

FILED

JAN 29 2019

**STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES**

STATE BAR COURT OF CALIFORNIA

REVIEW DEPARTMENT

IN BANK

In the Matter of)	Case No. 18-C-12812
)	
TERRENCE LEE)	RECOMMENDATION OF
)	SUMMARY DISBARMENT
A Member of the State Bar, No. 306333.)	
_____)	

On December 7, 2018, the Office of Chief Trial Counsel of the State Bar (OCTC) filed a request for summary disbarment based on Terrence Lee’s felony conviction. Lee did not respond. We grant the request and recommend that Lee be summarily disbarred.

On May 18, 2018, Lee pled nolo contendere to one count of violating Penal Code section 288a(b)(2) (oral copulation of a person under 16 years of age)¹, a felony involving moral turpitude. On October 5, 2018, we ordered that Lee be placed on interim suspension, effective October 29, 2018, pending the final disposition of his proceeding. On December 7, 2018, OCTC transmitted evidence that Lee did not file a notice of appeal within the statutory period following the entry of judgment. Therefore, the conviction is final. (Cal. Rules of Court, rule 9.10(a).)

After a 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

¹ Effective January 1, 2019, Penal Code section 288a was renumbered to Penal Code section 287. (Pen. Code, § 287, as added by renumbering section 288a by Stats. 2018, ch. 423, § 49.)



turpitude.” (Bus. & Prof. Code, § 6102, subd. (c).) Lee’s record of conviction establishes both criteria for summary disbarment.

First, Lee’s offense is a felony as it is designated as such in the statute. (Pen. Code, §287a(b)(2) [oral copulation of person under 16 years of age is felony where perpetrator is over 21 years of age, and is punishable by state imprisonment for up to 3 years].) Second, Lee’s felony conviction involves moral turpitude. (*In re Lesansky* (2001) 25 Cal.4th 11, 17 [intention to satisfy sexual desire with child “necessarily involves moral turpitude for purposes of attorney discipline”]; *In re Fahey* (1973) 8 Cal.3d 842, 849 [conviction of serious sexual offense establishes “moral turpitude on its face”].) A conviction of a serious sexual offense involves moral turpitude because the offense is “one of depravity, contrary to the accepted and customary rule of right and duty between man and man.” (*In re Boyd* (1957) 48 Cal.2d 69, 70.)

Accordingly, Lee’s felony 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 Terrence Lee, State Bar number 306333, 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 Court Specialist 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 January 29, 2019, I deposited a true copy of the following document(s):

RECOMMENDATION OF SUMMARY DISBARMENT FILED JANUARY 29, 2019

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:

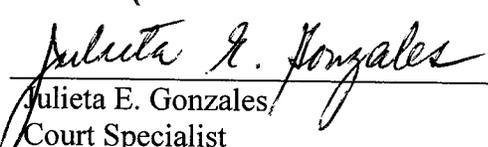
TERRENCE LEE
20955 PATHFINDER RD STE 100
DIAMOND BAR, CA 91765

TERRENCE LEE
PO BOX 8773
ROWLAND HEIGHTS, CA 91748

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

Manuel Jimenez, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on January 29, 2019.



Julieta E. Gonzales
Court Specialist
State Bar Court