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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. 16-C-16512
)	
DAVID DALE LAMB,)	RECOMMENDATION OF SUMMARY
)	DISBARMENT
A Member of the State Bar, 199296.)	
_____)	

On April 7, 2017, the Office of Chief Trial Counsel of the State Bar (OCTC) filed a motion for summary disbarment based on David Dale Lamb's felony conviction. Lamb did not respond. We grant the motion and recommend that Lamb be summarily disbarred.

On September 15, 2016, Lamb pled guilty to a violation of title 18 United States Code section 2252(a)(2) (attempted receipt of images of minors engaged in sexually explicit conduct). Effective December 12, 2016, Lamb was placed on interim suspension from the practice of law. With its motion for summary disbarment, OCTC submitted evidence that the conviction had become final. Specifically, no party filed a notice of appeal within the statutory time period after the entry of judgment. (Fed. Rules App. Proc., rule 4(b), 28 U.S.C.) Therefore, the conviction is final.

After the judgment of conviction becomes final, "the Supreme Court shall summarily disbar the attorney if the offense is a felony . . . and an element of the offense is the specific intent to deceive, defraud, steal, or make or suborn a false statement, or involved moral turpitude." (Bus. & Prof. Code, § 6102, subd. (c).) The record of conviction establishes both criteria for summary disbarment.

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First, Lamb's offense is a felony. (18 U.S.C. §§ 3559(a) [classifying offenses based on sentencing ranges], 2252(a)(2) [punishable with imprisonment up to 20 years].)

Second, Lamb's conviction necessarily involves moral turpitude. (*In re Grant* (2014) 58 Cal.4th 469 [felonious possession of child pornography is moral turpitude per se because the crime involves exploitation of children and shows flagrant disrespect for the law and for societal norms].) Accordingly, Lamb's conviction qualifies him for summary disbarment.

When an attorney's conviction meets the requirements of Business and Professions Code section 6102, subdivision (c), "the attorney is not entitled to a State Bar Court hearing to determine whether lesser discipline is called for." (*In re Paguirigan* (2001) 25 Cal.4th 1, 7.) Disbarment is mandatory. (*Id.* at p. 9.)

We therefore recommend that David Dale Lamb, State Bar number 199296, be disbarred from the practice of law in this state. We also recommend that he be ordered to comply with California Rules of Court, rule 9.20 and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of the Supreme Court's order. Finally, we recommend that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10, and that such costs be enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

PURCELL

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 June 2, 2017, I deposited a true copy of the following document(s):

RECOMMENDATION OF SUMMARY DISBARMENT FILED JUNE 2, 2017

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:

DAVID D. LAMB
OFC PUBLIC DEFENDER
450 B ST
SAN DIEGO, CA 92101

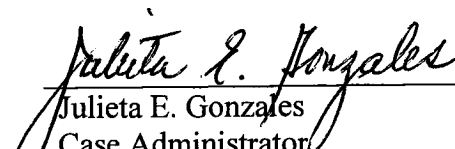
Courtesy copy:

DAVID DALE LAMB
2235 LINWOOD ST.
APT. A-7
SAN DIEGO, CA 92210-2873

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

Murray B. Greenberg, Enforcement, Los Angeles

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



Julieta E. Gonzales
Case Administrator
State Bar Court