

FILED

MAR 05 2014

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

STATE BAR COURT OF CALIFORNIA

REVIEW DEPARTMENT - IN BANK

In the Matter of)	Case No. 11-C-10089
)	
MATTHEW C. TYE,)	ORDER
)	
A Member of the State Bar, No. 232873.)	
_____)	

On February 3, 2014, the State Bar transmitted evidence that respondent Matthew C. Tye was convicted of five counts of violating Penal Code section 288a, subdivision (b)(1) (oral copulation with a minor), and three counts of violating Penal Code section 261.5, subdivision (c) (unlawful sexual intercourse with a minor), all felonies. The State Bar asserts that the offenses involve moral turpitude per se. On February 19, 2014, respondent filed a response, disputing the moral turpitude classification of both crimes.

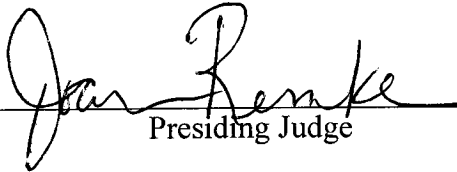
As a result of the felony offenses, it is ordered pursuant to Business and Professions Code section 6102 that respondent be suspended from the practice of law effective March 21, 2014, pending final disposition of this proceeding. (Cal. Rules of Court, rule 9.10(a).) It is further ordered that respondent comply with California Rules of Court, rule 9.20, 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.

We reserve classification of the offenses. The parties are hereby ordered to file briefs within 15 days of service of this order addressing classification, without limitation, in light of:

1. July 27, 1979 Supreme Court order in *In re the Conviction of Robert Hunter Wilson* (Bar Misc. No. 4177), finding Penal Code section 288a, subdivision (b)(1), is a crime that involves moral turpitude (Attachment A), and;



2. November 16, 1989 Supreme Court order in *In re the Conviction of Michael Joseph Malloy* (S012535), referring the matter to determine whether facts and circumstances surrounding a conviction of Penal Code section 261.5, subdivision (c), constitutes moral turpitude or other misconduct warranting discipline (Attachment B).



Presiding Judge

SUPREME COURT
FILED
JUL 27 1979
G. E. BISHEL, Clerk

Bar Misc. No. 4177

IN THE SUPREME COURT OF THE STATE OF CALIFORNIA
IN BANK

IN THE MATTER OF THE CONVICTION
OF ROBERT HUNTER WILSON A MEMBER
OF THE STATE BAR OF CALIFORNIA.

Robert Hunter Wilson, having been convicted of violating Penal Code section 288a, subdivision (b)(1), an offense involving moral turpitude, it is ordered pursuant to Business and Professions Code section 6102, subdivision (a), that he be suspended from the practice of law pending further order of this court.

G. E. BISHEL, Clerk of the Supreme Court of the State of California, hereby certifies that the foregoing is a true and correct copy of the original as shown by the records of my office.

Witness my hand and the seal of said Court this

27th

July 1979
[Signature]

[Signature]
Chief Justice

Attachment A

S012535

SUPREME COURT
FILED

NOV 16 1989

Robert Wandruff Clerk
DEPUTY

IN THE SUPREME COURT OF THE STATE OF CALIFORNIA

IN BANK

IN RE THE CONVICTION OF MICHAEL JOSEPH MALLOY

A MEMBER OF THE STATE BAR OF CALIFORNIA

The above entitled matter is referred to the State Bar of California for a hearing, report and recommendation as to whether the facts and circumstances surrounding the violation of Penal Code section 261.5 of which Michael Joseph Malloy was convicted 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 on whether there is probable cause to believe that the facts and circumstances surrounding the offenses involved moral turpitude.

I, Robert F. Wandruff, 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.

Picas
Chief Justice

Witness my hand and the seal of the Court this

day of NOV 16 1989 A.D. 19

By *RM* Clerk
Deputy Clerk

Attachment B

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. 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 March 5, 2014, I deposited a true copy of the following document(s):

ORDER FILED MARCH 5, 2014

in a sealed envelope for collection and mailing on that date as follows:

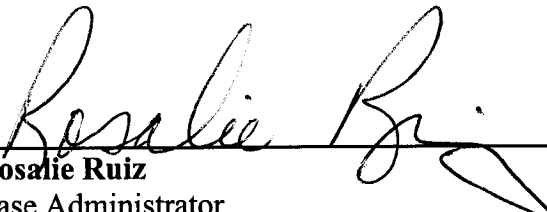
- [X] by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

**MATTHEW C. TYE
15642 SAND CANYON AVE
UNIT 51233
IRVINE, CA 92619**

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

CHARLES A. MURRAY, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on March 5, 2014.



Rosalie Ruiz
Case Administrator
State Bar Court