

September 4, 2019

THE STATE BAR OF CALIFORNIA
 OFFICE OF CHIEF TRIAL COUNSEL
 KEVIN B. TAYLOR, No. 151715
 180 Howard Street
 San Francisco, California 94105-1639
 Telephone: (415) 538-2000

STATE BAR COURT
 CLERK'S OFFICE
 LOS ANGELES

Public Matter

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE) Case No. SBC-19-C-30445
 CONVICTION OF:)
) Transmittal of Records of Conviction of Attorney (Bus. & Prof.
Grady Michael Brown,) Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
No. 85997)
) (OCTC Case No. 19-C-20195)
 Attorney)
) [X] Misdemeanor;
) [X] Hearing required to determine whether crime(s) involves
) moral turpitude or other misconduct warranting discipline;
) [X] Evidence that conviction is final.
)

To the CLERK OF THE STATE BAR COURT:

1. Transmittal of records.

- [X] A. Pursuant to the provisions of Business and Professions Code, section 6101-6102 and California Rules of Court, rule 9.5 et seq., the Office of Chief Trial Counsel transmits a certified copy of the record of convictions of the following attorney of the State Bar and for such consideration and action as the Court deems appropriate:
- [] B. Notice of Appeal
- [X] C. Evidence of Finality of Conviction (Court Minutes)
- [] D. Other

Name of Licensee: Grady Michael Brown

Date licensee admitted to practice law or registered in California: May 31, 1979

Licensee's Address of Record: Musick, Peeler & Garrett LLP

650 Town Center Drive, Suite 1200

Costa Mesa, CA 92626

2. Date and court of conviction; offense(s).

The record of conviction reflects that the above-named attorney of the State Bar was convicted as follows:

Date of entry of conviction: June 22, 2015

Convicting court: California Superior Court, Orange County

Case number(s): 15CM01949

Crime(s) of which convicted and classification(s): Vehicle Code § 23152(a), (Driving Under the Influence of Alcohol), one count; Vehicle Code § 23152(b), (Driving with Blood Alcohol Concentration of .08% or more), one count; and Vehicle Code § 20002(a), (Hit and Run – Property Damage), one count, all misdemeanors that may or may not involve moral turpitude. (*In re Kelley* (1990) 52 Cal.3d 487.)

☐ 3. Compliance with Rule 9.20. (Applicable only if checked.)

We bring to the Court's attention that, should the Court enter an order of interim suspension herein, the Court may wish to require the above-named attorney to comply with the provisions of rule 9.20, California Rules of Court, paragraph (a), within 30 days of the effective date of any such order; and to file the affidavit with the Clerk of the State Bar Court provided for in paragraph (c) of rule 9.20 within 40 days of the effective date of said order, showing the attorney's compliance with the provisions of rule 9.20.

☒ 4. Other information to assist the State Bar Court

The attached court minutes, dated and certified August 26, 2019, show that no appeal was filed in the criminal case subsequent to the entry of judgment on June 22, 2015. (Rules of Court, rule 8.853 [notice of appeal to be filed within 30 days after rendition of judgment].)

DOCUMENTS TRANSMITTED:

Certified Complaint
Certified Plea Form
Certified Court Minutes

THE STATE BAR OF CALIFORNIA
OFFICE OF CHIEF TRIAL COUNSEL

DATED: September 4, 2019

BY: 

Kevin B. Taylor
Senior Trial Counsel

The Office of Chief Trial Counsel received the full set of Certified Record of Conviction on this matter on or about August 29, 2019

A copy of this transmittal and its
Attachments have been sent to:

Grady Michael Brown
Musick Peeler & Garrett LLP
650 Town Center Dr Ste 1200
Costa Mesa, CA 92626

1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

ELECTRONICALLY FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE

02/20/2015
08:00 AM

ALAN CARLSON, Clerk of the Court
15CM01949

6 THE PEOPLE OF THE STATE OF CALIFORNIA,) COMPLAINT

7)
8 Plaintiff,)
9)

10 vs.)

No.

) CHPC 201402127

11 GRADY MICHAEL BROWN
12 A0482922

12/12/52)

BAC .09 BR COLLISION
TUSTIN

13 Defendant(s))

14 The Orange County District Attorney charges that in Orange
15 County, California, the law was violated as follows:

16 COUNT 1: On or about September 11, 2014, in violation of Section
17 23152(a) of the Vehicle Code (DRIVING UNDER THE INFLUENCE OF
18 ALCOHOL), a MISDEMEANOR, GRADY MICHAEL BROWN did unlawfully
19 drive a vehicle while under the influence of an alcoholic
beverage.

20 COUNT 2: On or about September 11, 2014, in violation of Section
21 23152(b) of the Vehicle Code (DRIVING WITH BLOOD ALCOHOL .08% OR
22 MORE), a MISDEMEANOR, GRADY MICHAEL BROWN did unlawfully drive
23 a vehicle while defendant's blood alcohol concentration was 0.08
percent (%) or more by weight of alcohol in defendant's blood.

24 /
25 /
26 /
27 /
28 /
/

1 COUNT 3: On or about September 11, 2014, in violation of Section
2 20002(a) of the Vehicle Code (HIT AND RUN WITH PROPERTY DAMAGE),
3 a MISDEMEANOR, GRADY MICHAEL BROWN, being a driver of and owner
4 of a vehicle involved in an accident resulting in damage to
5 property, did unlawfully fail to stop his/her vehicle
6 immediately and: (1) locate and notify the owner and person in
7 charge of that property of the name and address of the driver
8 and owner of the vehicle involved, and, upon locating the driver
9 of any other vehicle involved and the owner and person in charge
10 of damaged property and, upon request, fail to present his/her
11 driver's license and vehicle registration, and current residence
12 address of both defendant and the owner of the vehicle driven by
13 defendant to the other driver, property owner and person in
14 charge, (2) fail to leave in a conspicuous place on the vehicle
15 and property damaged a written notice giving name and address of
16 driver and owner of vehicle involved and a statement of
17 circumstances thereof; and (3) fail to notify the police
18 department of the city wherein the collision occurred.

13 I declare under penalty of perjury, on information and belief,
14 that the foregoing is true and correct.

15 Dated 02-19-2015 at Orange County, California.

16 KB/KV 15C01285

18 TONY RACKAUCKAS, DISTRICT ATTORNEY

19 by: /s/ MATT MATTIS

20 MATT MATTIS, Deputy District Attorney

21 RESTITUTION CLAIMED

22 [] None

23 [] \$ _____

24 [X] To be determined

25 NOTICES:

26
27 The People request that defendant and counsel disclose, within
28 15 days, all of the materials and information described in Penal
Code section 1054.3, and continue to provide any later-acquired
materials and information subject to disclosure, and without
further request or order.

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE
VEHICLE CODE MISDEMEANOR GUILTY PLEA FORM**

CASE NO. 15CM01949 PEOPLE vs. Brown

1. My true full name is Grady Michael Brown (12/12/52)

2. I understand that I am pleading ☒ **GUILTY** / ☐ **NOLO CONTENDERE** and admitting the following offenses, prior convictions and special punishment allegations, with the maximum punishment indicated below:

CT	CHARGE	PRIORS (Date)	MAX SENTENCE JAIL/FINES
1	23152(a) VC	FILED SUPERIOR COURT OF CALIFORNIA COUNTY OF ORANGE CENTRAL JUSTICE CENTER JUN 22 2015 ALAN GANLSON, Clerk of the Court BY: D. J. GASSA, DEPUTY	6 months / \$1000
2	23152(b) VC		<654>
3	20002(a) VC		6 months / \$1000

3. I understand I am also charged with a violation of probation in Case No. _____

RIGHTS AND WAIVERS

4. I understand I have the following constitutional rights, which I am waiving and giving up by entering my plea, and, if applicable, by my admission of a probation violation:

4a. I have the right to be represented by an attorney at all stages of the proceedings until the case is completed. If I cannot afford an attorney, one will be appointed to represent me. (For defendants without an attorney: I am aware that there are dangers and disadvantages of representing myself and there may be a value in obtaining advice from an attorney in this matter but I knowingly and voluntarily waive and give up my right to an attorney and choose to represent myself.)

4b. I have the right to a speedy and public trial by a jury or a judge, and if charged with a probation violation, the right to a hearing before a judge. I waive and give up this right.

4c. I have the right to confront the witnesses against me and to cross examine them. I waive and give up this right.

4d. I have the right to testify on my own behalf but I cannot be compelled to be a witness against myself and may remain silent if I choose. I waive and give up this right.

4e. I have the right to present evidence and have the Court issue subpoenas to bring into Court all witnesses and evidence favorable to me, at no cost to me. I waive and give up this right.

4f. Under the Fourth and Fourteenth Amendments to the United States Constitution, I have a right to be free from unreasonable searches and seizures. If I am granted probation, I waive and give up this right. I agree to submit my person and property, including any residence, premises, container, or vehicle under my control, to search and seizure at any time of the day or night by any law enforcement or probation officer, with or without a warrant, and with or without reasonable cause or reasonable suspicion.

5. I understand I have the right to appeal an adverse ruling on a Penal Code section 1538.5 suppression motion. I waive and give up this right.


6. I understand that I have the right to have a delay in pronouncement of my sentence of not less than six hours and not more than five days after my plea. I waive and give up this right and agree to be sentenced at this time.

7. **Arbuckle waiver:** I understand I have the right to be sentenced by the judge who accepts this plea. I waive and give up this right.

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE
VEHICLE CODE MISDEMEANOR GUILTY PLEA FORM**

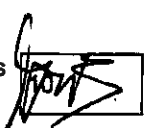
CASE NO. 150M01949 PEOPLE vs. Brown

8. I understand that I have the right to be present for the entry of the plea of guilty or nolo contendere, and I hereby waive and give up that right. 

9. I understand I have the right to reject probation, and I hereby waive and give up that right and accept probation on the terms and conditions ☐ as imposed by the court, or ☒ as contained in the attached Sentence Recommendation form. 

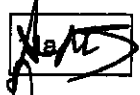
9a. If the judge does not wish to follow the Prosecutor's sentence recommendation, I may withdraw my plea. 

9b. If I violate any of the terms of probation, I may be returned to court and sentenced up to the maximum punishment as indicated in 2 above. 

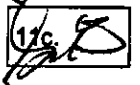
10. I have been advised that being under the influence of alcohol or drugs, or both, impairs your ability to safely operate a motor vehicle. Therefore, it is extremely dangerous to human life to drive while under the influence of alcohol or drugs, or both. If I continue to drive while under the influence of alcohol or drugs, or both, and as a result of that driving someone is killed, I can be charged with murder. 

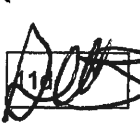
CONSEQUENCES


11. I understand some of the possible consequences of my plea and admissions are as follows:


11a. I have read the attached punishment chart and understand the minimum and maximum penalties and consequences listed therein. 

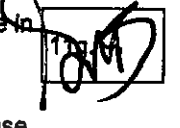
11b. There will be state penalty assessments added to any fines imposed by the court. 


11c. I will be ordered to pay a minimum of ¹⁵⁰~~\$100~~ and a maximum of \$1,000 to the State Restitution Fund unless the court makes a finding of "compelling and extraordinary reasons" for waiving this fine. 

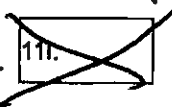
11d. I will be ordered to pay a minimum of ¹⁵⁰~~\$100~~ and a maximum of \$1,000 probation revocation restitution fine pursuant to PC 1202.44. The restitution fine will be stayed but will be payable upon revocation of probation. 

11e. If I am not a citizen of the United States the conviction for the offense(s) charged may or, with certain offenses, will have the consequence of deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States. 

11f. If I am charged and convicted of a similar offense in the future, my plea today may be used to increase my punishment for the new offense. 

11g. If I am presently on probation or parole for any previous conviction, my plea today may cause me to be in violation of that probation or parole and result in additional penalties and/or punishment. 

11h. If I am convicted of driving under the influence and I was UNDER 21 at time of arrest, my driver's license will be suspended for one year. If I do not have a license, the Department of Motor Vehicles will delay issuing a license for one year after I become eligible to drive. 

11i. If I am convicted of driving under the influence and it involved a REFUSAL/OR BAC (Blood Alcohol Content) OVER .20; I will be required to attend a first offender program of at least nine months duration. 

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE
VEHICLE CODE MISDEMEANOR GUILTY PLEA FORM**

CASE NO. _____

15CM01949

PEOPLE vs. _____

11j. **IGNITION INTERLOCK:** If I am convicted of a first or subsequent offense for driving under the influence, the court may order the installation of an ignition interlock device (IID) on any vehicle owned or operated by me for up to a three year period. If I am convicted of driving on a suspended license under Vehicle Code section(s) 14601.2, 14601.4 or 14601.5, with a prior conviction for same offenses or for violation of Vehicle Code section(s) 23103.5, 23152, or 23153, the Department of Motor Vehicles will require the installation of an ignition interlock device (IID) as a condition of a restricted license separate from any action by this court.

11k. The DMV may restrict or suspend my driver's license separate from any action by this court.

11l. If the court determines that it would be unsafe for me to operate a motor vehicle during a suspension period, the court may prohibit the issuance of a restricted driver license.

11m. For a conviction of Vehicle Code sections 23152 or 23153: the DMV will require completion of an alcohol/drug program in order to have my driving privilege reinstated, even if the court did not order such a program.

11n. My driving privilege may not be restored until I provide the DMV satisfactory proof of successful completion of a licensed DUI program of the appropriate length required by law.

12. I understand that if I am the registered owner of the vehicle used in the offense and the offense is:

12a. Vehicle Code sections 23152 or 23153 (first conviction), the court may order my vehicle impounded up to 30 days at my expense. Upon a second conviction for violation of Vehicle Code sections 23152 or 23153, the court is **required** (absent unusual circumstances) to order my vehicle impounded for at least one day, but not more than 30 days; the court may also declare the vehicle a nuisance and order it sold after a hearing.

12b. Vehicle Code sections of 23152 or 23153 (third conviction or more), the court may order my vehicle impounded up to 90 days at my expense. The court may declare the vehicle to be a nuisance and order it sold after a hearing.

12c. Driving on a suspended license (Vehicle Code section 14601) or without a license (Vehicle Code section 12500), my vehicle will be subject to impoundment by the police and court for 6 months and up to one year, and may be subject to forfeiture as a nuisance.

13. I understand I have the right to enter my plea before, and be sentenced by a judge. I waive and give up this right and agree to enter my plea before, and be sentenced by, a commissioner or temporary judge:

As assigned

(enter name of Commissioner or Temporary Judge).

PLEA

14. I offer my plea and admit the listed priors and allegations freely and voluntarily. No one has made any threats, used any force against me or my family or loved ones, and no one has made any promises to me other than as on the Sentence Recommendation form.

15. I make my plea with a full understanding of all the matters set forth in the charging document and in this form. I have read, understood, and personally initialed each item herein, and I understand that the signing and filing of this form is conclusive evidence that I have pleaded ☒ **GUILTY** / ☐ **NOLO CONTENDERE** to the charges set forth.

16. Discussion with my attorney (*Leave this box blank if you are not represented by an attorney*). Before entering this plea, I have had a full opportunity to discuss with my attorney the facts of the case, the elements of the charged offenses and prior convictions (if any), any defenses that I may have, my constitutional and statutory rights and waiver of those rights, the consequences of this plea, and anything else I think is important to my case.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE
VEHICLE CODE MISDEMEANOR GUILTY PLEA FORM

CASE NO. 150M01949 PEOPLE vs. _____

17. I offer the following as a factual basis for my plea: On 9/11/14 in Orange County, I did willfully
and unlawfully drive a motor vehicle on a public highway while under the influence of an alcoholic
beverage, and with a blood alcohol concentration of .08% or greater, to wit: .09%, & I was driver of vehicle
involved in accident w/ property damage & I failed to stop & failed to leave any
note.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATED: 6/11/15

SIGNED: _____

(Defendant)

DEFENDANT'S ATTORNEY: I am the attorney of record for the defendant. I have explained each of the above rights to the defendant and answered all of the defendant's questions with regard to the plea. I have discussed the facts of the defendant's case with the defendant and explained the consequences of this plea, the elements of the offense(s), the possible defenses, and the sentence to be imposed. I concur in this plea and in the defendant's decision to waive his/her constitutional rights.

DATED: 6/11/15

SIGNED: _____

(Attorney of Record)

INTERPRETER'S STATEMENT: Having been sworn or having a written oath on file, I certify that I translated this form to the defendant in the _____ language. The defendant stated that (s)he understood the contents of this form and then (s)he initialed and signed the form.

DATED: _____

SIGNED: _____

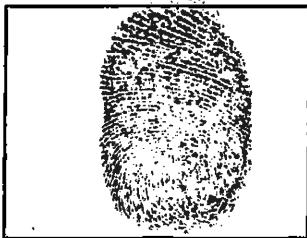
(Court Interpreter)

FOR THE PEOPLE:

DATED: 6/22/15

SIGNED: _____

el



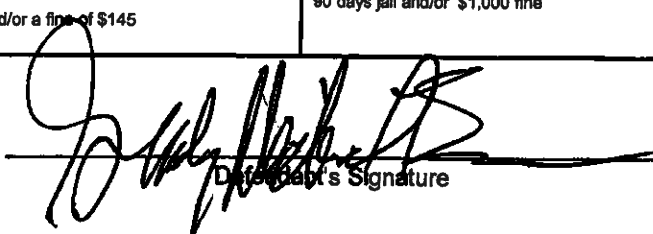
Right Thumb Print

(Bailiff's Signature and Badge #)

SENTENCE RECOMMENDATION FORM – VEHICLE CODE

SENTENCING CONSEQUENCES FOR SELECTED VEHICLE CODE VIOLATIONS

VEHICLE CODE VIOLATION	MINIMUM SENTENCE	MAXIMUM SENTENCE
23152(a) or (b)* 23152(e) 23152(f)	If probation granted, either option A) or B) may be imposed in addition to penalty C): A) 48 hours in jail, a fine of \$390 and attendance at an alcohol/drug program B) a fine of \$390 and attendance at an alcohol/drug program C) 6 month suspension of license Without probation: 96 hours in jail, a fine of \$390, and 6 month license suspension. *Jail time not to interfere with work schedule. *Commercial driver's license shall be suspended for 12 months if the offense occurred in a vehicle requiring a class A or B driver's license.	6 months jail and \$1000 fine
23152(a), (b), (e), or (f) * - within 10 years of one prior conviction for 23152, 23153 or 23103 per VC 23103.5	If probation granted, either option A) or B) may be imposed: A) 10 days in jail, a fine of \$390 and 2 year suspension of license B) 96 hours in jail, a fine of \$390 and attendance at an 18 month alcohol/drug program and 2 year suspension of driver's license Without probation: 90 days in jail and a fine of \$390 and 2 year suspension of license. * Commercial driver's license shall be revoked for life if the offense occurred in a vehicle requiring a class A or B driver's license.	1 year jail and \$1,000 fine
23152(a), (b), (e) or (f) - within 10 years of two prior convictions for 23152, 23153 or 23103 per VC 23103.5	If probation granted either option A) or B) may be imposed: A) 120 days in jail, a fine of \$390, habitual traffic offender designation for 3 years and an 18 month alcohol/drug program, if not previously completed, 3 year revocation of license and habitual traffic offender designation for 3 years. B) 120 days in jail, a fine of \$390, habitual traffic offender designation for 3 years and an 18 month alcohol/drug program, if not previously completed and 3 year revocation of license. 30 months in driving under the influence program upon special request and good cause shown. 30 days in jail in lieu of the 120 days. Without probation: 120 days in jail, a fine of \$390, 3 year revocation of driver's license and habitual traffic offender designation for 3 years.	1 year jail and \$1,000 fine; habitual traffic offender designation for 3 years
23152(a), (b), (e) or (f) - within 10 years of three prior convictions for 23152, 23153 or 23103 per VC 23103.5	If probation granted: 180 days in jail, a fine of \$390, habitual traffic offender designation for 3 years and may require an 18 month alcohol/drug program, if not previously completed and 4 year revocation of license. Without probation: 180 days in jail, a fine of \$390 and habitual traffic offender designation for 3 years and 4 year revocation of license.	1 year jail and \$1,000 fine; habitual traffic offender designation for 3 years
23153(a), (b), (e) or (f)	If probation granted: 5 days jail, a fine of \$390 and attendance at an alcohol/drug program and 1 year suspension of license. *If Blood Alcohol Content (BAC) is less than .20% - 3 months with 30 hours of education, counseling and interview program required. *If Blood Alcohol Content (BAC) is more than .20% or if defendant refused to submit to test, 9 months with 60 hours of education, counseling and interview program required. Without probation: 90 days in jail and a fine of \$390 and 1 year suspension of license.	1 year jail and \$1,000 fine
23153(a), (b), (e) or (f) - within 10 years of one prior conviction for 23152, 23153 or 23103 per VC 23103.5	If probation granted, either option A) or B) may be imposed: A) 120 days in jail and a fine of \$390 and 3 year revocation of license B) 30 days in jail, a fine of \$390 and 18 or 30 month attendance at a driving-under-the-influence program and 3 year revocation of license. Without probation: 120 days in jail, a fine of \$390 and 3 year revocation of license.	1 year jail and \$5,000 fine Option B) \$1000 max fine
23103 pursuant to V.C. 23103.5 * *This conviction will serve as a prior DUI conviction if I commit one or more DUI offenses within 10 years.	If probation granted: 9 month participation in an alcohol and drug treatment program If probation not granted: 5 days in jail and/or a fine of \$145	90 days jail and/or \$1,000 fine

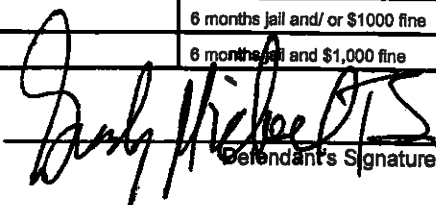

District Attorney's Signature

SENTENCE RECOMMENDATION FORM - VEHICLE CODE

DRIVING WHILE UNDER THE INFLUENCE ENHANCEMENTS	INCREASE IN PUNISHMENT
Willful refusal to submit to or to complete a blood-alcohol chemical test. [V.C. 23577]	First offense of V.C. 23152 - 48 hours in jail added to any other sentence Second offense of V.C. 23152 - 96 hours in jail added to any other sentence Third offense of V.C. 23152 - 10 days in jail added to any other sentence Fourth or subsequent offense - 18 days in jail added to any other sentence First offense of V.C. 23153 - 48 hours in jail added to any other sentence Second offense of V.C. 23153 - 96 hours in jail added to any other sentence
Driving a vehicle 30 or more miles per hour over the speed limit on a freeway in a reckless manner <u>OR</u> driving a vehicle 20 or more miles per hour over the speed limit on any street or highway in a reckless manner. [V.C. 23582]	On 1 st offense defendant must attend an education and counseling program. 60 days in jail in addition to any other sentence
One or more passengers in the vehicle was/were a minor under the age of 14 years. [V.C. 23572]	First offense of V. C. 23152 - 48 continuous hours in jail added to any other sentence - no stay of sentence allowed. Second offense of V.C. 23152 - 10 days in jail added to any other sentence - no stay of sentence allowed Third offense of V.C. 23152 - 30 days in jail added to any other sentence - no stay of sentence allowed Fourth or subsequent offense - 90 days in jail added to any other sentence - no stay of sentence allowed.
Multiple victims injured or killed [V.C. §23153]	1 year state prison addition on any felony conviction.
Blood Alcohol Content [V.C §23578]	3 months of 30 hours program activities, educational counseling, interview sessions, in addition to enhanced penalties and conditions of probation that may be taken into consideration.

VEHICLE CODE VIOLATION	FIRST OFFENSE	SECOND OR SUBSEQUENT OFFENSE
14601.3(a)	30 days jail and \$1000 fine	If within 7 yrs. of prior conviction of 14601.3(a) 180 days jail and a fine of \$2,000

VEHICLE CODE VIOLATION	MINIMUM SENTENCE	MAXIMUM SENTENCE
14601(a)	5 days jail and \$300 fine	6 months jail and \$1,000 fine
14601(a) - within 5 yrs. of a prior conviction for 14601, 14601.1, 14601.2 or 14601.5	10 days jail and \$500 fine 10 days jail required if probation granted	1 year jail and \$2,000 fine
14601.1(a)	\$300 fine	6 months jail and/or \$1,000 fine
14601.1(a) within 5 yrs. of a prior conviction for 14601, 14601.1, 14601.2 or 14601.5	5 days jail and \$500 fine	1 year jail and \$2,000 fine
14601.2(a) or (b)	10 days jail, \$300 fine 10 days jail required if probation granted DMV will require Ignition Interlock device	6 months jail and \$1,000 fine
14601.2(a) or (b) within 5 yrs. of a prior conviction for 14601, 14601.1, 14601.2 or 14601.5	30 days jail, \$500 fine and Ignition Interlock device 30 days jail required if probation granted DMV will require Ignition Interlock device *If I was designated as a habitual traffic offender within three years of this conviction, I will serve an additional 180 days jail and pay a fine of \$2,000.	1 year jail and \$2,000 fine
14601.2(a) or (b) within 7 yrs., but over 5 yrs., from a prior conviction for 14601, 14601.1, 14601.2 or 14601.5	10 days jail and \$300 fine 10 days jail required if probation granted DMV will require Ignition Interlock device	6 months jail and \$1,000 fine
14601.4(a)	Shall be imprisoned in county jail and shall not be released upon work release, community service, or other release program before the minimum period of time prescribed in 14601.2 is served. If probation is granted, shall serve at least the minimum time of imprisonment specified under 14601.2 as a term of probation. DMV will require Ignition Interlock device.	
14601.5(a) or (b)	\$300 fine or 6 months jail With prior conviction for certain offense(s), DMV will require IID	6 months jail and \$1,000 fine
14601.5(a) or (b) within 5 yrs. of a prior conviction for 14601, 14601.1, 14601.2 or 14601.5	10 days jail and \$500 fine With prior conviction for certain offense(s), DMV will require IID	1 year jail and \$ 2,000 fine
20002(a)	None required under the statute	6 months jail and/ or \$1000 fine
12500(a)	None required under the statute	6 months jail and \$1,000 fine


Defendant's Signature

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE
MISDEMEANOR SENTENCE RECOMMENDATION

PEOPLE VS

Brown

CASE NUMBER

15CM01949

- ☐ Count(s) _____ dismissed on motion of People.
☐ Count(s) _____ sentence suspended.
☒ Count(s) 2 stayed pursuant to PC 654.

TERMS

- ☒ Imposition ☐ Execution of sentence is suspended. 3 years
☐ Formal ☒ Informal PROBATION as to Count(s) 1 & 3
☒ Violate no laws ☒ Obey all orders and rules of Court, Probation Department & Jail.
☐ Submit to search and seizure.
☐ Consume no alcoholic beverages and do not be present in any establishment where alcohol is primary item of sale.
☒ Do not drive with a measurable amount of alcohol in blood system.
☒ Submit to a chemical test of blood on demand of any peace officer or probation officer.
☐ Use no unauthorized drugs, narcotics or controlled substances and submit to chemical testing on demand of probation officer or police officer.
☐ Cooperate with Probation Department in any plan for counseling or treatment.
☐ Seek training, schooling, employment and maintain residence as approved by the Probation Department.
☐ Do not associate with anyone disapproved of by your probation officer.
☐ Do not knowingly own, use or possess any type of dangerous or deadly weapon ☐ Term of 10 years.
☐ Court orders weapon destroyed.
☒ Do not drive without a valid driver's license in your possession.
☒ Do not drive without valid insurance.
☒ Use TRUE NAME and Date of Birth at all times.
☒ Carry valid government issued identification card at all times.
☐ Provide the Court with your current address, telephone number, employer's name, address and telephone number. Immediately notify the Court of any changes.
☒ Disclose probation terms upon request of Probation or Law Enforcement Officer.

FINES AND FEES

- ☒ Pay a fine of \$ 390 + Penalty Assessment on count 1.
☐ Pay a fine of \$ _____ + Penalty Assessment on count _____.
☐ Commit on fine(s) on count(s) _____ for _____ days.
☐ Pay \$ _____ Court Costs on count(s) _____.
☒ Pay \$50 Alcohol Abuse Education Fee. (VC 23645)
☒ Pay \$50 Alcohol Testing Penalty (PC 1463.14)
☒ Pay \$100 Alcohol Assessment Fee. (VC 23649)
☐ Pay \$50 Lab fee + Penalty Assessment (PC 1463.14/HS 11372.5)
☐ Pay \$150 Drug Program Fee + Penalty Assessment (HS 11372.7)
☐ Pay \$ _____ Domestic Violence Discretionary Fee for all Orange County Domestic Violence Shelters. (PC 1203.097)
☐ Pay \$ _____ Domestic Violence Prevention Fund. (PC 1203.097(a)(5))

THE FOLLOWING FEES ARE NOT CONDITIONS OF PROBATION:

- ☒ Pay \$ 150 State Restitution Fine (minimum of \$100.00) on count(s) 1. (PC 1202.4(b)(1))
☒ Pay \$ 150 Probation Revocation Restitution Fine (minimum of \$100.00). Restitution fine stayed. Effective upon revocation of probation. (PC 1202.44)
☒ Pay the following fees:
• Criminal Conviction Assessment Fee(s) \$30/misdemeanor; \$35/infraction (per convicted count). (GC 70373(a)(1))
• \$40.00 Court Operations Fee (per convicted count) (PC 1465.8)
• Additional fees as required by law
☐ \$10 Local Crime Prevention Fund (PC 1202.5)

- ☐ Pay Booking Fees as ordered by the Court.
☐ Pay costs of formal probation as directed by Probation Officer.
☐ Fines/Fees to be paid forthwith.
☒ Fines/Fees to be paid through Court Collections ☐ forthwith
☐ by _____.
☐ Fines/Fees to be paid through Probation.

Additional program fees may be applicable and paid through the program.

JAIL

- ☐ Serve _____ days Orange County Jail on Count _____.
☐ Serve _____ days Orange County Jail on Count _____.
☐ Jail to be served through the City of _____.
☐ Credit for _____ actual + _____ = total _____.
☐ Work release denied ☐ Electronic Confinement denied
☐ County Work Program denied
☐ JAIL STAYED to _____ at _____ am/pm. Report to ☐ Theo Lacy ☐ Orange County Jail-Intake Release Center.
☐ May be released to an authorized representative of the _____ program to serve remainder of jail sentence.
☐ Serve _____ weekends at _____ Jail (no good time or work time to be applied to original sentence).
☐ Sentence(s) to run consecutive / concurrent to each other / any other sentence / Case No: _____.
☐ Jail stayed to _____ pending successful completion of
☐ DUI Court (except any statutory minimum term which may be served on SEC during the term of DUI Court as imposed by the Court.)
☐ Probation ☐ Community Service ☐ Cal Trans
☐ Cal Trans/Physical Labor by _____.
☐ Receive day for day credit. If program not completed, full jail sentence to be imposed with no credit for time served.
☐ To be served in State Prison concurrently.
☐ Book and release and show proof by _____.

COMMUNITY SERVICE / OTHER PROGRAMS

- ☒ Complete 80 hours ☐ days of ☒ Comm. Service
☐ Cal Trans ☐ Cal Trans/Physical Labor
☐ in lieu of fines ☐ in lieu of jail
☐ Complete Graffiti Removal as to count(s) _____.
☐ Proof of completion due to the Clerk's Office by _____.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE
MISDEMEANOR SENTENCE RECOMMENDATION

PEOPLE VS

Brown

CASE NUMBER

15CM01949

ALCOHOL & DRUG/PROGRAMS/DRIVERS LICENSE

Complete 1st Offender Program:

- ☒ 3 month program ☐ 6 month ☐ 9 month
☐ Complete Multiple Offender – 18 month
☐ 12 hour program
- ☒ Attend MADD Victim Impact Panel. Proof of completion due to the Clerk's Office by _____.
- ☐ Attend and complete _____ self help and/or Alcoholics Anonymous meetings ☐ self help and/or Narcotics Anonymous meetings ☐ per day ☐ per week ☐ per month. Proof due by _____.
- ☐ Court designates defendant a Habitual Offender. (VC 13350(b))
- ☐ Driving privilege suspended for 1 year pursuant to:
☐ VC 13202 (Vehicle conviction related to controlled substances)
☐ VC 13202.5 (Alcohol / Drugs under the age of 21)
☐ VC 13202.6 (Vandalism)
- ☐ Driving privilege suspended for _____ year(s) pursuant to VC 13352(a)(3) (2nd DUI conviction w/in 10 years)
- ☐ Driving privilege revoked for _____ years pursuant to VC 13352(a)(5)
- ☐ Complete Youthful Alcohol & Drug Deterrence Program and show proof to the Clerk's Office by _____.
- ☐ Enroll and complete PC 1210 program. Proof of enrollment due by _____. Refer to PC 1210 Addendum
- ☐ Register with local law enforcement within 5 days from today or within 5 days upon release from custody pursuant to:
☐ HS 11590 (narcotics offense)
☐ PC 186.30 (gang related offense)
☐ PC 457.1 (arson offense) – Lifetime registration
☐ PC 290 (sex offense) – Lifetime registration
- ☐ Submit to AIDS testing. Proof due to Department _____ by _____.
- ☐ Attend and complete AIDS Prevention Education. Proof of completion due to the Clerk's Office by _____.

DOMESTIC VIOLENCE

- ☐ Complete Batters' Treatment Program. (52 weeks active participation required)
☐ Alcohol/Drug Component
☐ Total abstinence from alcohol and drugs
☐ Test alcohol and drugs (blood or urine only)
☐ Parenting component
- ☐ One year Child Abuser's Program.
- ☐ Health Care Agency Perinatal Program.
- ☐ Other program(s) _____ weeks
☐ months ☐ years active participation required.
- ☐ Proof of enrollment due to the Court by _____.

I have read, I understand, and I accept these terms and conditions of probation.

Date: 6/11/15

Defendant's Signature: _____

Defense Counsel Signature: _____

DOMESTIC VIOLENCE, continued

- ☐ Comply with Court protective order.
- ☐ Defendant owns/possesses firearm(s). Relinquishment hearing set on _____.
- ☐ Surrender all firearms within 24 hours as required by law and file proof of surrender form within 48 hours with the Court.

RESTITUTION

- ☒ Make Restitution in the amount of \$ _____ or as determined through ☒ Victim Witness ☐ Probation, with interest at the rate of 10% ☐ from the date of sentencing ☒ from the date of loss.
- ☐ Pay \$ _____ to Victim Witness Emergency Fund by _____. (PC 1203.1(j))
- ☐ Pay cost of counseling to the victim and/or children in the amount of \$ _____.
- ☒ Submit a new financial disclosure form if money is still owing on a restitution order or fine 120 days before the scheduled release from probation. File the form with the court at least 90 days before the scheduled release from probation.
- ☒ Complete and return Statement of Assets form by _____.

ADDITIONAL TERMS & CONDITIONS

- ☐ Have no contact with _____.
- ☐ Stay _____ miles ☐ yards away from _____.
- ☐ Obey all rules of Court ordered program. Do not leave the program without Court approval.
- ☐ Probation to ☐ terminate ☐ be modified to Informal status upon _____.

ADDENDUMS

- ☐ PC 1210 with Disclosure ☐ Gang ☐ Graffiti ☐ DUI Court
- ☐ _____
- ☐ _____

DEFERRED ENTRY OF JUDGMENT (PC1000)

- ☐ All checked terms and conditions will be imposed, if terminated from the PC1000 Program.

REPORT ☒ forthwith ☐ by stay date to:

- ☒ Collections ☐ Clerk's Office ☐ Probation
- ☐ OneOC ☒ Alcohol Liaison ☐ _____
- ☐ District Attorney ☒ Victim Witness

OTHER

NOTICE TO DEFENDANT: After successful completion of probation, or if not placed on probation, any time after the lapse of one year from the date of pronouncement of judgment, you may petition the court to dismiss the charges under Penal Code Section 1203.4. This notice does not apply to any protective orders.

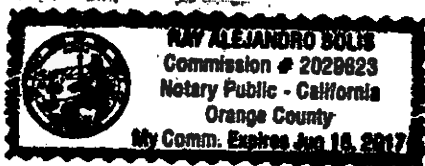
ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of ORANGE } SS.

On JUNE 11 2015, before me, RAY ALEJANDRO SOLIS, Notary Public,
DATE
personally appeared GRADY MICHAEL BROWN, who proved to me on the

basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Ray Solis
NOTARY'S SIGNATURE

PLACE NOTARY SEAL IN ABOVE SPACE

OPTIONAL INFORMATION

The information below is optional. However, it may prove valuable and could prevent fraudulent attachment of this form to an unauthorized document.

CAPACITY CLAIMED BY SIGNER (PRINCIPAL)

- ☒ INDIVIDUAL
☐ CORPORATE OFFICER
☐ PARTNER(S)
☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

TITLE(S)

DESCRIPTION OF ATTACHED DOCUMENT

Superior Court of CA County of Orange
Vehicle for Misdemeanor 60.1b plea form
TITLE OR TYPE OF DOCUMENT

8
NUMBER OF PAGES

6/11/2015
DATE OF DOCUMENT

SIGNER (PRINCIPAL) IS REPRESENTING:

NAME OF PERSON(S) OR ENTITY(IES)

RIGHT
THUMBPRINT
OF
SIGNER

OTHER



FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER

AUG 06 2015

ALAN CARLSON, Clerk of the Court

BY MARIA LARES DEPUTY

FREQUENTLY ASKED QUESTIONS

What do I do with this proof of attendance card?

If you have a future court date and you were instructed by the court to show your proof of attendance, take this card with you to the court appearance.

If you have no future court date scheduled, simply keep the card in a safe place for 10 years.

If you have questions, please call the MADD office at 714-838-6199.

Do not contact the Alcohol Liaison Office with questions regarding your proof of attendance.

RECEIVED & ENTERED
AUG 06 2015

ALCOHOL/LIAISON OFFICE

The undersigned Mothers Against Drunk Driving (MADD) authorized representative, to assist the Court and Probation Department in their duties, does hereby certify that the bearer has attended one (1) MADD Victim Impact Panel (VIP), in Orange County, California.

MADD Victim Impact Panel

Date JUL 29 2015

Signature *Patricia Wilson*

Name: Grady Michael Brown

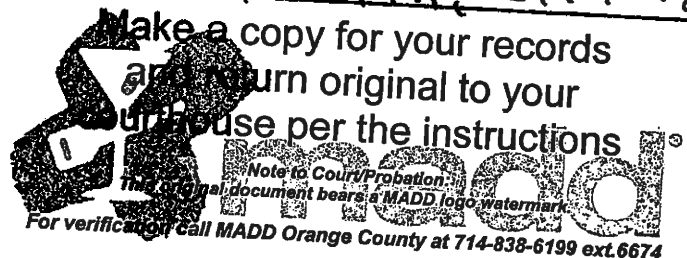
Case Number: 15CM01949

Date of Birth: 12-10-52

Address: 12321 Charloma

City, State Zip: Tustin, Ca. 92780

**Make a copy for your records
and return original to your
court house per the instructions**



MINUTE ORDER**Case Number 15CM01949 M A****People Vs Brown, Grady Michael****Report Request Criteria**

- | | |
|--------------------------|--|
| 1. Docket Date Range | : >= 06/22/2015 00:00:00 and <= 08/26/2019 |
| 2. Sequence Number Range | : No sequence number range specified. |
| 3. Docket Category | : Minute Order |

<u>Docket Dt</u>	<u>Seq</u>	<u>Text</u>
6/22/2015	1	Hearing held on 06/22/2015 at 08:30:00 AM in Department C47 for Pre Trial.
	2	Judicial Officer: Jonathan Fish, Judge
	3	Clerk: D. Ibarra
	4	Bailiff: D. Paco
	5	People represented by Maelesa Street, Deputy District Attorney, present.
	6	Defendant not present in Court represented by Rondee J. Eagle, Retained Attorney.
	7	Defendant's appearance is waived pursuant to Penal Code 977(a).
	8	Defendant's motion to withdraw plea of NOT GUILTY and enter plea of Guilty as to count(s) 1, 2, 3 of the Original Complaint granted.
	9	Court finds that counsel has been authorized to enter waivers, pleas, and admissions and accepts sentence on the behalf of the defendant.
	10	Defendant's notarized written waiver of legal and constitutional rights for guilty plea received and ordered filed.
	11	The defendant has been advised of constitutional rights, waivers and consequences in writing pursuant to the guilty plea form. The defendant makes the plea with a full understanding of all the matters set forth in the charging document and in the guilty plea form, that defendant has read, understood and personally initialed each item herein. Defendant understands that the signing and filing of the guilty plea form is conclusive evidence that defendant has pleaded GUILTY to the charges set forth.
	12	The Court finds the defendant knowingly, intelligently, understandingly, expressly, and explicitly waives each of the above stated rights.
	13	Court finds factual basis and accepts plea.
	14	Counsel joins in waivers, pleas, and admissions.
	15	Defendant waives statutory time for Sentencing.
	16	No legal cause why judgment should not be pronounced and defendant having Pled Guilty to count(s) 1, 3, Imposition of sentence is suspended and defendant is placed on 3 Year(s) INFORMAL PROBATION on the following terms and conditions:
	17	Court stays sentence pursuant to Penal Code 654 on count(s) 2.
	18	Violate no law.

MINUTE ORDER**Case Number 15CM01949 M A****People Vs Brown, Grady Michael****Report Request Criteria**

- | | |
|--------------------------|--|
| 1. Docket Date Range | : >= 06/22/2015 00:00:00 and <= 08/26/2019 |
| 2. Sequence Number Range | : No sequence number range specified. |
| 3. Docket Category | : Minute Order |

<u>Docket Dt</u>	<u>Seq</u>	<u>Text</u>
6/22/2015	19	Obey all orders, rules, and regulations, and directives of the Court, Jail, and Probation.
	20	Do not drive a motor vehicle with a measurable amount of alcohol in your blood and submit to a chemical test of your blood on demand of any peace officer, probation officer, or mandatory supervision officer.
	21	Do not drive without a valid driver's license in your possession.
	22	Do not drive without proof of valid auto liability insurance or financial responsibility as required by law.
	23	Use true name and date of birth only at all times.
	24	While in public or any place open to the public, carry at all times a valid California Driver's License or Department of Motor Vehicles Identification Card containing your true name, true date of birth and current address and display such license or card upon request of any peace officer at any time.
	25	Disclose terms and conditions of probation when asked by any law enforcement or probation officer.
	26	Pay FINE of \$390.00 plus penalty assessments as to count(s) 1.
	27	Pay \$50.00 DUI Lab/Blood Alcohol Penalty pursuant to Penal Code 1463.14(b).
	28	Pay \$50.00 Alcohol Abuse Education FEE pursuant to Vehicle Code section 23645.
	29	Pay \$100.00 Alcohol & Drug Assessment Program fee pursuant to Vehicle Code 23649.
	30	Pay mandatory state restitution fine of \$150.00 pursuant to Penal Code 1202.4 or Penal Code 1202.4(b).
	31	Pay \$150.00 Probation Revocation Restitution Fine pursuant to Penal Code 1202.44. Restitution fine stayed, to become effective only upon revocation of probation.
	32	Pay \$40.00 Court Operations Fee per convicted count pursuant to Penal Code 1465.8.
	33	Pay Criminal Conviction Assessment Fee per convicted count of \$30.00 per misdemeanor/felony and \$35.00 per infraction pursuant to Government Code 70373(a)(1).
	34	Payment of all monies due stayed to 07/22/2015.

MINUTE ORDER**Case Number 15CM01949 M A****People Vs Brown, Grady Michael****Report Request Criteria**

1. Docket Date Range : >= 06/22/2015 00:00:00 and <= 08/26/2019
2. Sequence Number Range : No sequence number range specified.
3. Docket Category : Minute Order

<u>Docket Dt</u>	<u>Seq</u>	<u>Text</u>
6/22/2015	35	Defendant ordered to pay in full or report to the Collections Department by 07/22/2015.
	36	Complete 80 Hours Community Service as directed by OneOC as to count(s) 1, 3.
	37	80 hours Community Service stayed to 12/22/2015 for proof of completion.
	38	Attend and complete 3 month Level 1 First Offender Alcohol Program as to count(s) 1.
	39	Attend and complete Victim Impact Counseling as to count(s) 1.
	40	Victim Impact Counseling stayed to 12/22/2015 for proof of completion.
	41	Proof of Victim Impact Counseling to be mailed or submitted to Central Justice Center, 700 Civic Center Drive West, Santa Ana, CA 92701 or placed in the "Drop Box" at any Superior Court of California, County of Orange, Justice Center. Proof must be received no later than 12/22/2015.
	42	Pay restitution in the amount as determined and directed by Victim Witness as to count(s) 3..
	43	Court orders 10% interest of judgment from date of loss.
	44	Pursuant to Vehicle Code Section 23593(a), defendant was advised that being under the influence of alcohol or drugs, or both, impairs the ability to safely operate a motor vehicle. Therefore, it is extremely dangerous to human life to drive while under the influence of alcohol or drugs, or both, and, as a result of that driving, someone is killed, you can be charged with murder.
	45	Defendant advised that his driving privilege may not be restored until proof of successful completion of a driving-under-the-influence program of the appropriate length required by law is provided to the Department of Motor Vehicles.
	46	Defendant ordered to report to Alcohol Liaison, Collections, Victim Witness and OneOC by 7/22/15.
	47	Defendant accepts terms and conditions of probation.
	48	Minutes entered by dboyle.
7/6/2015	1	Proof of Enrollment filed as to 3 months First Offender Alcohol Program imposed on 06/22/2015.
	2	Proof of Completion filed as to 3 months First Offender Alcohol Program imposed on 06/22/2015.

MINUTE ORDER

Case Number 15CM01949 M A

People Vs Brown, Grady Michael

Report Request Criteria

1. Docket Date Range : >= 06/22/2015 00:00:00 and <= 08/26/2019
2. Sequence Number Range : No sequence number range specified.
3. Docket Category : Minute Order

<u>Docket Dt</u>	<u>Seq</u>	<u>Text</u>
8/6/2015	1	Proof of Completion filed as to Victim Impact Counseling imposed on 06/22/2015.
10/8/2015	1	Notice from Victim Witness received on 09/23/2015. Victim failed to respond to inquiries. Restitution case closed.
10/19/2015	1	Community Service completion filed as to count(s) 1, 3.
	2	OneOC Electronic Notice filed.

I hereby certify the foregoing instrument consisting of 16 page(s)
is a true and correct copy of the original on file in this court.



ATTEST: DATE 8-26-19
DAVID H. YAKUBI, DEPUTY CLERK OF THE
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE

BY

M. Farid

DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: OCTC Case No. 19-C-20195

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that I am not a party to the within action; that I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of San Francisco, on the date shown below, a true copy of the within

TRANSMITTAL OF RECORDS OF CONVICTION OF ATTORNEY, including:

**Certified Complaint
Certified Plea Form
Certified Court Minutes**

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 9414 7266 9904 2152 1795 61, at San Francisco, on the date shown below, addressed to:


**Grady Michael Brown
Musick Peeler & Garrett LLP
650 Town Center Dr Ste 1200
Costa Mesa, CA 92626**

in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

N/A

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at San Francisco, California, on the date shown below.

DATED: September 4, 2019

Signed: 
Meagan McGowan
Declarant