



**PUBLIC MATTER
FILED**

JAN 21 2016

**STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO**

**STATE BAR COURT OF CALIFORNIA
HEARING DEPARTMENT – SAN FRANCISCO**

In the Matter of)	Case Nos.: 13-O-12373-LMA
)	(13-O-13006)
ALICE BROWN TRAEG,)	
)	DECISION AND ORDER SEALING
Member No. 79823,)	CERTAIN DOCUMENTS
)	
A Member of the State Bar.)	
_____)	

Introduction¹

In this original disciplinary proceeding, respondent Alice Brown Traeg (Respondent) was accepted for participation in the State Bar Court's Alternative Discipline Program (ADP). As the court has now terminated Respondent from the ADP, the court will recommend to the Supreme Court that Respondent be suspended from the practice of law in California for one year, that execution of that period of suspension be stayed, and that she be placed on probation for two years subject to certain conditions, including a 30-day period of actual suspension.

Pertinent Procedural History

The Office of the Chief Trial Counsel of the State Bar of California (State Bar) filed a Notice of Disciplinary Charges (NDC) against Respondent on December 10, 2013, in case nos. 13-O-12373 (13-O-13006). On January 6, 2014, this matter was referred to the State Bar Court's

¹ Unless otherwise indicated, all references to rules refer to the State Bar Rules of Professional Conduct. Furthermore, all statutory references are to the Business and Professions Code, unless otherwise indicated.

ADP. Respondent submitted a declaration to the court on January 27, 2014, which established a nexus between Respondent's mental health issue and her misconduct in this matter. In furtherance of her participation in the ADP, Respondent signed a long-term Participation Plan with the Lawyer Assistance Program (LAP) on February 10, 2014.

The parties entered into a Stipulation Re Facts and Conclusions of Law in case nos. 13-O-12373 (13-O-13006) on February 13, 2014. The stipulation set forth the factual findings, legal conclusions, and mitigating and aggravating circumstances. The stipulation was received by the court on February 13, 2014.

Thereafter, the court advised the parties of (1) the discipline which would be recommended to the Supreme Court if Respondent successfully completed the ADP and (2) the discipline which would be recommended if Respondent failed to successfully complete, or was terminated from, the ADP. After agreeing to those alternative possible dispositions, Respondent executed the Contract and Waiver for Participation in the State Bar Court's ADP (contract), and the court executed a Confidential Statement of Alternative Dispositions and Orders (confidential statement) formally advising the parties in writing of the alternative discipline recommendations in this matter; the court accepted Respondent for participation in the ADP; and Respondent's period of participation in the ADP began on May 19, 2014.

Respondent thereafter participated in both the LAP and the State Bar Court's ADP. However, on November 20, 2015, LAP issue a report stating that Respondent had been terminated from LAP. On November 30, 2015, Respondent appeared before this court and requested to be terminated from the ADP. That same day, the court filed an order terminating Respondent from the ADP.

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Findings of Fact and Conclusions of Law

The parties' February 13, 2014 stipulation, including the court's order approving the stipulation, is attached and hereby incorporated by reference, as if fully set forth herein.

In case no. 13-O-12373, Respondent stipulated that she willfully: (1) failed to promptly respond to her client's reasonable status inquiries in violation of section 6068, subdivision (m); (2) failed to promptly release her client's file in violation of rule 3-700(D)(1); and (3) failed to cooperate and participate in a State Bar disciplinary investigation in violation of section 6068, subdivision (i).

In case no. 13-O-13006, Respondent stipulated that she willfully: (1) violated five court orders in violation of section 6103; (2) failed to competently perform legal services by failing prepare and file a Petition for First and Final Accounting and Distribution in violation of rule 3-110(A); and (3) failed to cooperate and participate in a State Bar disciplinary investigation in violation of section 6068, subdivision (i).

In aggravation, Respondent engaged in multiple acts of misconduct and caused significant harm to the administration of justice. In mitigation, Respondent had practiced law for nearly 35 years with no prior record of discipline and cooperated with the State Bar by entering into a pretrial stipulation.

Discussion

The purpose of State Bar disciplinary proceedings is not to punish the attorney but, rather, to protect the public, preserve public confidence in the legal profession, and maintain the highest possible professional standards for attorneys. (*Chadwick v. State Bar* (1989) 49 Cal.3d 103, 111.)

In determining the appropriate alternative discipline recommendations if Respondent successfully completed the ADP or was terminated from, or failed to successfully complete, the

ADP, the court considered certain standards and case law. In particular, the court considered standards 2.5(c), 2.8(a), 2.8(b), 2.8(c), and 2.15;² and *In the Matter of Riordan* (Review Dept. 2007) 5 Cal. State Bar Ct. Rptr. 41.

Because Respondent has now been terminated from the ADP, this court, in turn, now recommends to the Supreme Court the imposition of the higher level of discipline, set forth more fully below.

Recommended Discipline

It is hereby recommended that respondent Alice Brown Traeg, State Bar no. 79823, be suspended from the practice of law in California for one year, that execution of that period of suspension be stayed, and that she be placed on probation³ for a period of two years subject to the following conditions:

1. Respondent is suspended from the practice of law for the first 30 days of probation.
2. Respondent must comply with the provisions of the State Bar Act, the Rules of Professional Conduct, and all of the conditions of Respondent's probation.
3. Within 10 days of any change in the information required to be maintained on the membership records of the State Bar pursuant to Business and Professions Code section 6002.1, subdivision (a), including Respondent's current office address and telephone number, or if no office is maintained, the address to be used for State Bar purposes, Respondent must report such change in writing to the Membership Records Office and the State Bar's Office of Probation.
4. Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all of the conditions of Respondent's probation during the preceding calendar quarter. In addition to all quarterly reports, a final report, containing the same information, is due no earlier than 20 days before the last day of the probation period and no later than the last day of the probation period.

² The standards were revised on July 1, 2015. All references to the standards in this decision refer to the standards in effect prior to July 1, 2015.

³ The probation period will commence on the effective date of the Supreme Court order imposing discipline in this matter. (See Cal. Rules of Court, rule 9.18.)

5. Subject to the assertion of applicable privileges, Respondent must answer fully, promptly, and truthfully, any inquiries of the Office of Probation or any probation monitor that are directed to Respondent personally or in writing, relating to whether Respondent is complying or has complied with Respondent's probation conditions.
6. Within 30 days after the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
7. Within one year after the effective date of the discipline herein, Respondent must submit to the Office of Probation satisfactory evidence of completion of the State Bar's Ethics School and passage of the test given at the end of that session. This requirement is separate from any Minimum Continuing Legal Education (MCLE) requirement, and Respondent will not receive MCLE credit for attending Ethics School. (Rules Proc. of State Bar, rule 3201.)
8. Respondent must obtain an examination of her mental and physical condition with respect to her mental health issues pursuant to rule 5.68 of the Rules of Procedure from a qualified practitioner approved by the Office of Probation and must comply with any treatment/monitoring plan recommended following such examination. The examination and any further help/treatment/monitoring recommended by the examining practitioner will be at Respondent's own expense. The examination must be conducted no later than 30 days after the effective date of the Supreme Court's final disciplinary order in this matter. Help/treatment/monitoring should commence immediately after said examination and, in any event, no later than 30 days after said examination. With each quarterly report, Respondent must furnish to the Office of Probation sufficient evidence, as specified by the Office of Probation, that she is so complying with this condition of probation. Treatment/monitoring must continue for the period of probation or until a motion to modify this condition is granted and that ruling becomes final.

If the examining or treating practitioner determines that there has been a substantial change in Respondent's condition, Respondent or the State Bar's Office of Probation or the Office of the Chief Trial Counsel may file a motion for modification of this condition with the Hearing Department of the State Bar Court, pursuant to rule 5.300 of the Rules of Procedure. The motion must be supported by a written statement from the examining or treating practitioner, by affidavit or under penalty of perjury, in support of the proposed modification.

Upon the request of the Office of Probation, Respondent must provide the Office of Probation with medical and confidentiality waivers and access to all of Respondent's medical records necessary to monitor this probation condition. Revocation of any medical/confidentiality waiver is a violation of this condition. Any medical records obtained by the Office of Probation will be confidential and no information concerning them or their contents will be given to anyone except members of the

Office of the Chief Trial Counsel, the Office of Probation, and the State Bar Court, who are directly involved with maintaining, enforcing or adjudicating this condition.

At the expiration of the probation period, if Respondent has complied with all conditions of probation, Respondent will be relieved of the stayed suspension.

Multistate Professional Responsibility Examination

It is recommended that respondent be ordered to take and pass the Multistate Professional Responsibility Examination (MPRE) within one year after the effective date of the Supreme Court order imposing discipline in this matter and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Costs

It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10, and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

Direction Re Decision and Order Sealing Certain Documents

The court directs a court case administrator to file this Decision and Order Sealing Certain Documents. Thereafter, pursuant to rule 5.388 of the Rules of Procedure of the State Bar of California (Rules of Procedure), all other documents not previously filed in this matter are ordered sealed pursuant to rule 5.12 of the Rules of Procedure.

It is further ordered that protected and sealed material will only be disclosed to:


(1) parties to the proceeding and counsel; (2) personnel of the Supreme Court, the State Bar Court, and independent audiotape transcribers; and (3) personnel of the Office of Probation when necessary for their duties. Protected material will be marked and maintained by all authorized individuals in a manner calculated to prevent improper disclosures. All persons to whom

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protected material is disclosed will be given a copy of this order sealing the documents by the person making the disclosure.

IT IS SO ORDERED.


Dated: January 21, 2016



LUCY ARMENDARIZ
Judge of the State Bar Court

(Do not write above this line.)

State Bar Court of California
Hearing Department
San Francisco
ALTERNATIVE DISCIPLINE PROGRAM

Counsel For The State Bar Manuel Jimenez Senior Trial Counsel 180 Howard Street San Francisco, CA 94105-1639 (415) 538-2288 Bar # 218234	Case Number (s) 13-O-12373-LMA 13-O-13006	(for Court's use) PUBLIC MATTER FILED  MAY 19 2014 STATE BAR COURT CLERK'S OFFICE SAN FRANCISCO
In Pro Per Respondent Alice Brown Traeg 1849 Chestnut Street, Apt. 1 San Francisco, CA 94123 (415) 567-8140	Submitted to: Program Judge STIPULATION RE FACTS AND CONCLUSIONS OF LAW <input type="checkbox"/> PREVIOUS STIPULATION REJECTED	
Bar # 79823 In the Matter Of: ALICE BROWN TRAE Bar # 79823 A Member of the State Bar of California (Respondent)		

Note: All information required by this form and any additional information which cannot be provided in the space provided, must be set forth in an attachment to this stipulation under specific headings, e.g., "Facts," "Dismissals," "Conclusions of Law," "Supporting Authority," etc.

A. Parties' Acknowledgments:

- (1) Respondent is a member of the State Bar of California, admitted **June 23, 1978**.
- (2) The parties agree to be bound by the factual stipulations contained herein even if conclusions of law or disposition (to be attached separately) are rejected or changed by the Supreme Court. However, except as otherwise provided in rule 804.5(c) of the Rules of Procedure, if Respondent is not accepted into the Alternative Discipline Program, this stipulation will be rejected and will not be binding on the Respondent or the State Bar.
- (3) All investigations or proceedings listed by case number in the caption of this stipulation are entirely resolved by this stipulation and are deemed consolidated, except for Probation Revocation proceedings. Dismissed charge(s)/count(s) are listed under "Dismissals." The stipulation consists of **8** pages, excluding the order.
- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts."
- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law."

(Do not write above this line.)

- (6) No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any pending investigation/proceeding not resolved by this stipulation, except for criminal investigations.
- (7) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7 and will pay timely any disciplinary costs imposed in this proceeding.

B. Aggravating Circumstances [see Standards for Attorney Sanctions for Professional Misconduct, standards 1.2(f) & 1.5]. Facts supporting aggravating circumstances are required.

- (1) ☐ **Prior record of discipline**
 - (a) ☐ State Bar Court case # of prior case
 - (b) ☐ Date prior discipline effective
 - (c) ☐ Rules of Professional Conduct/ State Bar Act violations:
 - (d) ☐ Degree of prior discipline
 - (e) ☐ If Respondent has two or more incidents of prior discipline, use space provided below:
- (2) ☐ **Dishonesty:** Respondent's misconduct was intentional, surrounded by, or followed by bad faith, dishonesty, concealment, overreaching or other violations of the State Bar Act or Rules of Professional Conduct.
- (3) ☐ **Trust Violation:** Trust funds or property were involved and Respondent refused or was unable to account to the client or person who was the object of the misconduct for improper conduct toward said funds or property.
- (4) ☒ **Harm:** Respondent's misconduct harmed significantly a client, the public or the administration of justice. **See attachment at page 6.**
- (5) ☐ **Indifference:** Respondent demonstrated indifference toward rectification of or atonement for the consequences of his or her misconduct.
- (6) ☐ **Lack of Cooperation:** Respondent displayed a lack of candor and cooperation to victims of his/her misconduct or to the State Bar during disciplinary investigation or proceedings.
- (7) ☒ **Multiple/Pattern of Misconduct:** Respondent's current misconduct evidences multiple acts of wrongdoing or demonstrates a pattern of misconduct. **See attachment at page 6.**
- (8) ☐ **Restitution:** Respondent failed to make restitution.
- (9) ☐ **No aggravating circumstances** are involved.

Additional aggravating circumstances:

C. Mitigating Circumstances [see standards 1.2(g) & 1.6]. Facts supporting mitigating circumstances are required.

- (1) ☐ **No Prior Discipline:** Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not deemed serious.
- (2) ☐ **No Harm:** Respondent did not harm the client, the public, or the administration of justice.
- (3) ☐ **Candor/Cooperation:** Respondent displayed spontaneous candor and cooperation with the victims of his/her misconduct and to the State Bar during disciplinary investigation and proceedings.
- (4) ☐ **Remorse:** Respondent promptly took objective steps spontaneously demonstrating remorse and recognition of the wrongdoing, which steps were designed to timely atone for any consequences of his/her misconduct.
- (5) ☐ **Restitution:** Respondent paid \$ on in restitution to without the threat or force of disciplinary, civil or criminal proceedings.
- (6) ☐ **Delay:** These disciplinary proceedings were excessively delayed. The delay is not attributable to Respondent and the delay prejudiced him/her.
- (7) ☐ **Good Faith:** Respondent acted with a good faith belief that was honestly held and reasonable.
- (8) ☐ **Emotional/Physical Difficulties:** At the time of the stipulated act or acts of professional misconduct Respondent suffered extreme emotional difficulties or physical or mental disabilities which expert testimony would establish was directly responsible for the misconduct. The difficulties or disabilities were not the product of any illegal conduct by the member, such as illegal drug or substance abuse, and the difficulties or disabilities no longer pose a risk that Respondent will commit misconduct.
- (9) ☐ **Severe Financial Stress:** At the time of the misconduct, Respondent suffered from severe financial stress which resulted from circumstances not reasonably foreseeable or which were beyond his/her control and which were directly responsible for the misconduct.
- (10) ☐ **Family Problems:** At the time of the misconduct, Respondent suffered extreme difficulties in his/her personal life which were other than emotional or physical in nature.
- (11) ☐ **Good Character:** Respondent's extraordinarily good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of his/her misconduct.
- (12) ☐ **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.
- (13) ☐ **No mitigating circumstances are involved.**

Additional mitigating circumstances:

No Prior Discipline, see attachment pg. 6.

Pretrial Stipulation, see attachment pg. 6.

ATTACHMENT TO
STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF: ALICE BROWN TRAEG

CASE NUMBERS: 13-O-12373 [13-O-13006]

FACTS AND CONCLUSIONS OF LAW.

Respondent admits that the following facts are true and that she is culpable of violations of the specified statutes and/or Rules of Professional Conduct.

Case No. 13-O-12373 (Complainant: Arndt Peltner)

FACTS:

1. On November 20, 2008, Arndt Peltner ("Peltner") was appointed the executor of the Estate of Hans Bartsch, decedent, in the Superior Court of California for the County of San Francisco, case number PES 08-291846 ("estate matter"). At all times herein, Respondent represented Peltner in his capacity as executor in the estate matter.
2. From May 15, 2012 through January 9, 2013, Peltner sent emails to the Respondent requesting the status of the estate matter. Respondent received the emails, but never responded.
3. On January 9, 2013, Peltner mailed a letter to Respondent, terminating Respondent, requested the return of the case file, and requested Respondent sign an enclosed Substitution of Attorney. Respondent received the letter. It wasn't until December 6, 2013, that Respondent provided the file to Peltner.
4. On March 7, 2013, Peltner submitted a complaint to the State Bar against Respondent ("Peltner compliant"). On May 29, 2013, a State Bar investigator sent a letter to Respondent requesting that Respondent provide a written response to allegations in the Peltner compliant. Respondent received, but did not respond to the letter or otherwise cooperate in the investigation.

CONCLUSIONS OF LAW:

5. By failing to promptly respond to Peltner's status inquiries about the estate matter, Respondent failed to respond promptly to reasonable status inquiries of a client in a matter in which Respondent had agreed to provide legal services, in willful violation of Business and Professions Code section 6068(m).
6. By failing to release the file to Peltner until December 6, 2013, 11 months after Peltner terminated Respondent and only after the State Bar became involved in the matter, Respondent failed to release promptly, upon termination of employment, to the client, at the request of the client, all the client papers and property, in willful violation of Rules of Professional Conduct, rule 3-700(D)(1).

7. By failing to provide a response to the State Bar's May 29, 2003 letter and by failing to otherwise cooperate and participate in the State Bar's investigation of the Peltner complaint, Respondent failed to cooperate and participate in a disciplinary investigation pending against respondent, in violation of Business and Professions Code section 6068(i).

Case No. 13-O-13006 (State Bar Investigation)

FACTS:

8. On October 13, 2010, Respondent was appointed as executor of the decedent's will in the matter, *Estate of Sue V. Poderis*, San Francisco Superior Court, case number PES-10-293907.

9. On January 15, 2013, the court issued an order for Respondent to file a Petition for Final Distribution by January 28, 2013, in the *Estate of Sue V. Poderis* matter. Respondent received the order. Respondent failed to file a Petition for Final Distribution by January 28, 2013.

10. On January 28, 2013, the court issued an order suspending Respondent's powers as executor and requiring Respondent to appear on February 11, 2013. Respondent was ordered to show cause why she should not be removed as executor for failing to file the petition for final distribution and ordered to file the petition for final distribution by February 11, 2013. Respondent received the order, but failed to file the petition.

11. On February 11, 2013, Respondent appeared at hearing on the Order to Show Cause. The court removed Respondent as executor, ordered Respondent to file the first and final accounting by March 11, 2013, and ordered Respondent to give all estate documents to the successor executor by March 11, 2013. Respondent failed to file the first and final accounting or give the estate documents to the successor trustee as ordered.

12. On March 11, 2013, the court issued an Order to Show Cause to Respondent, ordering Respondent to appear on March 25, 2013, to explain why the inventory and petition for final distribution had not been filed. Respondent received the order.

13. On March 25, 2013, Respondent failed to appear at the OSC hearing.

14. On April 3, 2013, the court issued an Order to Appear, ordering Respondent to turn over all estate assets to the successor executor by April 8, 2013, to appear on April 22, 2013, and to file an accounting. The Court also imposed sanctions of \$25.00 per day until the accounting was filed. Respondent received the order. Respondent failed to turn over all estate assets to the successor executor by April 8, 2013, did not file the petition, and did not appear in court on April 22, 2013. It was not until December 6, 2013 that Respondent filed an Account and Report of Former Executor and Petition for Its Settlement, Claim for Partial Executor Commissions and Costs, and for Allowance of Paralegal Fees.

15. On May 29, 2013 the State Bar opened an investigation based on a referral from the court in the estate matter. On June 13, 2013, and July 8, 2013, a State Bar investigator sent letters to Respondent requesting that Respondent provide a written response to the allegations that Respondent failed to obey

court orders in the estate matter. Respondent received, but did not respond to the letters or otherwise cooperate in the investigation.

CONCLUSIONS OF LAW:

16. By failing to comply with the court orders of January 15, 2013, January 28, 2013, February 11, 2013, March 11, 2013 and April 3, 2013, Respondent disobeyed or violated an order of the court requiring Respondent to do or forbear an act connected with or in the course of Respondent's profession which Respondent ought in good faith to do or forbear, in willful violation of Business and Professions Code section 6103.

17. By repeatedly failing to prepare and file a Petition for First and Final Accounting and Distribution, Respondent intentionally, recklessly, or repeatedly failed to perform legal services with competence in willful violation of Rules of Professional Conduct, rule 3-110(A).

18. By failing to provide a response to the State Bar's letters of June 13, 2013, and July 8, 2013, and by failing to otherwise cooperate and participate in the State Bar's investigation, Respondent failed to cooperate and participate in a disciplinary investigation pending against respondent, in violation of Business and Professions Code section 6068(i).

AGGRAVATING CIRCUMSTANCES.

Harm (Std. 1.5(f)): Respondent's misconduct caused delays and additional court hearings, causing significant harm to the administration of justice in the *Estate of Sue Poderis* matter.

Multiple Acts of Misconduct (Std. 1.5(b)): Respondent committed 12 acts of misconduct in two client matters, demonstrating multiple acts of misconduct.

MITIGATING CIRCUMSTANCES.

No Prior Record: At the time of the misconduct, Respondent had practiced law for nearly 35 years without a prior record of discipline. Although Respondent's misconduct is serious, his 35-year discipline-free practice is a mitigating circumstance. (*See In the Matter of Riordan* (Review Dept. 2007) 5 Cal. State Bar Ct. Rptr. 41 [where mitigative credit given for discipline-free practice despite serious misconduct].)

Pretrial Stipulation: Respondent is entitled to mitigation for entering into a stipulation with the Office of Chief Trial Counsel prior to trial in the above referenced disciplinary matters, thereby saving State Bar Court time and resources. (*In the Matter of Downey* (Review Dept. 2009) 5 Cal. State Bar Ct. Rptr. 151, 156; *In the Matter of Van Sickle* (Review Dept. 2006) 4 Cal. State Bar Ct. Rptr. 980, 993-994.) However the mitigation is tempered by Respondent's failure to cooperate and participate in the State Bar investigation. (*Silva-Vidor v. State Bar* (1989) 49 Cal.3d 1071, 1079 [where mitigative credit was given for entering into a stipulation as to facts and culpability].)

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of January 22, 2014, the prosecution costs in this matter are \$4,392.00. Respondent further acknowledges that should this stipulation be rejected or should relief from the stipulation be granted, the costs in this matter may increase due to the cost of further proceedings.

EXCLUSION FROM MCLE CREDIT

Pursuant to rule 3201, Respondent may not receive MCLE credit for completion of State Bar Ethics School and/or any other educational course(s) to be ordered as condition of reproof or suspension. (Rules Proc. of State Bar, rule 3201.)

(Do not write above this line.)

In the Matter of: Alice Brown Traeg	Case number(s): 13-O-12373 [13-O-13006]
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SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Facts, Conclusions of Law, and Disposition.

February 13, 2014
Date


Respondent's Signature

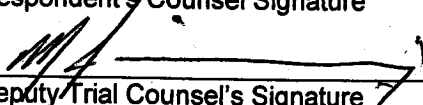
Alice Brown Traeg
Print Name

Date

Respondent's Counsel Signature

Print Name

February 13, 2014
Date


Deputy Trial Counsel's Signature

Manuel Jimenez
Print Name

(Do not write above this line.)

In the Matter of: Alice Brown Traeg	Case Number(s): 13-O-12373 [13-O-13006]
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ALTERNATIVE DISCIPLINE PROGRAM ORDER

Finding the stipulation to be fair to the parties and that it adequately protects the public, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- ☒ The stipulation as to facts and conclusions of law is APPROVED.
- ☐ The stipulation as to facts and conclusions of law is APPROVED AS MODIFIED as set forth below.
- ☒ All court dates in the Hearing Department are vacated.

The parties are bound by the stipulation as approved unless: 1) a motion to withdraw or modify the stipulation, filed within 15 days after service of this order, is granted; or 2) this court modifies or further modifies the approved stipulation; or 3) Respondent is not accepted for participation in the Program or does not sign the Program Contract. (See rule 5.58(E) & (F) and 5.382(D), Rules of Procedure.)

May 19, 2014
Date

Lucy Armendariz
LUCY ARMENDARIZ
Judge of the State Bar Court

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 San Francisco, on May 19, 2014, I deposited a true copy of the following document(s):

STIPULATION RE FACTS AND CONCLUSIONS OF LAW

☒ By personally delivering a copy of said document(s) to:

MANUEL JIMENEZ
180 HOWARD STREET, 6TH FLOOR
SAN FRANCISCO, CA 94105

ALICE B. TRAEG
180 HOWARD STREET, 6TH FLOOR
SAN FRANCISCO, CA 94105

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on May 19, 2014.



Bernadette C.O. Molina
Case Administrator
State Bar Court

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 San Francisco, on January 21, 2016, I deposited a true copy of the following document(s):

DECISION AND ORDER SEALING CERTAIN DOCUMENTS

STIPULATION RE FACTS AND CONCLUSIONS OF LAW

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

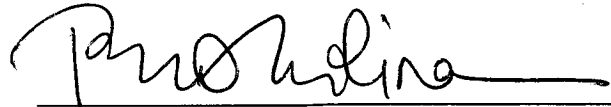
- ☒ by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at San Francisco, California, addressed as follows:

ALICE B. TRAEG
LAW OFFICES OF ALICE BROWN TRAEG
1849 CHESTNUT ST APT 1
SAN FRANCISCO, CA 94123

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

MANUEL JIMENEZ, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on January 21, 2016.



Bernadette Molina
Case Administrator
State Bar Court