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OCT 05 2012

STATE BAR COURT
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**REVIEW DEPARTMENT OF THE STATE BAR COURT
IN BANK**

In the Matter of)
)
WILLIAM PETER TERHUNE II,)
)
A Member of the State Bar, No. 129210.)
)
)
)
)
)

Case No.: 11-C-15283

RECOMMENDATION OF SUMMARY
DISBARMENT

On September 7, 2012, the State Bar filed a request for a recommendation of summary disbarment based on the felony conviction of William Peter Terhune II. Terhune did not file a response. We grant the request and recommend that Terhune be summarily disbarred.

On March 1, 2012, Terhune pled no contest to a felony violation of Penal Code section 487, subdivision (a) (grand theft). Effective May 11, 2012, we placed Terhune on interim suspension. On September 7, 2012, the State Bar filed evidence that Terhune's conviction is now final.

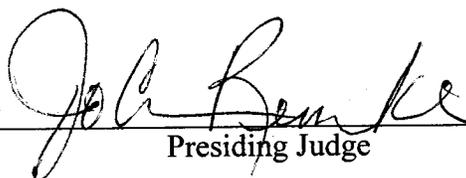
After the judgment of conviction becomes final, "the Supreme Court shall summarily disbar the attorney if the offense is a felony . . . and an element of the offense is the specific intent to deceive, defraud, steal, or make or suborn a false statement, or involved moral turpitude." (Bus. & Prof. Code, § 6102, subd. (c).)

The record of conviction establishes that Terhune's offense meets the criteria for summary disbarment under Business and Professions Code section 6102, subdivision (c). First, Terhune was charged with and pled no contest to a felony. (Pen. Code, § 489, subd. (b).) Second, the crime involves moral turpitude per se. (*In re Basinger* (1988) 45 Cal.3d 1348, 1358

[grand theft necessarily involves moral turpitude; see also *In re Paguirigan* (2001) 25 Cal.4th 1, 5 [crimes of robbery, embezzlement and other forms of theft necessarily involve moral turpitude].)

When an attorney's conviction meets the requirements of Business and Professions Code section 6102, subdivision (c), "the attorney is not entitled to a State Bar Court hearing to determine whether lesser discipline is called for." (*In re Paguirigan, supra*, 25 Cal.4th at p. 7.) Disbarment is mandatory. (*Id.* at p. 9.)

We therefore recommend that William Peter Terhune II, State Bar number 129210, be disbarred from the practice of law in this state. We also recommend that he be ordered to comply with California Rules of Court, rule 9.20 and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of the Supreme Court's order. Finally, we recommend that the costs be awarded to the State Bar in accordance with section 6086.10 of the Business and Professions Code and that such costs be enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.



Presiding Judge

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 October 5, 2012, I deposited a true copy of the following document(s):

RECOMMENDATION OF SUMMARY DISBARMENT FILED OCTOBER 5, 2012

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

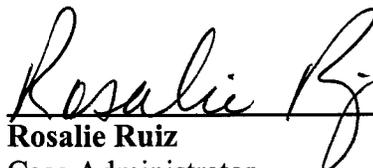
- [X] by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

WILLIAM P. TERHUNE II
LAW OFFICES OF WM PETER TERHUNE, ESQ.
PO BOX 1128
PISMO BEACH, CA 93448

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

BROOKE A. SCHAFER, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on October 5, 2012.



Rosalie Ruiz
Case Administrator
State Bar Court