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OCT 09 2012

STATE BAR COURT  
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**STATE BAR COURT OF CALIFORNIA**

**REVIEW DEPARTMENT**

**IN BANK**

In the Matter of	)	Case No. 11-C-19184
	)	
LAWRENCE MARK PERLMUTTER,	)	RECOMMENDATION OF SUMMARY
	)	DISBARMENT
A Member of the State Bar, No. 126165.	)	
_____	)	

On July 23, 2012, the State Bar filed a request for recommendation of summary disbarment based on Lawrence Mark Perlmutter's felony convictions. Perlmutter did not file a response. Based on the criminal record in this case, we grant the request and recommend Perlmutter be summarily disbarred.

On January 13, 2012, the United States District Court for the District of Massachusetts entered a judgment of conviction following Perlmutter's guilty plea to felony violations of title 18 United States Code sections 1956(h) (conspiracy to commit money laundering),<sup>1</sup> 1956(a)(3) (money laundering) and title 31 United States Code section 5324(b)(1) (failure to file currency report – three counts). Effective March 13, 2012, we placed Perlmutter on interim

<sup>1</sup> In Count One of the indictment, Perlmutter was charged with conspiracy in violation of title 18 United States Code section 1956(h) to commit the following five substantive money laundering offenses: 1) Title 18 United States Code section 1956(a)(1)(B)(i); 2) title 18 United States Code section 1956(a)(1)(B)(ii); 3) title 18 United States Code section 1956(a)(3)(B); 4) title 18 United States Code section 1956(a)(3)(C); and 5) title 18 United States Code section 1857. We rely only on Perlmutter's money laundering conviction in violation of title 18 United States Code section 1956(a)(3) to recommend summary disbarment.



suspension. On August 13, 2012, the State Bar transmitted evidence that Perlmutter's conviction is final.

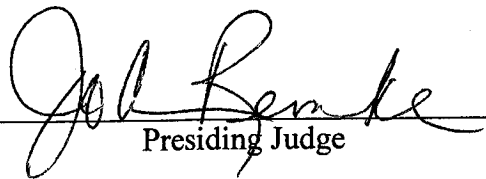
After the judgment of conviction becomes final, "the Supreme Court shall summarily disbar the attorney if the offense is a felony . . . and an element of the offense is the specific intent to deceive, defraud, steal, or make or suborn a false statement, or involved moral turpitude." (Bus. & Prof. Code, § 6102, subd. (c).) The record of conviction establishes that Perlmutter's money laundering conviction in violation of title 18 United States Code section 1956(a)(3) meets the criteria for summary disbarment under Business and Professions Code section 6102, subdivision (c).

Perlmutter was convicted of a felony, which satisfies the first element of the summary disbarment provision. As for the second element, Perlmutter's money laundering offense involves moral turpitude per se. Money laundering under section 1956(a)(3) requires the government to prove that the defendant conducted a financial transaction with the intent "to conceal or disguise the nature, location, source, ownership, or control of property believed to be the proceeds of specified unlawful activity," 18 U.S.C. § 1956(a)(3)(B)." (*U.S. v. Manarite* (9th Cir. 1995) 44 F.3d 1407, 1415.) "[A]n act by an attorney for the purpose of concealment or other deception is dishonest and involves moral turpitude. . . ." (*Coppock v. State Bar* (1988) 44 Cal.3d 665, 679.)

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* (2001) 25 Cal.4th 1, 7.) Disbarment is mandatory. (*Id.* at p. 9.)

We therefore recommend that Lawrence Mark Perlmutter, State Bar number 126165, 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 9, 2012, I deposited a true copy of the following document(s):

### **RECOMMENDATION OF SUMMARY DISBARMENT FILED OCTOBER 9, 2012**

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

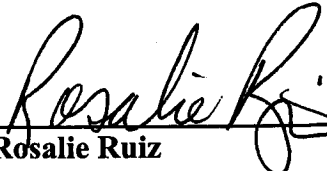
- [X] by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

LAWRENCE M. PERLMUTTER  
ATTORNEY AT LAW  
15 COURT SQ #200  
BOSTON, MA 02108

- [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 9, 2012.

  
\_\_\_\_\_  
**Rosalie Ruiz**  
Case Administrator  
State Bar Court