

09-C-12881

REVIEW DEPARTMENT OF THE STATE BAR COURT
IN BANK

In the Matter of MATTHEW GALE KRANE
a Member of the State Bar of California

It is ordered that respondent Matthew Gale Krane, State Bar Number 94051, be suspended from the practice of law effective April 23, 2010, pending final disposition of this proceeding based on his felony conviction of violating title 18 United States Code section 1542. (Bus. & Prof. Code, § 6102; Cal. Rules of Court, rule 9.10(a).) It is further ordered that Krane comply with rule 9.20, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this suspension.

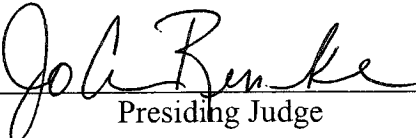
The parties are hereby ordered to file briefs within 15 days of the service of this order addressing whether an element of the offense is the specific intent to deceive, defraud, steal, or make or suborn a false statement, or involves other conduct evidencing moral turpitude for purposes of summary disbarment. (Bus. & Prof. Code, § 6102, subd. (c).) The parties should address, without limitation, the following issues:

(1) The legal elements of both offenses that are prohibited under title 18 United States Code section 1542: (a) willfully and knowingly making any false statement in an application for passport with the intent to induce or secure issuance of a passport, and (b) willfully and knowingly using or attempting to use, or furnishing to another for use any passport the issue of which was secured in any way by reason of any false statement;



(2) In classifying a statute that is divisible into several crimes, whether we must look to the least offense punishable under the statute (see *In the Matter of Oheb* (Review Dept. 2006) 4 Cal. State Bar Ct. Rptr. 920, 927-928 [least adjudicated elements of the crime must, as a matter of law, constitute moral turpitude no matter how the crime was committed]; *In re Lesansky* (2001) 25 Cal.4th 11, 16 [“offense necessarily involves moral turpitude if the conviction would *in every case* evidence bad moral character”]), or whether we may look to the record of conviction to determine the substance of the conviction in an attempt to establish the offense actually committed; and

(3) the effect the determination by the Supreme Court that the crime did not inherently involve moral turpitude (*In re John Steven Crosley* (88-C-11877, Bar Misc. 5767, copy attached) should have on our classification.



Presiding Judge

Record Room, S. F. State Bar Office
Please note this court order which is effective
submitted date: 6-2-88

5-26-88

B. Davis, Duffield, Gomez, Harker,
Lazar, O'Brien, Torney, Winch, Wistrich,
LA Records

Harold Wistrich

Bar Misc. 5767

IN THE SUPREME COURT OF THE STATE OF CALIFORNIA

IN BANK

IN RE THE CONVICTION OF JOHN STEVEN CROSLLEY

SUPREME COURT

FILED

MAY 26 1988

Lawrence P. Gill, Clerk

A MEMBER OF THE STATE BAR OF CALIFORNIA

DEPUTY

The above-entitled matter is referred to the State Bar of California for a hearing, report and recommendation on whether the facts and circumstances surrounding the violation of 18 United States Code section 1542 to which John Crosley pleaded guilty involved moral turpitude or other misconduct warranting discipline. If he objects to the determination of this question before the finality of the conviction, the State Bar shall defer full consideration until the conviction is final but shall conduct a hearing and make a report and recommendation on whether there is probable cause to believe that the facts and circumstances surrounding the offense involved moral turpitude.

Josephine
Chief Justice

D. Davis, Duffield, Gomez, Marker,
Lazar, O'Brien, Torney, Winch, Wistrich,
LA Records

9-14-88

Please note this court order
9-20-88
Howard Wistrich

FILED

SEP 14 1988

JOHN C. ROSSI Acting Clerk

Bar Misc. 5767

DEPUTY

IN THE SUPREME COURT OF THE STATE OF CALIFORNIA

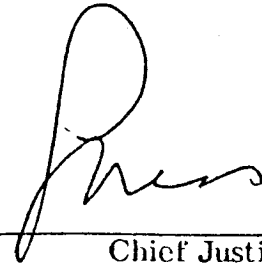
IN BANK

IN RE THE CONVICTION OF JOHN STEVEN CROSLY

A MEMBER OF THE STATE BAR OF CALIFORNIA

The reference heretofore ordered in the above entitled matter is augmented to include a hearing, report and recommendation as to the discipline to be imposed in the event that the hearing panel or Review Department finds that the facts and circumstances surrounding the offense of which John Crosley was convicted involved moral turpitude or other misconduct warranting discipline.

JOHN C. ROSSI Acting, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court, as shown by the records of my office.



Chief Justice

Witness my hand and the seal of the Court this
_____ day of SEP 14 1988 A.D. 19

By *Henrietta R. Cruz*
Deputy Clerk

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 April 8, 2010, I deposited a true copy of the following document(s):

ORDER FILED APRIL 8, 2010

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:

MATTHEW GALE KRANE
1451 N KINGS RD
LOS ANGELES, CA 90069

by certified mail, No. , with return receipt requested, through the United States Postal Service at , California, addressed as follows:

by overnight mail at , California, addressed as follows:

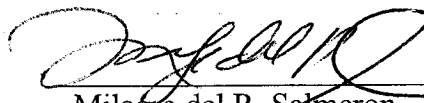
by fax transmission, at fax number . No error was reported by the fax machine that I used.

By personal service by leaving the documents in a sealed envelope or package clearly labeled to identify the attorney being served with a receptionist or a person having charge of the attorney's office, addressed as follows:

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

Kristin L. Ritsema, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on April 8, 2010.



Milagro del R. Salmeron
Case Administrator
State Bar Court