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**FILED**

**APR 09 2014**

**STATE BAR COURT CLERK'S OFFICE  
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**STATE BAR COURT  
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**THE STATE BAR COURT  
OF THE STATE BAR OF CALIFORNIA  
HEARING DEPARTMENT- SAN FRANCISCO**

12 IN THE MATTER OF )  
13 JOSEPH HENRY MARMAN: )  
14 Member No. 129517 )  
15 )  
16 A Member of the State Bar )  
17 )  
18 )  
19 )

Case No. : 12-C-17749-PEM  
**1<sup>st</sup> AMENDED RESPONSE:**  
**TO NOTICE OF  
HEARING ON CONVICTION**

20 TO THE OFFICE OF THE CHIEF TRIAL COUNSEL OF THE STATE BAR OF  
21 CALIFORNIA AND TO ITS DEPUTY TRIAL COUNSEL OF RECORD:

22 JOSEPH HENRY MARMAN (Respondent), by and through his attorney of record  
23 herein, Law Offices of Anthony Radogna, hereby responds to the Notice of Hearing on  
24 Conviction filed March 5, 2014 as follows:

25 1. Respondent admits to the misdemeanor conviction, concerning case number 12-  
26 C-17749, a violation of Penal Code section 415, subdivision (1).  
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1 2. Respondent's position on the facts and circumstances surrounding the conviction  
2 is that they do not involve moral turpitude. The acts underlying the conviction have no relation to  
3 any client complaint, and there is no public protection issue presented. Further, the conviction is  
4 remote in time to respondent's prior discipline.

5 3. In the event the Court finds that the matter involved moral turpitude or other  
6 misconduct warranting discipline, then the appropriate discipline would be no more than a stayed  
7 suspension.

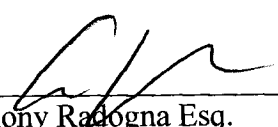
8 4. Respondent reserves the right to present additional positions in response to  
9 assertions and allegations which may be made by the Office of the Chief Trial Counsel.

10 5. Respondent does not object to a hearing on the issue whether the conduct  
11 underlying his misdemeanor conviction involves moral turpitude of other misconduct warranting  
12 discipline.  
13  
14

15 Respectfully submitted,

16  
17 Dated this April 9, 2014

LAW OFFICES OF ANTHONY RADOGNA

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20 \_\_\_\_\_  
21 Anthony Radogna Esq.  
22 Counsel for Respondent  
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**PROOF OF SERVICE**

*In the Matter of Joseph Henry Marman (12-C-17749-PEM)*

I declare that I am over the age of eighteen (18) and not a party to this action. My business address is 981 Corporate Center Drive, Suite 108, Pomona, CA 91768.

On April 9, 2014, I served the foregoing document(s) described as:

**RESPONDENT JOSEPH HENRY MARMAN'S 1<sup>ST</sup> AMENDED RESPONSE TO NOTICE OF HEARING ON CONVICTION**

on all interested parties in this action by placing a true copy of each document, enclosed in a sealed envelope addressed as follows:


**Heather Abelson, Deputy Trial Counsel**  
Office of the Chief Trial Counsel  
Enforcement  
The State Bar of California  
180 Howard Street  
San Francisco, CA 94105-1639

Fax: 415-538-2284

(X) **BY FACSIMILE TRANSMISSION:** On April 9, 2014, I caused the above-referenced document(s) and exhibits to be transmitted to Heather Abelson DTC at the above-referenced facsimile number.

(X) **BY MAIL:** as follows: I am "readily familiar" with the firm's practice of collection and processing of correspondence for mailing with the United States Postal Service. I know that the correspondence was deposited with the United States Postal Service on the same day this declaration was executed in the ordinary course of business. I know that the envelope was sealed and, with postage thereon fully prepaid, placed for collection and mailing on this date in the United States mail at Pomona, California.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed April 9, 2014 at Pomona, California.

\_\_\_\_Anthony Radogna Esq.\_\_\_\_ x   
**NAME**