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STATE BAR COURT
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STATE BAR COURT OF CALIFORNIA

REVIEW DEPARTMENT

IN BANK

In the Matter of)	Case No. 13-C-13543
)	
AUDREY GAIL OWENS,)	RECOMMENDATION OF
)	SUMMARY DISBARMENT
A Member of the State Bar, No. 154130.)	
_____)	

On November 6, 2015, the Office of the Chief Trial Counsel of the State Bar (OCTC) filed a Motion for Summary Disbarment based on Audrey Gail Owens's felony convictions. Owens did not respond. We grant the request and recommend that Owens be summarily disbarred.

In March 2014, Owens plead guilty to two counts of theft of government property exceeding \$1,000 in violation of 18 United States Code section 641. Effective May 28, 2014, Owens was placed on interim suspension from the practice of law. Owens was sentenced on June 2, 2014. On November 6, 2015, OCTC transmitted evidence of the finality of the conviction—no party filed a notice of appeal within the statutory time period after the filing of the judgment (Fed. Rules App. Proc., rule 4(b)), thus the convictions are final for the purposes of attorney discipline (Bus. & Prof. Code § 6102(c)).

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 both criteria for summary disbarment.

First, Owens’s offense is a felony. (18 U.S.C. §§ 3559(a) [classifying offenses based on sentencing ranges] and 641 [theft of government property having aggregate value exceeding \$1,000 punishable with imprisonment up to 10 years].) Second, a crime of theft “necessarily involves moral turpitude.” (*In re Basinger* (1988) 45 Cal.3d 1348, 1358 [criminal conviction for grand theft]; see also *In re Patterson* (D.C. 2003) 833 A.2d 493 [well settled that theft of government property under 18 U.S.C. § 641 is a crime involving 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* (2001) 25 Cal.4th 1, 7.) Disbarment is mandatory. (*Id.* at p. 9.)

We therefore recommend that Audrey Gail Owens, State Bar number 154130, be disbarred from the practice of law in this state. We also recommend that she 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.

PURCELL

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 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 Los Angeles, on December 15, 2015, I deposited a true copy of the following document(s):

RECOMMENDATION OF SUMMARY DISBARMENT FILED DECEMBER 15, 2015

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

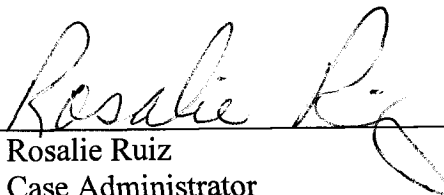
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

AUDREY G. OWENS
1604 N KELLY AVE
UPLAND, CA 91784

- 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 December 15, 2015.



Rosalie Ruiz
Case Administrator
State Bar Court