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FILED

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STATE BAR COURT CLERK'S OFFICE
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THE STATE BAR COURT

OF THE STATE BAR OF CALIFORNIA

REVIEW DEPARTMENT- SAN FRANCISCO

IN THE MATTER OF JOSEPH HENRY MARMAN: Member No. 129517 A Member of the State Bar	Case No. : 14-C-01846 **RESPONSE:** **TO NOTICE OF HEARING ON CONVICTION**

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

JOSEPH HENRY MARMAN (Respondent), by and through his attorney of record herein, Law Offices of Anthony Radogna, hereby responds to the Notice of Hearing on Conviction filed October 2, 2014 as follows:

1. Respondent admits to the misdemeanor conviction, concerning case number 14-C-01846, a violation of Vehicle Code section 23109, subdivision (c).

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2. Respondent's position on the facts and circumstances surrounding the conviction is that they do not involve moral turpitude. The acts underlying the conviction have no relation to any client complaint, and there is no public protection issue presented. Further, the conviction is remote in time to respondent's prior discipline.

3. In the event the Court finds that the matter involved moral turpitude or other misconduct warranting discipline, then we ask that the appropriate discipline shall be determined by the presiding judge in relation to the *respondent's brief on discipline,* filed by Law Offices of Anthony Radogna, on 9-12-14.

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

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

Respectfully submitted,

Dated this October 13, 2014

LAW OFFICES OF ANTHONY RADOGNA

Anthony Radogna Esq.
Counsel for Respondent

DECLARATION OF SERVICE

I, the undersigned, over the age of eighteen, declare that [ ] I am / [ ] am not a party to the within action, in the City and County of Los Angeles, on 10-31-14, served the following document(s):

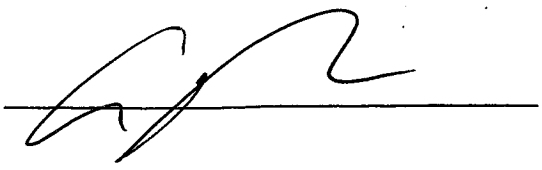
Response to notice

[X] by personal delivery:

Interoffice mail

Heather Abelson, DTC
180 Howard Street, 6th Floor
San Francisco, CA 94105

[ ] other:

I declare under penalty of perjury at Los Angeles, California, on the date shown below, that the foregoing is true and correct.

Dated: 10-31-14