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DEC 19 2011

STATE BAR COURT OF CALIFORNIA
HEARING DEPARTMENT – SAN FRANCISCO

STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO

In the Matter of)	Case No.: 10-O-09340
)	
MICHELLE Y. WINSPUR)	INACTIVE ORDER UNDER BUSINESS
Member No. 200520)	AND PROFESSIONS CODE § 6233
)	
A Member of the State Bar.)	
_____)	

On December 14, 2011, after extensive settlement conferences, the above-entitled matter was referred to the Program for Respondents with Substance Abuse or Mental Health Issues. The court's position was that it would allow respondent Michelle Winspur to be evaluated for participation in the Alternative Discipline Program (ADP) only if she agreed to be placed on inactive status pursuant to Business and Professions Code section 6233. Respondent has agreed to the inactive enrollment.

In light of the foregoing, pursuant to Business and Professions Code section 6233, the court hereby orders that:

1. Respondent Michelle Winspur be enrolled as an inactive member of the State Bar of California effective January 6, 2012.
2. Respondent is to remain on inactive enrollment until further order of the court. As long as respondent participates in the ADP, the court will not remove her from the inactive enrollment status until:



- a. Respondent submits a certification from the LAP that she has been in full compliance with all terms and conditions of her LAP Participation Plan for at least six months prior to any request to be returned to active status.
 - b. Respondent submits expert testimony from her treating health care providers that respondent is mentally fit to practice law.
3. Within 30 days after the effective date of her inactive enrollment, respondent must comply with the following requirements set forth in the California Rules of Court, rule 9.20:
- a. Notify all clients being represented in pending matters and any co-counsel of his involuntary inactive enrollment pursuant to Business and Professions Code section 6233 and his consequent disqualification to act as an attorney effective January 7, 2012. In the absence of co-counsel, respondent must also notify the clients to seek legal advice elsewhere, calling attention to any urgency in seeking the substitution of another attorney or attorneys;
 - b. Deliver to all clients being represented in pending matters any papers or other property to which the clients are entitled or notify the clients and any co-counsel of a suitable place and time where the papers and other property may be obtained, calling attention to any urgency for obtaining the papers or other property;
 - c. Refund any part of fees paid that are unearned; and
 - d. Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties, of respondent's inactive enrollment and consequent disqualification to act as an attorney effective January 6, 2012, and file a copy of the notice with the agency, court, or tribunal before which the litigation is pending for inclusion in the respective file or files.

All notices required by this order must be given by registered or certified mail, return receipt requested, and must contain an address where communications may be directed to respondent.

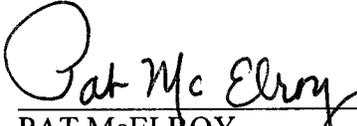
Furthermore, within 40 days after the effective date of her inactive enrollment, respondent must file with this court an affidavit showing that she has fully complied with the requirements set forth above. The affidavit must also set forth an address where communications may be directed to respondent.

4. If respondent is terminated from the LAP/ADP, she will be removed from the inactive enrollment pursuant to Business and Professions Code section 6233 and she will not receive credit for any period of time she spent on inactive status pursuant to this order.

5. If respondent successfully completes the ADP, including complying with all conditions of this participation, the court will recommend that she receive credit for the period of inactive enrollment pursuant to this order towards any period of actual suspension imposed by the Supreme Court.

IT IS SO ORDERED.

Dated: December 19, 2011


PAT McELROY
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 San Francisco, On December 19, 2011, I deposited a true copy of the following document(s):

INACTIVE ORDER UNDER BUSINESS AND PROFESSIONS CODE § 6233
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:

MICHELLE Y. WINSPUR
115 S CHURCH ST
VISALIA, CA 93291

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

CHRISTINE SOUHRADA , Enforcement, San Francisco
TERRIE GOLDADE , Probation . Los Angeles

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on December 19, 2011.


Laurretta Cramer
Case Administrator
State Bar Court