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STATE BAR COURT
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STATE BAR COURT OF CALIFORNIA

REVIEW DEPARTMENT

IN BANK

In the Matter of)	Case No. 15-Q-13306
)	
LINDA C. FRITZ,)	RECOMMENDATION ON
)	RESIGNATION
A Member of the State Bar, No. 111060.)	
_____)	

Respondent Linda C. Fritz filed her resignation with disciplinary charges pending on July 7, 2015. On August 21, 2015, the Office of the Chief Trial Counsel of the State Bar (OCTC) filed its report on the resignation, recommending that the resignation be accepted. OCTC filed a supplemental report on October 15, 2015 to correct errors in the first report. In light of the grounds set forth in California Rules of Court, rule 9.21(d),¹ and as set forth in detail below, we recommend Fritz's resignation be accepted.

I. BACKGROUND

Fritz was admitted to practice law in California on December 12, 1983. She has one prior record of discipline.

On April 28, 2015 (effective May 28, 2015), the Supreme Court ordered Fritz suspended for one year, execution stayed, and placed on probation for one year subject to the conditions of probation, including a 30 day actual suspension. (*In re Linda C. Fritz on Discipline* (S224488), State Bar Court Case No. 14-O-01618.) In that case, Fritz stipulated to a violation of Business

¹ All further references to rules are to this source unless noted.

and Professions Code section 6106² for reporting under penalty of perjury to the State Bar that she was in compliance with the Minimum Continuing Legal Education (MCLE) requirements when she was grossly negligent in not knowing that she was not in compliance with the MCLE requirements, thereby violating section 6106.

In its report in this matter, OCTC explained that Fritz's resignation should be accepted because no complaints, investigations or complaints are currently pending against Fritz, but she remains on probation pursuant to above-mentioned Supreme Court Order.³ She cooperated with the State Bar in entering into a stipulation, and the stipulation provides a complete account of Fritz's misconduct. OCTC further explained no other unresolved discipline matters or investigations are pending.

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

We have considered Fritz's resignation under the grounds set forth in rule 9.21(d). We summarize below the relevant information for each ground:

1. Whether the preservation of testimony is complete.

OCTC reports that there is no need for perpetuation of the evidence.

2. Whether after transfer to inactive status, Fritz has practiced law or has advertised or held herself out as entitled to practice law.

OCTC reports that it is not aware that Fritz has practiced law or held herself out as entitled to practice law since her transfer to inactive status effective July 7, 2015.

3. Whether Fritz performed the acts specified in rule 9.20(a)-(b).

² All further references to sections are to this source unless noted.

³ We consider a pending probation as a "proceeding," as contemplated by rule 5.427(B) of the Rules of Procedure of the State Bar of California.

Fritz filed a rule 9.20 compliance declaration on August 12, 2015, stating that she had no clients, no client papers or other property to return, no unearned fees, and no pending client matters. OCTC notes that it has not received information from clients, courts, or opposing counsel that would give rise to an investigation on this issue.

4. Whether Fritz provided proof of compliance with rule 9.20(c).

Fritz's rule 9.20 compliance declaration in this case was filed with the Court on August 12, 2015.

5. Whether the Supreme Court has filed a disbarment order.

The Supreme Court has not filed a disbarment order.

6. Whether the State Bar Court has filed a decision recommending disbarment.

The State Bar Court has not filed a decision recommending Fritz's disbarment.

7. Whether Fritz previously resigned or has been disbarred and reinstated to the practice of law.

Fritz has not previously resigned or been disbarred in California.

8. Whether Fritz entered a stipulation with OCTC as to facts and conclusions of law regarding pending disciplinary matters.

Fritz and OCTC entered into a Stipulation as to Facts and Conclusions of Law which was filed on August 21, 2015.

9. Whether accepting Fritz's resignation will reasonably be inconsistent with the need to protect the public, the courts, or the legal profession.

We recommend accepting Fritz's resignation for the reasons OCTC presented in its filings in this matter because Fritz: (1) submitted a rule 9.20 compliance declaration; (2) submitted a stipulation to facts and conclusions of law and tendered an authorization for public disclosure of pending complaints, investigations and proceedings; (3) has no pending Client

Security Fund (CSF) claims; and (4) is 63 years old, living in Washington State, and willing to forfeit her license. Fritz remains on probation but no complaints, investigations or complaints are currently pending against her. We see no harm to the public under the circumstances presented here. We conclude that the acceptance of Fritz's resignation 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 Linda C. Fritz, State Bar number 111060. 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.

HONN

Acting 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 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 20, 2015, I deposited a true copy of the following document(s):

RECOMMENDATION ON RESIGNATION FILED NOVEMBER 20, 2015

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

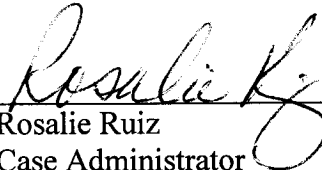
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

LINDA C. FRITZ
292 E ISLAND VIEW AVE
PORT TOWNSEND, WA 98368

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

Nina Sarraf-Yazdi, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on November 20, 2015.



Rosalie Ruiz
Case Administrator
State Bar Court