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SEP 02 2010

**State Bar Court of California**  
**Hearing Department**  
**San Francisco**

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**STATE BAR COURT CLERK'S OFFICE**  
**SAN FRANCISCO**

Counsel For The State Bar

Robin Brune  
 Deputy Trial Counsel  
 180 Howard Street  
 San Francisco, California 94105

Bar # 149481

In Pro Per Respondent

John Griffin  
 3020 El Cerrito Plaza #330  
 El Cerrito, California 94530

Bar # 220368

In the Matter Of:  
 John Hays Griffin

Bar # 220368

A Member of the State Bar of California  
 (Respondent)

Case Number (s)

09-O-19105; 10-O-3138

(for Court's use)

**PUBLIC MATTER****FILED** *ADS*

SEP 23 2010

STATE BAR COURT CLERK'S OFFICE  
 SAN FRANCISCO

Submitted to: **Settlement Judge**

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND  
 DISPOSITION AND ORDER APPROVING

**ACTUAL SUSPENSION**☐ 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 July 12, 2002.
- (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 12 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: 2011; 2012, 2013  
(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 08-O-11520
  - (b) ☒ Date prior discipline effective 8/25/2009
  - (c) ☒ Rules of Professional Conduct/ State Bar Act violations: 3-110(A); 6068(m); 3-700(D)(1) & (2)
  - (d) ☒ Degree of prior discipline public reproof
  - (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. Respondent abandoned two matters.
- (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. Respondent has been cooperative in reaching a stipulation in this matter.
- (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. Respondent's home went into foreclosure in August, 2009. Respondent was involved with negotiations regarding the foreclosure that resolved in January, 2010. Respondent was preoccupied with his own financial difficulties which contributed to 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 one 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 four 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 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 checked="" 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:**

**ATTACHMENT TO**  
**STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION**

IN THE MATTER OF:                      John Griffin

CASE NUMBER(S): ET AL.              09-O-19105; 10-O-3138; 08-O-11520

**FACTS AND CONCLUSIONS OF LAW.**

**A.     Case no. 09-O-19105**

In February, 2008, John Singer hired respondent to bring suit on his behalf regarding a dispute with neighbors over a barking dog. On February 11, 2008, respondent brought suit, *Singer v. Purifoy*, case no. BG08370845, in Alameda Superior Court. Respondent missed court appearances on October 16, 2008; March 2, 2009; and April 6, 2009. As to each hearing, respondent was duly notified. The April 6, 2009 hearing was an Order to Show Cause why the case should not be dismissed for respondent's failure to comply with the court's prior orders to appear. On April 6, 2009, the Court dismissed the case due to respondent's failure to appear.

Respondent did not advise his client of his numerous failures to appear or of the dismissal of the case. Singer sought information from respondent on February 2, 2009, February 4, 2009, February 13, 2009 and March 12, 2009. Respondent received communications from Singer and failed to provide Singer with substantive information regarding the case.

During the course of the representation, Singer paid respondent an initial sum of \$2,900. During the course of the representation, on July 31, 2008, respondent asked Singer for additional funds, indicating that they were necessary for depositions and other legal issues. Singer paid him an additional \$1,000. Respondent was suspended from the practice of law on July 1, 2008, for failure to pay bar dues, and reinstated on August 15, 2008 after he paid the dues. Respondent was suspended when he obtained the additional \$1,000 from Singer. Respondent did not advise the Court nor Singer of his suspension. Singer took respondent to fee arbitration regarding his fees. Respondent was duly notified of the arbitration but did not participate in the arbitration. Singer won an award of fees against respondent.

**Conclusions of Law 09-O-19105**

1.     By failing to pursue the *Singer* litigation, failing to appear, resulting in the dismissal of the suit, respondent failed to perform with competence, in willful violation of Rules of Professional Conduct, rule 3-110(A).
2.     By failing to advise Singer of his failures to appear, and by failing to respond to Singer's reasonable requests for the status of the case, respondent failed to communicate with his client in a matter in which he agreed to provide legal services, in willful violation of Business and Professions Code, section 6068(m).

3. By holding himself out to Singer in July, 2008, that he was entitled to practice law when he was not entitled to do so, respondent held himself out as entitled to practice law and actually practiced law when he was not an active member of the State Bar, in wilful violation of Business & Professions Code §§ 6125 and 6126, and thereby failed to support the laws of the State of California, in willful violation of Business and Professions Code, section 6068(a).

**B. Case no. 10-O-3138 (08-O-11520)**

On April 5, 2009, Juan and Joy Padilla hired respondent and paid him the sum of \$200 in advanced fees to prepare their taxes. Respondent failed to prepare the Padilla's taxes. Respondent advised the Padillas that he would file an extension for them. However, the IRS never received such an extension on the Padilla's behalf. Beginning in August, 2009, the Padillas made several efforts to contact the respondent. Respondent received several messages from the Padillas but failed to return their calls or otherwise apprise them of the status of their case. On September 28, 2009, the Padillas sent respondent a certified letter requesting the return of their file and a full refund. Respondent received the letter and failed to respond.

In case no. 08-O-11520, respondent entered into a stipulation for a public reproof on August 3, 2009. The Court approved of the reproof and issued its stipulation/order on the matter on August 25, 2009. The reproof terms were for one year. One of the conditions of the reproof, Condition (e)(2), specified, "During the condition period attached to the reproof, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct." The conduct in the Padilla matter, failing to respond to the client inquiries, failing to refund the fee and the file, occurred during the period of reproof.

**Conclusions of Law, case no. 10-O-3138(08-O-11520)**

1. By failing to complete the Padilla's taxes, respondent failed to perform with competence, in willful violation of Rules of Professional Conduct, rule 3-110(A).
2. By failing to refund the \$200 to the Padilla's, respondent failed, upon termination of services, to refund to the client the unearned fees, in willful violation of Rules of Professional Conduct, rule 3-700(D)(2).
3. By failing to return the Padilla's file to them, respondent failed, upon termination of services, to return to the client, the client's papers and file, in willful violation of Rules of Professional Conduct, rule 3-700(D)(1).
4. By failing to abide by the terms of his reproof, in case no. 08-O-11520, by committing additional violations of the State Bar Act and the Rules of Professional Conduct while on the conditions of the reproof, respondent willfully violated Business and Professions Code, section 6103 and Rules of Professional Conduct, rule 1-110.

**PENDING PROCEEDINGS.**

The disclosure date referred to, on page 2, paragraph A(6), was August 1, 2010.

**COSTS OF DISCIPLINARY PROCEEDINGS.**



Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of August 17, 2010, the prosecution costs in this matter are \$ 2,711.50. 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.**

Case law for abandonments demonstrate a range of discipline from stayed suspension through actual suspension. In *Stuart v. State Bar* (1985) 40 Cal. 3d. 838, the attorney failed to answer defense interrogatories in one client matter, resulting in the dismissal of his client's case, and he received thirty days of actual suspension. Stuart had a prior private reproof, similar to respondent's prior public reproof in this matter. In greater misconduct than Stuart, respondent committed additional misconduct in two matters, and was on the reproof conditions when he committed the additional misconduct in one of the two matters. His misconduct also includes his unlicensed status for a brief period during the course of the *Singer* matter. Under these circumstances, a sixty day actual suspension is warranted.

In *Franklin v. State Bar* (1986) 41 Cal. 3d. 700, the attorney abandoned two matters, resulting in a 45 day actual suspension.

In *Harris*, the attorney neglected a personal injury matter for over four years, and the client died during the pendency of the action. Harris received a ninety day actual suspension. *Harris v. State Bar* (1990) 51 Cal. 3d. 1082

#### **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.

#### **FINANCIAL CONDITIONS, RESTITUTION.**

See attachment.

#### **FINANCIAL CONDITIONS, RESTITUTION, CLIENT SECURITY FUND.**

Respondent waives any objection to payment by the State Bar Client Security Fund upon a claim for the principal amount of restitution set forth herein.

Neither this Stipulation, nor participation in the Attorney Diversion and Assistance Program precludes or stays the independent review and payment of applications for reimbursement filed against the Respondent pursuant to the Rules of Procedure, Client Security Fund Matters.

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.

In the Matter of  
John Griffin

Case number(s):  
09-O-19105;10-O-3138

A Member of the State Bar

## Financial Conditions

### a. Restitution

- ☒ Respondent must pay restitution (including the principal amount, plus interest of 10% per annum) to the payee(s) listed below. If the Client Security Fund ("CSF") has reimbursed one or more of the payee(s) for all or any portion of the principal amount(s) listed below, Respondent must also pay restitution to CSF in the amount(s) paid, plus applicable interest and costs.

Payee	Principal Amount	Interest Accrues From
John Singer	\$4573.93	April 19, 2010
Juan and/or Joy Padilla	\$200.00	April 5, 2009

- ☒ Respondent must pay above-referenced restitution and provide satisfactory proof of payment to the Office of Probation not later than **ninety days prior to the conclusion of probation.**

### b. Installment Restitution Payments

- ☒ Respondent must pay the above-referenced restitution on the payment schedule set forth below. Respondent must provide satisfactory proof of payment to the Office of Probation with each quarterly probation report, or as otherwise directed by the Office of Probation. No later than 30 days prior to the expiration of the period of probation (or period of reprobation), Respondent must make any necessary final payment(s) in order to complete the payment of restitution, including interest, in full.

Payee/CSF (as applicable)	Minimum Payment Amount	Payment Frequency
John Singer	\$900	quarterly
Juan and/or Joy Padilla	\$100	quarterly

### c. Client Funds Certificate

- ☐ 1. If Respondent possesses client funds at any time during the period covered by a required quarterly report, Respondent must file with each required report a certificate from Respondent and/or a certified public accountant or other financial professional approved by the Office of Probation, certifying that:
- Respondent has maintained a bank account in a bank authorized to do business in the State of California, at a branch located within the State of California, and that such account is designated as a "Trust Account" or "Clients' Funds Account";

b. Respondent has kept and maintained the following:

- i. A written ledger for each client on whose behalf funds are held that sets forth:
  1. the name of such client;
  2. the date, amount and source of all funds received on behalf of such client;
  3. the date, amount, payee and purpose of each disbursement made on behalf of such client; and,
  4. the current balance for such client.
- ii. a written journal for each client trust fund account that sets forth:
  1. the name of such account;
  2. the date, amount and client affected by each debit and credit; and,
  3. the current balance in such account.
- iii. all bank statements and cancelled checks for each client trust account; and,
- iv. each monthly reconciliation (balancing) of (i), (ii), and (iii), above, and if there are any differences between the monthly total balances reflected in (i), (ii), and (iii), above, the reasons for the differences.

c. Respondent has maintained a written journal of securities or other properties held for clients that specifies:

- i. each item of security and property held;
- ii. the person on whose behalf the security or property is held;
- iii. the date of receipt of the security or property;
- iv. the date of distribution of the security or property; and,
- v. the person to whom the security or property was distributed.

2. If Respondent does not possess any client funds, property or securities during the entire period covered by a report, Respondent must so state under penalty of perjury in the report filed with the Office of Probation for that reporting period. In this circumstance, Respondent need not file the accountant's certificate described above.

3. The requirements of this condition are in addition to those set forth in rule 4-100, Rules of Professional Conduct.

d. **Client Trust Accounting School**

- ☐ Within one (1) year of the effective date of the discipline herein, Respondent must supply to the Office of Probation satisfactory proof of attendance at a session of the Ethics School Client Trust Accounting School, within the same period of time, and passage of the test given at the end of that session.

(Do not write above this line.)

In the Matter of  
**JOHN GRIFFIN**

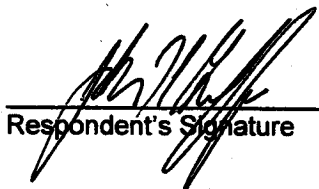
Case number(s):  
**09-O-19105; 10-O-3138**

### 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.

9-8-10

Date



Respondent's Signature

JOHN GRIFFIN

Print Name

Date

9/9/2010

Date

Respondent's Counsel Signature



Deputy Trial Counsel's Signature

Print Name

ROBIN BRUNE

Print Name

(Do not write above this line.)

In the Matter Of  
**JOHN HAYS GRIFFIN**  
**SBN 220368**

Case Number(s):  
**09-O-19105; 10-O-03138**

### 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.

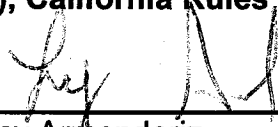
On page 2, paragraph A.(8) following the words, "costs to be paid in equal amounts prior to February 1  
for the following membership years:"

**DELETE:** "2011; 2012, 2013" and in their stead **INSERT** "2012; 2013; 2014."

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.)**

September 23, 2010

Date

  
Lucy Armendariz  
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 San Francisco, on September 23, 2010, 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:

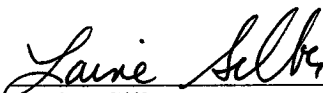
- ☒ by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at San Francisco, California, addressed as follows:

JOHN H. GRIFFIN  
LAW OFFICE OF JOHN H GRIFFIN  
3020 EL CERRITO PLZ  
EL CERRITO, CA 94530

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

ROBIN BRUNE, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on September 23, 2010.

  
\_\_\_\_\_  
Laine Silber  
Case Administrator  
State Bar Court