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NOV 02 2017  
STATE BAR COURT  
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LOS ANGELES

P.B.

**STATE BAR COURT OF CALIFORNIA**  
**HEARING DEPARTMENT – LOS ANGELES**

In the Matter of	)	Case No.: 14-O-05953
	)	
<b>JAMES LISSANT CONKEY,</b>	)	<b>ORDER GRANTING THIRD MOTION</b>
	)	<b>REQUESTING EXTENSION OF TIME</b>
<b>Member No. 46616,</b>	)	<b>TO TAKE AND PROVIDE PROOF OF</b>
	)	<b>PASSAGE OF THE MPRE</b>
<u>A Member of the State Bar.</u>	)	

On October 2, 2017, respondent James Lissant Conkey (respondent) filed a motion for an order granting him further time to take the Multistate Professional Responsibility Examination (MPRE) and provide proof of passage of the examination to the Office of Probation. Respondent requests an extension of time until the release of the March 24, 2018 MPRE results to provide proof of passage of the examination to the Office of Probation. The requirement that respondent provide proof of passage of the MPRE was a condition of a public reproof imposed on respondent in case No. 14-O-05953. Respondent has successfully fulfilled all other reproof conditions.

The Office of Probation filed an opposition to respondent's motion on October 4, 2017.

Respondent requests additional time to take and provide proof of passage of the MPRE because he is seeking an accommodation of an additional 30 minutes for the MPRE from the National Conference of Bar Examiners (NCBE) based on his diagnosis of mild cognitive



impairment due to normal aging.<sup>1</sup> Although respondent plans to take the November 4, 2017 MPRE, he seeks an extension of time until the release of the results of the March 24, 2018 MPRE because he does not know if he timely submitted sufficient documentation for his request for an accommodation to be granted by the NCBE in connection with the November 2017 MPRE. Respondent contends that if his request for an accommodation for the November 2017 MPRE is not granted, and he does not pass the November examination, the additional time is necessary for him to obtain and timely submit sufficient documentation to the NCBE in regard to his request for an accommodation and to enroll for and take the March 24, 2018 MPRE.

After thorough consideration of respondent's motion and the Office of Probation's opposition, the court finds respondent's motion for a further extension of time to take and pass the MPRE is consistent with protecting the public; the member's successful rehabilitation; and maintaining the integrity of the legal profession. (Rules Proc. of State Bar, rule 5.300(B).) The court finds it appropriate to grant a further extension of time for respondent to take and provide proof of passage of the MPRE in this matter so that respondent is afforded an opportunity to seek a time accommodation from the NCBE. Accordingly, respondent's motion to further extend the time to take and pass the MPRE is **GRANTED**. Respondent is **ORDERED** to provide proof of passage of the MPRE to the Office of Probation on or before Tuesday, **May 8, 2018**.<sup>2</sup>

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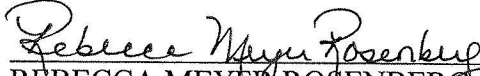
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<sup>1</sup> According to respondent's declaration, he has no impairment of abstract thinking or judgment. Pursuant to Evidence Code section 452, subdivision (d), the court takes judicial notice of respondent's prior record of discipline in case No. 14-O-05953 which reflects that the misconduct underlying respondent's public reproof with conditions did not involve failure to competently perform legal services.

<sup>2</sup> The court is unlikely to grant further requests for an extension of time to take and pass the MPRE in this matter.

**IT IS SO ORDERED.**

Dated: November 2, 2017

  
REBECCA MEYER ROSENBERG  
Judge Pro Tempore 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 Los Angeles, on November 2, 2017, I deposited a true copy of the following document(s):

### **ORDER GRANTING THIRD MOTION REQUESTING EXTENSION OF TIME TO TAKE AND PROVIDE PROOF OF PASSAGE OF THE MPRE**

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:

**SUSAN LYNN MARGOLIS  
MARGOLIS & MARGOLIS LLP  
2000 RIVERSIDE DR  
LOS ANGELES, CA 90039**

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

**TERRIE GOLDADE, Probation, Los Angeles**

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on November 2, 2017.



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Paul Barona  
Case Administrator  
State Bar Court