

1 Scott H. Linden CA St Bar No. 190920  
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**FILED**

**APR 08 2016**

STATE BAR COURT  
CLERK'S OFFICE  
LOS ANGELES

4 HEARING DEPARTMENT

5 STATE BAR COURT

6 STATE BAR OF CALIFORNIA,

Case No.: 15-C-13609-WKM

7 Complainant,

8 vs.

RESPONSE TO NOTICE OF HEARING ON  
CONVICTION

9 SCOTT H. LINDEN, ESQ,  
MEMBER NO. 190920

10 Respondent

HON. W. KEARSE MCGILL

11 TO ALL PARTIES AND COUNSEL IIN THE ABOVE TITLED MATTER:

12 Dated this 6<sup>th</sup> day of April, 2016, Respondent asserts as follows:

13  
14 Respondent is a 45 year old male who has been a member of the California State Bar since December, 1997 with no  
15 prior record of public discipline. Respondent is severely handicapped after suffering an extremely deadly  
16 motorcycle crash where he was run over by a vehicle and often needs assistance with driving and daily activities; he  
17 suffers with daily, continual pain and emotional suffering from injuries relating to his motorcycle accident.  
18 Respondent is also unemployed and has been awaiting federal disability for almost three (3) years. Respondent,  
19 prior to this incident, had no criminal record.

20  
21 While, It is true and correct that Respondent entered into a plea agreement allowing a conviction of Penal Code  
22 section 602.5, subdivision (b), (aggravated trespass), but Respondent only did so because the cost of defense as well  
23 as the additional extreme emotional anguish and physical pain Respondent was suffering because of the accusations  
24 were overwhelming Respondent.

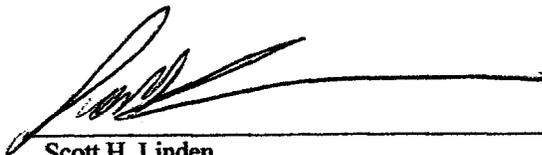
25  
26 RESPONSE TO NOTICE OF HEARING ON CONVICTION HON. W. KEARSE MCGILL



1 In the underlying criminal charges, Respondent was acting in self-defense after being shoved to the ground and  
2 verbally threatened by a self-proclaimed gang member. As explained above, Respondent could not pay the costs,  
3 nor could he handle the additional pain he was going through and entered into a plea bargain instead of proving his  
4 complete innocence through trial. Respondent agreed to the plea agreement to end the matter and tend to his health.

5  
6 There is no question that there was no violation whatsoever regarding moral turpitude, therefore, this Court should  
7 find no violation and enter a dismissal with prejudice, and issue an order terminating the proceeding.

8  
9  
10 Dated this 6<sup>th</sup> day of April, 2016



11  
12 Scott H. Linden  
California State Bar No. 190920

**CERTIFICATE OF SERVICE**

[Rules Proc. Of State Bar; Rule 5.27(B); Code Civ. Proc. § 1013a(4)]

I am Raul Garrido of Garrido Process Service working in the state of California. I am over the age of eighteen (18) and not a party to the within proceeding. Pursuant to standard court practice, in the County of Los Angeles on April 6<sup>th</sup>, 2016, I deposited a true copy of the following documents:

**RESPONSE TO NOTICE OF HEARING ON CONVICTION,**

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

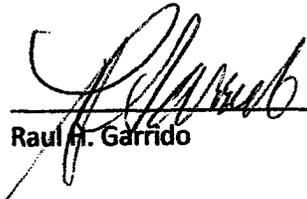
  X   by certified mail, with return receipt requested, through the United States Postal Service at Van Nuys, California, addressed as follows:

Julie Gonzales, Case Administrator to Hon. Kearse McGill  
State Bar Court  
845 S. Figueroa St.  
Courtroom D  
Los Angeles, CA 90017-2515

and

Kristin L. Ritsema, Esq., Enforcement, Los Angeles  
845 S. Figueroa St.  
Los Angeles, CA 90017-2515

I hereby certify that the foregoing is true and correct. Executed at Los Angeles, California on April 6<sup>th</sup>, 2016.

  
\_\_\_\_\_  
Raul M. Garrido