

(Do not write above this line.)

State Bar Court of California Hearing Department Los Angeles ACTUAL SUSPENSION		
Counsel For The State Bar Charles A. Murray, DTC Office of the Chief Trial Counsel 1149 South Hill Street Los Angeles, CA 90015-2299 (213) 765-1236 Bar # 146069	Case Number(s): 08-O-14885 09-O-10188 10-O-05514	For Court use only <div style="text-align: center;"> FILED JUL 08 2011 <i>HC</i> STATE BAR COURT CLERK'S OFFICE LOS ANGELES </div>
In Pro Per Respondent John Andrew Morrison Law Offices of J. Andrew Morrison 3020 Old Ranch Pkwy Ste 300 Seal Beach, CA 90740 (714) 451-6321 Bar # 202706	PUBLIC MATTER	
In the Matter of: JOHN ANDREW MORRISON aka J. ANDREW MORRISON Bar # 202706 A Member of the State Bar of California (Respondent)	Submitted to: Settlement 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 19, 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 **13** pages, not including the order.



(Do not write above this line.)

- (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 5.130, Rules of Procedure.
 - Costs are to be paid in equal amounts prior to February 1 for the following membership years: 2012 & 2013. (Hardship, special circumstances or other good cause per rule 5.132, Rules of Procedure.) If Respondent fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.
 - Costs are waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs".
 - Costs are 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. Respondent's failure to promptly return the unearned portion of the advanced fee to client Julio Compean occurred at a time when Compean was experiencing financial hardship and distress.

(Do not write above this line.)

- (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. During the time of the misconduct, Respondent was going through marital difficulties which resulted in divorce and becoming a single parent.

(Do not write above this line.)

- (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:

The pressures of his practice, his divorce, and his home obligations resulted in an onset of a moderate depressive episode during this time, which Respondent has addressed and is in the process of recovery.

Respondent has no prior record of discipline in over eight years of practice.

D. Discipline:

- (1) **Stayed Suspension:**
 - (a) Respondent must be suspended from the practice of law for a period of one (1) year.
 - i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.4(c)(ii) Standards for Attorney Sanctions for Professional Misconduct.
 - ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.
 - iii. and until Respondent does the following:
 - (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 ninety (90) 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 the 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:
 - 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 5.162(A) & (E), 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:** RESTITUTION

CHAVEZ:

Within 30 days of the effective date of the disciplinary order of the Supreme Court, Respondent shall send Chavez a letter notifying him that Respondent is required by court order to initiate, pay for, and participate in State Bar Mandatory Fee Arbitration. The purpose of the arbitration is to determine whether Respondent earned all the fees and/or costs paid by the client to Respondent.

Abide by any final arbitration award.

Provide proof of full compliance with this condition to the Office of Probation within six months of the effective date of the disciplinary order of the Supreme Court.

(Do not write above this line.)

In the Matter of: JOHN ANDREW MORRISON	Case Number(s): 08-O-14885, et al.
-------------------------------------------	---------------------------------------

Medical Conditions

- a. Unless Respondent has been terminated from the Lawyer Assistance Program ("LAP") prior to respondent's successful completion of the LAP, respondent must comply with all provisions and conditions of respondent's Participation Agreement with the LAP and must provide an appropriate waiver authorizing the LAP to provide the Office of Probation and this court with information regarding the terms and conditions of respondent's participation in the LAP and respondent's compliance or non-compliance with LAP requirements. Revocation of the written waiver for release of LAP information is a violation of this condition. However, if respondent has successfully completed the LAP, respondent need not comply with this condition.

- b. Respondent must obtain psychiatric or psychological help/treatment from a duly licensed psychiatrist, psychologist, or clinical social worker at respondent's own expense a minimum of _____ times per month and must furnish evidence to the Office of Probation that respondent is so complying with each quarterly report. Help/treatment should commence immediately, and in any event, no later than thirty (30) days after the effective date of the discipline in this matter. Treatment must continue for _____ days or _____ months or _____ years or, the period of probation or until a motion to modify this condition is granted and that ruling becomes final.

If the treating psychiatrist, psychologist, or clinical social worker determines that there has been a substantial change in respondent's condition, respondent or Office of the Chief Trial Counsel may file a motion for modification of this condition with the Hearing Department of the State Bar Court, pursuant to rule 5.300 of the Rules of Procedure of the State Bar. The motion must be supported by a written statement from the psychiatrist, psychologist, or clinical social worker, by affidavit or under penalty of perjury, in support of the proposed modification.

- c. Upon the request of the Office of Probation, respondent must provide the Office of Probation with medical waivers and access to all of respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court, who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

Respondent shall comply with all provisions and conditions of a Participation Plan with the Lawyer Assistance Program ("LAP").

He must provide an appropriate waiver authorizing LAP to provide the Office of Probation and this Court with information regarding the terms and conditions of his participation with LAP and his compliance and non-compliance with his Participation Plan and any other LAP requirements or recommendations.

Revocation of the written waiver for release of LAP information is a violation of this condition.

Respondent must comply with his LAP recommendations and requirements as a condition of his probation until such time as he provides proof satisfactory to the Office of Probation that he has successfully completed LAP.

(Do Not Write Above This Line)

ATTACHMENT TO
STIPULATION RE FACTS AND CONCLUSIONS OF LAW

IN THE MATTER OF: **JOHN ANDREW MORRISON MEMBER # 202706**
 aka J. ANDREW MORRISON

CASE NUMBER(s): **08-O-14885; 09-O-10188 and 10-O-05514**

STIPULATION AS TO FACTS AND CONCLUSIONS OF LAW.

Respondent admits that the following facts are true and that he is culpable of violations of the specified statutes and/or Rules of Professional Conduct, or has otherwise committed acts of misconduct warranting discipline, as follows:

Facts for Case No. 08-O-14885

1. On September 27, 2007, Julio Compean ("Compean") employed Respondent for legal representation in his breach of contract and fraud claims against Rodrigo Garcia ("Garcia"), Garcia's employer, and Aura Escobar. Compean paid Respondent \$3,000 as an advance fee for the representation. The representation was to include Respondent's investigation of the claims and possibly, Respondent's negotiation of a settlement of the claims. The representation was not to include litigation (defined as representation through trial and post-trial motions or rendering of judgment by an arbitrator), mediation, or arbitration of the claims without payment of additional fees in an amount to be agreed upon between Respondent and Compean.

2. After June 6, 2008, Respondent ceased communicating with Compean regarding the status of his claims. Between June and September 2008, Compean left telephone messages for Respondent in which he requested the status of his claims. Respondent received but did not respond to Compean's messages and did not provide the status of the claims to Compean.

3. On September 28, 2008, Compean sent a fax to Respondent, complaining about Respondent's failure to respond to his status inquiries and requesting status of his claims. Respondent received but did not respond to Compean's fax and did not provide the status of the claims to Compean.

4. On October 27, 2008, the State Bar of California ("State Bar") opened an investigation identified as case number 08-O-14885 concerning a complaint submitted by Compean against Respondent.

5. On January 7, 2009, and again on January 26, 2009, a State Bar investigator sent a letter to Respondent regarding its investigation of Compean's complaint at his membership

(Do Not Write Above This Line)

records address. Each of the letters requested a written response in two weeks. Respondent received the letters but did not respond to either.

6. After Compean complained to the State Bar, Respondent re-established communications with Compean. In February 2009, Respondent provided Compean a draft of a breach of contract lawsuit that he prepared on behalf of Compean. Thereafter, Respondent failed to file the lawsuit with the court, serve the lawsuit, or perform any further legal services on behalf of Compean in this matter as they had agreed.

7. By not filing and serving the lawsuit on behalf of Compean, Respondent failed to perform legal services of value to Compean as they had agreed to in their representation agreement and did not earn the entire advanced fee.

8. On March 31, 2009, Compean mailed a letter to Respondent. In the letter, Compean terminated Respondent's employment and requested a full refund of the \$3,000 advance fee paid to Respondent, an accounting of the \$3,000 paid, and documents evidencing his work on Compean's claims. Respondent received the letter.

9. Respondent did not respond to Compean's March 31, 2009 letter. He did not provide Compean an accounting, any portion of the \$3,000 fee, or any documents evidencing his work.

10. Compean filed a small claims action against Respondent.

11. Respondent and Compean reached a settlement of Compean's claims by Respondent paying Compean \$1,500 to settle Compean's claim for return of the unearned fees.

Conclusions of Law for Case No. 08-O-14885

12. By not responding to Compean's messages and fax and by not providing the status of the claims to Compean, Respondent willfully failed to respond promptly to reasonable status inquiries of a client, in willful violation of Business and Professions Code, section 6068(m).

13. By not filing the lawsuit with the court, not serving the lawsuit on behalf of Compean, and by not perform any further legal services on behalf of Compean in this matter as they had agreed after February 2009, Respondent intentionally, repeatedly, or recklessly failed to perform legal services with competence, in willful violation of Rules of Professional Conduct, rule 3-110(A).

14. By not providing an accounting of the \$3,000 advance fee to Compean, Respondent willfully failed to render appropriate accounts to a client regarding all funds coming into Respondent's possession, in willful violation of Rules of Professional Conduct, rule 4-100(B)(3).

15. By not promptly returning the unearned portion of the \$3,000 advanced fee to Compean, Respondent willfully failed to refund promptly any part of a fee paid in advance that had not been earned, in willful violation of Rules of Professional Conduct, rule 3-700(D)(2).

16. By not providing the State Bar with a written response to the allegations raised by Compean's complaint, Respondent willfully failed to cooperate and participate in a disciplinary investigation pending against Respondent, in willful violation of Business and Professions Code, section 6068(i).

Facts for Case No. 09-O-10188

17. On March 3, 2008, Juan Chavez ("Chavez") employed Respondent to represent him in a marital dissolution. Chavez paid Respondent \$1,400 as an advance fee for the representation.

18. In April 2008, Respondent and Chavez entered into an agreement for legal services which included provisions that Respondent would represent Chavez in all legal matters concerning this dissolution of marriage action through trial and post trial motions and Chavez was to pay an initial deposit of \$2,200 with credit for \$1,400 received March 3, 2008.

19. On May 8, 2008, Respondent filed a petition for dissolution on behalf of Chavez in the Orange County Superior Court, case number 08D004178. After Respondent filed the petition, he ceased communicating with Chavez and provided no further documents to Chavez relating to the status of his case.

20. Between May and December 2008, Chavez left messages for Respondent in which he requested the status of his case. Respondent received but did not respond to Chavez's messages and did not provide the status of the case to Chavez.

21. Respondent performed no further legal services for Chavez.

22. On January 7, 2009, the State Bar of California ("State Bar") opened an investigation identified as case number 09-O-10188 concerning a complaint submitted by Chavez against Respondent.

23. On January 7, 2009, and again on January 26, 2009, a State Bar investigator sent a letter to Respondent regarding its investigation of Compean's complaint at his membership records address. Each of the letters requested a written response in two weeks. Respondent received the letters but did not respond to either.

Conclusions of Law for Case No. 09-O-10188

24. By not responding to Chavez's messages and by not providing the status of the case to Chavez, Respondent willfully failed to respond promptly to reasonable status inquiries of a client, in willful violation of Business and Professions Code, section 6068(m).

25. By not filing any other pleading and by not taking further action to advance or finalize the dissolution on behalf of Chavez, Respondent intentionally, repeatedly, or recklessly failed to perform legal services with competence, in willful violation of Rules of Professional Conduct, rule 3-110(A).

26. By not providing the State Bar with a written response to the allegations raised by Chavez's complaint, Respondent willfully failed to cooperate and participate in a disciplinary investigation pending against Respondent, in willful violation of Business and Professions Code, section 6068(i).

Facts for Case No. 10-O-05514

27. On June 4, 2010, the State Bar of California ("State Bar") opened an investigation identified as case number 10-O-05514 concerning an investigation initiated by the State Bar regarding the insufficient funds activity reported by Bank of America in the CTA.

28. On June 14, 2010, on July 7, 2010, and again on August 25, 2010, a State Bar investigator sent a letter to Respondent regarding the State Bar's investigation at his membership records address. Each of the letters requested a written response in two weeks. Respondent received the letters but did not respond to any of the three letters.

Conclusions of Law for Case No. 10-O-05514

29. By not providing the State Bar with a written response to the allegations raised by the State Bar's investigation, Respondent willfully failed to cooperate and participate in a disciplinary investigation pending against Respondent, in willful violation of Rules of Professional Conduct, rule 6068(i).

DISCIPLINE:

In *Silverton v. State Bar* (2005) 36 Cal.4th 81, the Supreme Court sets the starting point for analysis of the appropriate discipline to impose [quoting *In re Morse* (1995) 11 Cal.4th 184, 205, quoting standard 1.3]:

(Do Not Write Above This Line)

The primary purposes of disciplinary proceedings...and of the sanctions imposed ... are 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. (*Silverton, supra*, 36 Cal.4th at p. 91)

In *Silverton, supra*, 36 Cal.4th at 92, the Supreme Court directed that the standards should be followed and noted that "the State Bar Court should follow the guidance of the Standards for Attorney Sanctions whenever possible." (*In re Young* (1989) 49 Cal.3d 257, 267, fn. 11.)

In re Morse (1995) 11 Cal.4th 184, 206, the California Supreme Court stated:

To determine the appropriate level of discipline ... we... must first look to the standards for guidance. 'These guidelines are not binding on us, but they promote the consistent and uniform application of disciplinary measures. (Citation omitted.)'

The purpose of State Bar attorney discipline is not to punish the attorney. As described in Standard 1.3 the State Bar is concerned with "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 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.

In fashioning the appropriate level of discipline, the standards are the starting point. Nevertheless, the Court must also consider whether the recommended discipline is consistent with or disproportional to prior decisions of the California Supreme Court and the Review Department of the State Bar Court. *Snyder v. State Bar* (1990) 49 Cal.3d 1302, 1310-1311.

Case law guidance comes from a disciplinary matter similar to the present case:

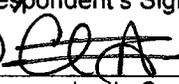
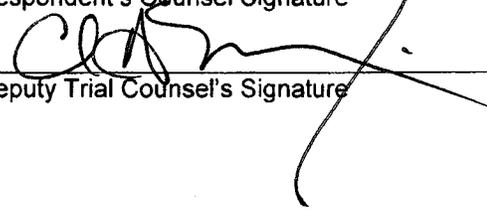
King v. State Bar (1990) 52 Cal.3d 307: In two separate matters Respondent failed to perform services, failed to communicate with the clients, made misrepresentations to one client, and failed to promptly return client files. He had no priors in twenty-four years of practice, suffered from depression resulting from his divorce, and experienced financial difficulties. In aggravation, due to his failure to perform one of his clients suffered financial loss. Discipline imposed included **three (3) months actual suspension**.

(Do not write above this line.)

In the Matter of: JOHN ANDREW MORRISON	Case number(s): 08-O-14885; 09-O-10188 and 10-O-05514
-------------------------------------------	----------------------------------------------------------

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 Facts, Conclusions of Law, and Disposition.

<u>6/2/2011</u> Date	 Respondent's Signature	<u>John Andrew Morrison</u> Print Name
<u>6/7/2011</u> Date	 Respondent's Counsel Signature	Print Name
<u>6/7/2011</u> Date	 Deputy Trial Counsel's Signature	<u>Charles A. Murray</u> Print Name

(Do not write above this line.)

In the Matter of:
JOHN ANDREW MORRISON

Case Number(s):
08-O-14885; 09-O-10188 and 10-O-05514

ACTUAL SUSPENSION ORDER

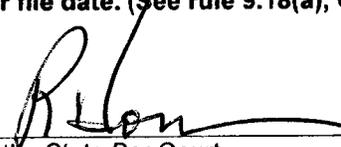
Finding the stipulation to be fair to the parties and that it adequately protects the public, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- 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 5.58(E) & (F), 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

6-23-11


Judge of the State Bar Court

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); 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 July 8, 2011, 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:

JOHN ANDREW MORRISON
LAW OFFICES OF J ANDREW MORRISON
3020 OLD RANCH PKWY STE 300
SEAL BEACH CA 90740

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

CHARLES MURRAY, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on July 8, 2011.



Angela Carpenter
Case Administrator
State Bar Court