

**FILED**

FEB 18 2014

STATE BAR COURT  
CLERK'S OFFICE  
LOS ANGELES

**STATE BAR COURT OF CALIFORNIA**

**REVIEW DEPARTMENT**

**IN BANK**

In the Matter of	)	Case No. 13-Q-16298
	)	
LISA ANN LARRABEE,	)	RECOMMENDATION ON
	)	RESIGNATION
A Member of the State Bar, No. 173514.	)	
_____	)	

On October 15, 2013, Lisa Ann Larrabee filed her resignation with disciplinary charges pending. In addition to her resignation, Larrabee also tendered a stipulation as to facts and conclusions of law, an authorization for public disclosure of pending investigations, and a California Rules of Court,<sup>1</sup> rule 9.20 compliance declaration. The Office of the Chief Trial Counsel of the State Bar (State Bar) recommends her resignation be accepted. In light of the grounds set forth in rule 9.21(d), we agree and recommend Larrabee's resignation be accepted because: (1) she cooperated in this proceeding by stipulating to her misconduct, filing a rule 9.20 compliance declaration, and tendering an authorization for public disclosure of pending complaints, investigations and proceedings; (2) she has not practiced law in California since 1999 and has no clients; (3) she has only one pending disciplinary matter, which stems from her misdemeanor conviction and is unrelated to the practice of law; and (4) she has no prior disciplinary record or other unresolved disciplinary matters. Under these circumstances, we conclude that the acceptance of her resignation would be consistent with the need to protect the public, the courts, and the legal profession.

---

<sup>1</sup> All further rule references are to this source unless otherwise noted.

## **I. BACKGROUND AND PENDING DISCIPLINARY CASE**

Larrabee was admitted to practice law in California on December 12, 1994, and has no prior disciplinary record. She has been on inactive status since January 1, 1998, and moved to the State of Washington in August 1999.

On June 17, 2013, the State Bar transmitted a copy of the record of Larrabee's conviction in Washington, which is described below. On August 9, 2013, we referred the matter to the Hearing Department to determine if the facts and circumstances surrounding the conviction involved moral turpitude or other misconduct warranting discipline. As part of this resignation proceeding, in December 2013, the parties stipulated to the following facts in Larrabee's pending disciplinary matter:

On May 31, 2011, a woman was driving with her two young children on a local street in Whatcom County, Washington, when she observed Larrabee standing in an open-air public parking lot holding a semi-automatic shotgun. As the woman drove by, Larrabee raised the shotgun to her shoulder and aimed it at the woman and the children, who were approximately fifteen to twenty feet away. The woman and her children immediately became frightened and feared that Larrabee might shoot them. After the woman reported the incident to the authorities, officers arrived at the scene and found Larrabee no longer armed with the shotgun. After waiving her Miranda rights, Larrabee admitted to the officers that she had been armed with the shotgun and pointed it at several people earlier in the day, including the woman and her children. Larrabee subsequently provided the officers with consent to search her residence where officers located her unloaded shotgun.

On August 9, 2012, Larrabee pled guilty to a gross misdemeanor violation of Washington Revised Code, section 9.41.230, subdivision (a) (aiming or discharging firearms or dangerous

weapons).<sup>2</sup> Larrabee's sentence was suspended for one year, conditioned upon her serving 364 days in the Whatcom County Jail, with 349 days of that time being suspended. She was also ordered to have no contact with the victim, obtain a mental health evaluation and comply with the recommended treatment, and obtain a drug and alcohol evaluation and comply with the recommended treatment. Further, Larrabee was placed on a one-year bench probation with review every six months to provide proof of compliance, and ordered to pay all fines and fees.

As part of this resignation proceeding, the parties stipulated that the facts and circumstances surrounding her conviction involved other misconduct warranting discipline, not moral turpitude.

## **II. CONSIDERATION OF THE GROUNDS SET FORTH IN RULE 9.21(d)**

On December 13, 2013, the State Bar filed a report recommending Larrabee's resignation be accepted. We have considered Larrabee's resignation under the grounds set forth in rule 9.21(d). We summarize below the relevant information for each ground:

### **1. The preservation of testimony is complete**

The State Bar reports that preservation of testimony is not required since the State Bar has certified copies of the criminal conviction records and police reports describing the facts and circumstances surrounding Larrabee's criminal conviction. The court also notes that the stipulation in this resignation matter also describes the facts and circumstances surrounding the criminal conviction.

### **2. No evidence of the unauthorized practice of law**

The State Bar reports that based on Larrabee's rule 9.20 compliance declaration filed on October 15, 2013, where she indicated that she had no clients, no client papers or property, or

---

<sup>2</sup> A violation of Washington Revised Code, section 9.41.230, subdivision (a) is analogous to California Penal Code 417, subdivision (a) (brandishing a weapon).

fees which any clients were entitled, the State Bar has a “reasonable belief that Ms. Larrabee has not advertised, or held herself out as entitled to practice law in California since being transferred to not entitled status on July 2, 2013.”

**3. Acts specified in rule 9.20(a)-(b) performed**

Larrabee filed her rule 9.20 compliance declaration on October 15, 2013, stating that she had no clients, had no papers or other property to which clients were entitled, had earned all fees paid to her, and did not represent any clients in pending matters. The State Bar provided no information to contradict Larrabee’s assertions.

**4. Proof of compliance with rule 9.20(c)**

Larrabee filed her rule 9.20 compliance declaration on October 15, 2013.

**5. The Supreme Court has not filed a disbarment order**

The Supreme Court has not filed a disbarment order.

**6. No pending disbarment recommendation**

The State Bar Court has not filed a decision recommending Larrabee’s disbarment.

**7. No previous resignation or disbarment**

Larrabee has not previously resigned or been disbarred in California.

**8. A full stipulation regarding pending disciplinary matter has been filed**

In December 2013, the parties stipulated to the facts and conclusions of law in Larrabee’s pending disciplinary matter.

**9. Resignation consistent with the need to protect the public, the courts, or the legal profession**

Larrabee has cooperated with the State Bar in this resignation proceeding. She entered into a stipulation regarding the facts and conclusions of law as to the pending disciplinary matter

under investigation, tendered an authorization for public disclosure of pending investigations, and submitted a rule 9.20 compliance declaration.

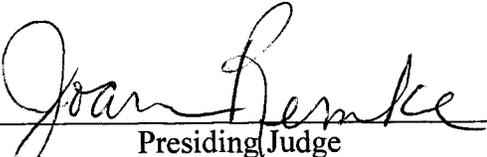
The only pending disciplinary proceeding against Larrabee relates to the criminal conviction matter to which she stipulated. She has no other prior or pending disciplinary matters. The stipulation and her record of conviction provide a complete account of her misconduct and are available to the public and any licensing agency or other jurisdiction.

Larrabee's criminal offense is serious. However, there is no evidence that her misconduct involved clients or the practice of law. Further, the parties stipulated that the facts surrounding her conviction involved other misconduct warranting discipline, not moral turpitude.

Larrabee moved to the State of Washington in 1999, has not practiced law as a member of the California Bar since that time, and has no clients. We do not believe that accepting a member's resignation under these circumstances will undermine public confidence in the discipline system. We find that permitting Larrabee to resign would be consistent with the need to protect the public, the courts and the legal profession.

### **III. RECOMMENDATION**

We recommend that the Supreme Court accept the resignation of Lisa Ann Larrabee, State Bar number 173514. We further recommend that costs be awarded to the State Bar in accordance with Business and Professions Code section 6068.10, and that such costs be enforceable both as provided in 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 February 18, 2014, I deposited a true copy of the following document(s):

RECOMMENDATION ON RESIGNATION FILED FEBRUARY 18, 2014

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:

LISA A. LARRABEE  
4 MARIGOLD DR UNIT 5  
BELLINGHAM, WA 98229

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

Anand Kumar, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on February 18, 2014.

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