costs to be paid in equal amounts prior to February 1 for the following three (3) billing cycles following the effective date of Supreme Court order.**
(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 **07-O-10047**

(b) ☒ Date prior discipline effective **9/21/07**

(c) ☒ Rules of Professional Conduct/ State Bar Act violations: **Business and Professions Code section 6068(m); rule 3-100(A), Rules of Professional Conduct**

(d) ☒ Degree of prior discipline **Private reproval**

(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. **See attachment.**

(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. **See attachment.**

(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 (2) 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 **sixty (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: **Pursuant to the disciplnary order in case no. 07-O-10047, respondent is required to attend Ethics School and pass the test given at the end of that session on or before September 21, 2008.**

(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:

☐ Substance Abuse Conditions ☒ Law Office Management Conditions

☐ Medical Conditions ☐ 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: **Respondent took the MPRE, and received notification of passage on August 10, 2007, in satisfaction of the disciplinary order in case no. 07-O-10047.**

(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:**

In the Matter of **Christina Marie McPherson** A Member of the State Bar	Case number(s): **07-O-12379 [07-O-12620, 07-O-13664]**

Law Office Management Conditions

a. ☒ Within **sixty (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 hours 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.

ATTACHMENT TO

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF: Christina Marie McPherson

CASE NUMBER(S): 07-O-12379 [07-O-12620, 07-O-13664]

FACTS AND CONCLUSIONS OF LAW.

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

A. Case no. 07-O-12379 (The Brock Matter) – Stipulated Facts:

1. On January 23, 2006, Trudi M. Brock ("Brock") hired respondent to represent her in a marriage dissolution matter.

2. As of April 2007, respondent remained Brock's lawyer in relation to the marriage dissolution, which remained unresolved. In April 2007, respondent ceased the active practice of law in California and relocated to Michigan, thereby effectively terminating her professional relationship with Brock.

3. Prior to her departure from California, respondent did not do any of the following:

- Notify Brock that she (respondent) had stopped practicing law and was moving to Michigan;
- Provide Brock with contact information for her (respondent) in Michigan;
- Return Brock's client file;
- Inform Brock that she (Brock) should employ another lawyer of her choice to complete the dissolution.

4. Respondent's failure to notify Brock that she had stopped practicing law and was moving to Michigan prejudiced Brock in a foreseeable fashion, including as follows:

- Because Brock did not know where respondent was, she was frustrated in her attempts to learn the status of her matter, and to demand and obtain her client file;

- Because Brock's dissolution was not completed before respondent departed California, Brock remained married against her wishes and longer than necessary;

- Because Brock's client file was not returned to her, she did not have access to information provided to respondent, or to copies of work performed on her behalf by respondent.

B. Case no. 07-O-12379 (The Brock Matter) – Conclusions of Law:

1. By failing to: (1) provide Brock with notice that she had ceased practicing law and relocated to Michigan; (2) provide Brock with contact information for her in Michigan; (3) return Brock's client file; and (3) inform Brock that she should employ another lawyer of her choice to complete the dissolution, respondent failed, upon termination of employment, to take reasonable steps to avoid foreseeable prejudice to her client in wilful violation of rule 3-700(A)(2), Rules of Professional Conduct.

C. Case no. 07-O-12620 (The Shepherd Matter) – Stipulated Facts:

1. On November 16, 2005, Ray Shepherd ("Shepherd") hired respondent to represent him in a marriage dissolution matter.

2. As of April 2007, respondent remained Shepherd's lawyer in relation to the marriage dissolution, which remained unresolved. In April 2007, respondent ceased the active practice of law in California and relocated to Michigan, thereby effectively terminating her professional relationship with Shepherd.

3. Prior to her departure from California, respondent did not do any of the following:

- Notify Shepherd that she had stopped practicing law and was moving to Michigan;

- Provide Shepherd with contact information for her in Michigan;

- Return Shepherd's client file;

- Inform Shepherd that she should employ another lawyer of his choice to complete the dissolution.

4. Respondent's failure to notify Shepherd that she had stopped practicing law and was moving to Michigan prejudiced Shepherd in a foreseeable fashion, including as follows:

- Because Shepherd did not know where respondent was, he was frustrated in his attempts to learn the status of his matter, and to demand and obtain his client file;

- Because all issues related to Shepherd's dissolution were not completed before respondent departed California, they remained unresolved longer than necessary;

- Because Shepherd's client file was not returned to him, he did not have access to information provided to respondent, or to copies of work performed on his behalf by respondent.

D. Case no. 07-O-12379 (The Shepherd Matter) – Conclusions of Law:

1. By failing to: (1) provide Shepherd with notice that she had ceased practicing law and relocated to Michigan; (2) provide Shepherd with contact information for her in Michigan; (3) return Shepherd's client file; and (3) inform Shepherd that he should employ another lawyer of his choice to complete the dissolution, respondent failed, upon termination of employment, to take reasonable steps to avoid foreseeable prejudice to her client in wilful violation of rule 3-700(A)(2), Rules of Professional Conduct.

E. Case no. 07-O-13664 (The Carroll Matter) – Stipulated Facts:

1. On October 22, 2004, Annelisa Carroll ("Carroll") hired respondent to represent her in a marriage dissolution matter. Carroll paid respondent $2,500 in advanced attorney's fees.

2. As of April 2007, respondent remained Carroll's lawyer in relation to the marriage dissolution, which remained unresolved. In April 2007, respondent ceased the active practice of law in California and relocated to Michigan, thereby effectively terminating her professional relationship with Carroll.

3. Prior to her departure from California, respondent did not do any of the following:

- Notify Carroll that she (respondent) had stopped practicing law and was moving to Michigan;

- Provide Carroll with contact information for her (respondent) in Michigan;

- Return Carroll's client file;

- Inform Carroll that she (Carroll) should employ another lawyer of her choice to complete the dissolution.

4. Respondent's failure to notify Carroll that she had stopped practicing law and was moving to Michigan prejudiced Carroll in a foreseeable fashion, including as follows:

- Because Carroll did not know where respondent was, she was frustrated in her attempts to learn the status of her matter, and to demand and obtain her client file;
- Because all issues related to Carroll's dissolution were not resolved before respondent departed California, they remained unresolved longer than necessary;
- Because Carroll's client file was not returned to her, she did not have access to information provided to respondent, or to copies of work performed on her behalf by respondent.

5. Respondent did not earn $2,400 of the $2,500 in advanced attorney's fees paid to her by Carroll. Respondent refunded the unearned fees to Carroll on January 5, 2008.

F. Case no. 07-O-12379 (The Carroll Matter) – Conclusions of Law:

1. By failing to: (1) provide Carroll with notice that she had ceased practicing law and relocated to Michigan; (2) provide Carroll with contact information for her in Michigan; (3) return Carroll's client file; and (3) inform Carroll that she should employ another lawyer of her choice to complete the dissolution, respondent failed, upon termination of employment, to take reasonable steps to avoid foreseeable prejudice to her client in wilful violation of rule 3-700(A)(2), Rules of Professional Conduct.

2. By delaying from her withdrawal from employment in April 2007 until January 5, 2008, to refund Carroll the $2,400 in unearned, advanced fees, respondent failed to promptly refund any part of a fee paid in advance that was not earned in wilful violation of rule 3-700(D)(2), Rules of Professional Conduct.

PENDING PROCEEDINGS.

The disclosure date referred to, on page one, paragraph A.(7), was June 11, 2008.

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of June 10, 2008, the costs in this matter are $2,073.00. 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.

Respondent is culpable of three violations of rule 3-700(A)(2), Rules of Professional Conduct and one violation of rule 3-700(D)(2), Rules of Professional Conduct; thus, the directly controlling standard applicable to assessing discipline in this matter is standard 2.10. Standard 2.10 provides for discipline of reproval or suspension, depending on the gravity of the misconduct.

However, given the nature of the misconduct involved here, standard 2.4 (which governs failure to perform and failure to communicate offenses) is illustrative. While respondent's misconduct demonstrates multiple acts of misconduct, the parties have stipulated that it does not constitute a pattern of misconduct. Accordingly, standard 2.4 also suggests discipline of reproval or suspension is appropriate.

Respondent has a prior record of discipline. However, because the misconduct underlying the prior record of discipline occurred during the same time period as the misconduct covered by this stipulation, the aggravating force of the prior discipline is diminished. (See, *In the Matter of Sklar* (Review Dept. 1993) 2 Cal. State Bar Ct. Rptr. 602, 619.) In any event, the discipline imposed here is greater than that imposed in the prior, so this disposition is consistent with Standard 1.7(a), which generally requires escalating discipline.

This proposed disposition is also consistent with comparable cases. For example, *Matthew* v. *State Bar* (1989) 49 Cal.3d 784, involved findings in three separate client matters that the respondent failed to refund unearned fees in two matters, failed to perform legal services competently in one matter, and continued representation in one matter in which he did not have sufficient time to perform competently. Although the respondent in *Matthew* had no prior record of discipline, his absence of prior discipline was afforded little weight in mitigation because he was recently admitted. Additionally, *Matthew* involved aggravation based on the respondent's refusal to refund unearned fees to two clients (at p. 791), a serious aggravating factor lacking here which balances our respondent's "diminished" prior. The respondent in *Matthew* received 60 days actual suspension, the level of discipline recommended here.

AGGRAVATING CIRCUMSTANCES.

FACTS SUPPORTING AGGRAVATING CIRCUMSTANCES.

Multiple acts of misconduct (standard 1.2(b)(ii)): Respondent's misconduct involves similar acts in three different client matters. The parties stipulate that this constitutes multiple acts of misconduct but does *not* constitute a pattern of misconduct. (See, *In the Matter of Peterson* (Review Dept. 1990) 1 Cal. State Bar Ct. Rptr. 73, 79.)

MITIGATING CIRCUMSTANCES.

FACTS SUPPORTING MITIGATING CIRCUMSTANCES.

Candor/cooperation (standard 1.2(e)(v)): Respondent responded promptly to the State Bar's offer to meet prior to the filing of disciplinary charges, provided all requested additional information necessary for reaching a resolution of this matter, and agreed to a stipulated disposition of this matter at the earliest possible time, thereby saving Court and State Bar resources.

(Do not write above this line.)

In the Matter of **Christina Marie McPherson**	Case number(s): **07-O-12379 [07-O-12620, 07-O-13664]**

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.

6/11/08 Date	Respondent's Signature	Christina Marie McPherson Print Name
Date	Respondent's Counsel Signature	Print Name
6/11/08 Date	Lawrence J. Dal Cerro Deputy Trial Counsel's Signature	Lawrence J. Dal Cerro Print Name

(Do not write above this line.)

In the Matter Of **Christina Marie McPherson**	Case Number(s): **07-O-12379 [07-O-12620, 07-O-13664]**

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:

- [x] 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.)**

June 23, 2008
Date

Judge of the State Bar Court
Lucy Armendariz

(Stipulation form approved by SBC Executive Committee 10/16/00. Revised 12/16/2004; 12/13/2006.)

Actual Suspension Order

CERTIFICATE OF SERVICE
[Rule 62(b), Rules Proc.; Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of San Francisco, on July 2, 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:

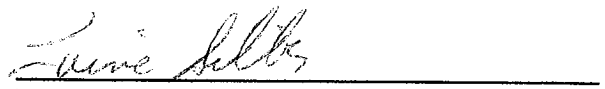
[X] by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at San Francisco, California, addressed as follows:

CHRISTINA M. MCPHERSON
1568 VISTA CLUB CIR #108
SANTA CLARA, CA 95054

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

LAWRENCE J. DAL CERRO, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on **July 2, 2008**.



Laine Silber
Case Administrator
State Bar Court