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State Bar Court of California Hearing Department Los Angeles ACTUAL SUSPENSION		
Counsel For The State Bar Mia R. Ellis Deputy Trial Counsel 1149 South Hill Street Los Angeles, CA 90015 Bar # 228235	Case Number(s): 10-O-09153	For Court use only PUBLIC MATTER. FILED DEC 13 2011 STATE BAR COURT CLERK'S OFFICE SAN FRANCISCO
In Pro Per Respondent Michael S. Pratter Pratter & Associates 1147 Merritt Drive El Cajon, CA 92020 Bar # 40277	Submitted to: Settlement Judge STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING ACTUAL SUSPENSION <input type="checkbox"/> PREVIOUS STIPULATION REJECTED	
In the Matter of: Michael S. Pratter Bar # 40277 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 June 6, 1967.
- (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 10 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."



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- (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: 2013, 2014. (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 09-O-11706, 09-O-11707
 - (b) ☒ Date prior discipline effective February 18, 2011
 - (c) ☒ Rules of Professional Conduct/ State Bar Act violations: Rules of Professional Conduct 6068(k)
 - (d) ☒ Degree of prior discipline ninety days actual suspension, three years stayed, and three years probation
 - (e) ☒ If Respondent has two or more incidents of prior discipline, use space provided below.
- 01-O-01231, February 26, 2004: two counts of Rules of Professional Conduct, rule 4-100(A); four years probation and three years stayed.
- 93-O-20134, March 5, 1998. five counts of Business and Professions Code sections 6068(a), 6125, and 6126(b), counts of Rules of Professional Conduct, rule 3-700(D)(2), one count of Business and Professions Code section 6103, and one count of 4-100(A); one year actual suspension, two years stayed, and four years probation.
- (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 conduct harmed his client as the client had to retain a new attorney to resolve the case.
- (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.

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- (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 three 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 three 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 two 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:

E. Additional Conditions of Probation:

(Do not write above this line.)

- (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: Respondent was ordered to take Ethics School as part of State Bar Case numbers 09-O-11706 and 09-O-11707.
- (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 5.162(A) & (E), Rules of Procedure.**

☒ No MPRE recommended. Reason: Respondent was ordered to take the MPRE as part of State Bar Case numbers 09-O-11706 and 09-O-11707.

- (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:** Financial Conditions

Client Trust Accounting School

Within two (2) years 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 State Bar Client Trust Accounting School, within the same period of time, and passage of the test given at the end of that session.

ATTACHMENT TO
STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF: MICHAEL S. PRATTER

CASE NUMBER(S): 10-O-09153

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.

Case No. 10-O-09153 (Complainant: Jacob Nathan)

FACTS:

1. Respondent maintained a client trust checking account at Bank of America.
2. On April 10, 2010, Jacob Nathan ("Nathan") employed Respondent for a personal injury matter.
3. In May 2010, Respondent and Mercury Insurance settled the property damage portion of Nathan's personal injury matter for \$4,795.71.
4. On June 1, 2010, Respondent sent an email to Nathan and his mother, Simi Nathan, informing them that Nathan should be getting his two-thirds portion of the property damage settlement in one week.
5. On June 2, 2010, Respondent deposited the settlement draft for \$4,795.71 into his client trust account. This deposit raised the balance in Respondent's client trust account to \$4,802.29.
6. After deducting a third for his attorney's fees, Respondent was required to maintain a balance of \$3,197 on Nathan's behalf in his client trust account.
7. From June 3, 2010 through June 10, 2010, Respondent issued three client trust account checks made payable to himself totaling \$4,790.
8. As of June 10, 2010, Respondent had not issued any funds to Nathan or to anyone else on Nathan's behalf. On June 10, 2010, the balance in Respondent's trust account was \$12.29.
9. On June 17, 2010, Respondent sent an email to Simi Nathan, Nathan's mother, telling her the property damage settlement check had not cleared his account. At the time Respondent made this representation, he knew that Nathan's settlement check had cleared his account and he had disbursed the funds to himself.
10. In July 2010, Nathan retained new counsel, Paul Maas ("Maas"), to represent him in his personal injury matter. On July 20, 2010, Nathan sent a letter to Respondent informing him that he had employed Maas to represent him in the personal injury matter.
11. On October 15, 2010, Maas received a second settlement check from Mercury Insurance in the amount of \$3,500 for the bodily injury portion of Nathan's case. Respondent's name was included on the settlement check. Maas sent the \$3,500 settlement check to Respondent for his endorsement and asked that Respondent agree to accept \$583 as his portion of the attorney's fees.
12. In October 2010, Respondent endorsed the \$3,500 settlement check and asked Maas to pay his \$583 portion to Nathan as credit toward the \$3,197 Respondent owed Nathan from the property damage settlement. Thereafter, Respondent owed Nathan approximately \$2,614 in funds from the property damage settlement.



13. On December 1, 2010, Maas emailed Respondent and notified him that Maas had paid all of Nathan's outstanding medical liens. In the email, Maas asked Respondent if he had sent the property damage funds to Nathan. Respondent received the email.

14. On December 14, 2010, Respondent issued a client check to Nathan in the amount of \$2,613.72 as payment of Nathan's portion of the property damage settlement.

15. Respondent contends that he had a good faith belief that he could withdraw Nathan's funds from his Client Trust Account because he believed Simi Nathan owed him money from representing her in a prior case. However, Respondent now understands that his belief was incorrect, inappropriate and a violation of the Rules of Professional Conduct and Business and Professions Code.

CONCLUSIONS OF LAW:

By not maintaining a balance of \$3,197 on Nathan's behalf in his trust account, Respondent failed to maintain the balance of funds received for the benefit of a client and deposited in a bank account labeled "Trust Account," "Client's Funds Account" or words of similar import in violation of Rules of Professional Conduct, rule 4-100(A).

By misappropriating \$3,184.71 in funds belonging to Nathan, Respondent committed an act involving moral turpitude, dishonesty or corruption in violation of Business and Professions Code, section 6106.

By misrepresenting to Simi Nathan that the settlement check had not cleared his account when the funds had already cleared his account, Respondent committed an act involving moral turpitude, dishonesty or corruption in violation of Business and Professions Code, section 6106.

PENDING PROCEEDINGS.

The disclosure date referred to, on page 2, paragraph A(7), was November 8, 2011

AUTHORITIES SUPPORTING DISCIPLINE.

Standard 1.6(a) provides that "[i]f two or more acts of professional misconduct are found or acknowledged in a single disciplinary proceeding, and different sanctions are prescribed by these standards for said acts, the sanction imposed shall be the more or most severe of the different applicable sanctions."

Standard 1.7(b) provides that a third imposition of discipline shall be disbarment unless the most compelling circumstances clearly predominate.

Standard 2.2(a) recommends disbarment for wilful misappropriation of entrusted funds unless the amount misappropriated is insignificantly small or unless the most compelling mitigating circumstances clearly predominate, in which the case the minimum discipline recommended is one year actual suspension.

Standard 2.2(b) – culpability of a member of commingling of entrusted funds or property with personal property or the commission of another violation of rule 4-100, Rules of Professional Conduct, none of which offenses result in the wilful misappropriation of entrusted funds or property shall result in at least a three month actual suspension from the practice of law, irrespective of mitigating circumstances.

Section 2.3 provides that culpability of a member of an act of moral turpitude, fraud, or intentional dishonesty toward a court, client or another person or of concealment of a material fact to a court, client or another person shall result in actual suspension or disbarment depending upon the extent to which the victim of the misconduct is harmed or misled and depending upon the magnitude of the act of misconduct and the degree to which it related to the member's acts within the practice of law.

While the standards are entitled to great weight, "the recommended discipline must rest upon a balanced consideration of relevant factors." *Matter of Sampson*, 3 Cal. State Bar Ct. Rptr. 119 (1994). The standards need not be applied in a talismanic fashion and may be tempered with considerations peculiar to the offense and the offender. See *In re Van Sickle*, 4 Cal. State Bar Ct. Rptr. 980 (2006).

In the Matter of Trousil (Review Dept. 1990) 1 Cal. State Bar Ct. Rptr. 220, the Review Department declined to recommend disbarment for a fourth imposition of discipline following two actual suspensions of six months each and a stayed suspension of two years. The Review Department found it significant that the Supreme Court approved a stayed suspension for the third discipline, even though it involved failure to perform and communicate in three client matters and was similar to four client matters in the second imposition of discipline. The Review Department also found it significant that Mr. Trousil had practiced law for nearly four years after his last actual suspension and no client had complained to the State Bar. *Id.*, at 241. Mr. Trousil's fourth discipline was for unauthorized practice of law for one bankruptcy client during his first disciplinary actual suspension and during an earlier suspension for failure to pay State Bar membership fees. The Review Department concluded that an actual suspension of 30 days was appropriate for the protection of the public, the integrity of the bar and the integrity of the court from Mr. Trousil's unauthorized practice of law. *Id.*, at 242.

Although the standards point to disbarment, other factors indicate that deviating from the Standards is appropriate. The relatively low level of discipline imposed in Respondent's last two prior matters, stayed suspension followed by a ninety day actual suspension and Respondent has cooperated with the State Bar in stipulating to misconduct and discipline.

DISMISSAL.

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

<u>Case No.</u>	<u>Count</u>	<u>Alleged Violation</u>
10-O-09153	Four	6106 – Moral Turpitude

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of November 8, 2011, the prosecution costs in this matter are \$3,321.50. Respondent further acknowledges that this is an estimate and 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.

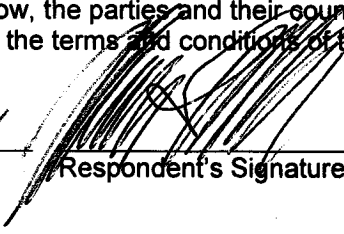
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In the Matter of:
Michael S. Pratter

Case number(s):
10-O-09153

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.

11/11/2011 
Date Respondent's Signature Michael S. Pratter
Print Name

Date Respondent's Counsel Signature Print Name

11/15/11 
Date Deputy Trial Counsel's Signature Mia R. Ellis
Print Name

(Do not write above this line.)

In the Matter of:
Michael S. Pratter

Case Number(s):
10-O-09153

ACTUAL SUSPENSION ORDER

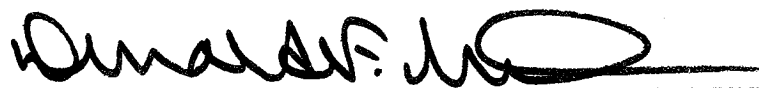
Finding the stipulation to be fair to the parties and that it adequately protects the public, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- ☒ 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

12/12/11



Judge of the State Bar Court

1 **DECLARATION OF SERVICE BY REGULAR MAIL**

2 **CASE NUMBER: 10-O-09153**

3 I, the undersigned, over the age of eighteen (18) years, whose business address and place
4 of employment is the State Bar of California, 1149 South Hill Street, Los Angeles, California
5 90015, declare that I am not a party to the within action; that I am readily familiar with the State
6 Bar of California's practice for collection and processing of correspondence for mailing with the
7 United States Postal Service; that in the ordinary course of the State Bar of California's practice,
8 correspondence collected and processed by the State Bar of California would be deposited with
9 the United States Postal Service that same day; that I am aware that on motion of party served,
service is presumed invalid if postal cancellation date or postage meter date on the envelope or
package is more than one day after date of deposit for mailing contained in the affidavit; and that
in accordance with the practice of the State Bar of California for collection and processing of
mail, I deposited or placed for collection and mailing in the City and County of Los Angeles, on
the date shown below, a true copy of the within

10 **STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND**
11 **ORDER APPROVING - ACTUAL SUSPENSION**

12 in a sealed envelope placed for collection and mailing at Los Angeles, on the date shown below,
addressed to:

13 **MICHAEL S. PRATTER**
14 **PRATTER & ASSOCIATES**
15 **1147 MERRITT DRIVE**
 EL CAJON, CA 92020

16 in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

17 **N/A**

18 I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct. Executed at Los Angeles, California, on the date shown below.

19 **DATED: November 15, 2011**

Signed: 

Lupe Pacheco-Granados
Declarant

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 San Francisco, on December 13, 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 San Francisco, California, addressed as follows:

MICHAEL STUART PRATTER
PRATTER & ASSOCIATES
1147 MERRITT DR
EL CAJON, CA 92020

- ☐ 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:

Mia Ellis, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on December 13, 2011.



George Hue
Case Administrator
State Bar Court