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STATE BAR COURT  
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8 STATE BAR COURT OF CALIFORNIA

9 In the Matter of ) Case No.: 15-C-13914-WKM  
10 BRIAN DINSMORE GARD )  
11 ) REPLY TO NOTICE OF HEARING  
12 ) ON CONVICTION.  
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State Bar No.: 118457

16 I acknowledge the misdemeanor charges which have prompted  
17 the instant action by the State Bar of California.

18 I do not, however, believe that the convictions involve  
19 ethical violations, moral turpitude or other conduct warranting  
20 discipline.

21 The charges for which I was convicted did not involve any  
22 clients, did not involve the practice of law, did not abrogate  
23 any ethical obligations owed by me to the public at large nor to  
24 the administration of justice.

25 That for which I was convicted, and which the State Bar  
26 deems questionable enough to institute the instant proceedings  
27 are neither heinous, immoral, unethical, nor anything other than  
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1 a lapse in judgment during perhaps the most difficult time of my  
2 life.

3 I was married to my high school sweetheart in 1974, after  
4 my discharge from having been drafted into the Army. At that  
5 point, we had been together for 6 years. We separated in 2012  
6 after 44 years together, 38 years of which we were married and  
7 raised three kids, the eldest of whom is now an attorney.

8 I was not too well emotionally equipped to take such an  
9 upheaval from that turn of events alone, but even less so when  
10 my family asked me to relocate to Rancho Mirage, CA (Palm  
11 Springs area), to provide home health care for my 89-year-old  
12 mother and 95 year-old father.

13 As it is, I'm already enrolled and attending the SB38  
14 program consisting of 18 months of DUI classes and AA meetings,  
15 plus, of course, hefty fines.

16 It would seem to me that the judicial system is already  
17 exacting the requisite "pound of flesh" such that further  
18 ramifications from convictions having nothing to do with my  
19 practice of law appears exorbitant.

20 I declare, under penalty of perjury that the foregoing is  
21 true and correct and that this Declaration was executed on  
22 October 27, 2015 in Rancho Mirage, California.

23  
24 Dated: October 27, 2015



25 Brian D. Gard  
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