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IN THE SUPREME COURT OF GUAM

ISLAND OF GUAM

IN RE:)
)
WILSON QUINLEY,)
)

Respondent)

SUPREME COURT NO. SP *ADC98-004*
ORDER

The Guam Bar Ethics Committee having issued an Order to Show Cause pursuant to Rule 16 of this court's Rules for the Discipline of Attorneys, and Respondent Wilson Quinley having met with the Committee and having responded to said Order to Show Cause, and the Committee having filed a recommendation with this court, it is hereby Ordered, Adjudged and Decreed as follows:

1. Respondent Wilson Quinley is a member of the Guam Bar Association and Respondent is also licensed to practice law in the State of California.
2. On or about May 16, 1997, Respondent executed an Order Regarding Stipulation as to Facts and Disposition ("Order") in regard to the following Attorney disciplinary proceedings in the State of California regarding events which occurred in California during the years 1991 through 1996: 93-0-19855-MSW; 94-0-14984-MSW; 95-0-15904-MSW AND 95-0-16828-MSW. A true and accurate copy of the Order is attached hereto and incorporated by reference herein as Exhibit A.
3. The Order was executed by a Judge of the State Bar Court of California on May 23, 1997 and subsequent Order was entered by the Supreme Court of California on September 8, 1997. A true

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RE: Wilson Quinley
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and accurate copy of said order is attached hereto and incorporated herein as Exhibit B. (Order)
Respondent is subject to discipline under rules 11(c) and 16 of this court's rules regarding
Discipline of Attorneys.

4. This court hereby adopts the factual determinations of the California proceedings as
conclusive and binding on this court pursuant to Rule 16(e). At the OSC hearing conducted by
the Committee, Mr. Gorman stated he would submit a Memorandum of Law regarding the
collateral estoppel issue in accordance with the Committee's request, but he did not do so.

6. Respondent Wilson Quinley shall therefore undergo the following discipline, in the
jurisdiction of Guam:

a. Respondent is hereby publicly reprimanded.

b. Respondent is hereby suspended from the practice of law on Guam for a period of
ninety (90) days. All of said suspension is hereby suspended so long as Respondent complies
with all the terms and conditions of this order, and Respondent shall be on probation on Guam
for a period of eighteen months after the entry of this order under Rule 12 of this court's rules for
the Discipline of Attorneys. Any violation of this order during said eighteen month period may
result in further discipline being taken against him, including the imposition of all or part of the
ninety (90) day suspension.

c. Respondent shall comply with all the terms and conditions imposed on him by the
State of California in the Orders attached hereto and incorporated by reference herein and any
subsequent orders regarding him in the aforementioned disciplinary proceedings.

WILSON QUINLEY
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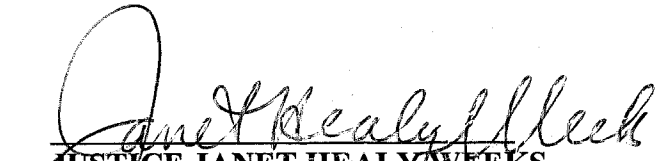
d. Respondent shall comply with all the Model Rules of Professional Conduct governing the practice of law on Guam.

e. Respondent shall serve Prosecuting Counsel for the Committee with a copy of his quarterly reports to the California Bar.

SO ORDERED:



CHIEF JUSTICE PETER C. SIGUENZA, JR.




JUSTICE JANET HEALY WEEKS



JUSTICE BENJAMIN J.E. CRUZ

SUBMITTED BY:



DAVID J. HIGHSMITH
PROSECUTING COUNSEL
GUAM BAR ETHICS COMMITTEE

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PUBLIC MATTER


<p>THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA</p> <p>HEARING DEPARTMENT</p> <p><input checked="" type="checkbox"/> LOS ANGELES <input type="checkbox"/> SAN FRANCISCO</p>	<p>FOR COURT USE ONLY</p> <p>F I L E D</p> <p>MAY 23 1997</p> <p>STATE BAR COURT CLERK'S OFFICE LOS ANGELES</p>
<p>IN THE MATTER OF</p> <p>WILSON A. QUINLEY,</p> <p>Bar No. 147397,</p> <p>MEMBER OF THE STATE BAR OF CALIFORNIA.</p>	<p>CASE NOS.: 93-O-19855-MSW 94-O-14984-MSW 94-O-15904-MSW 95-O-16828-MSW (Consolidated)</p> <p>ORDER REGARDING STIPULATION (<input type="checkbox"/> FIRST AMENDED <input type="checkbox"/> SECOND AMENDED) AS TO FACTS AND DISPOSITION</p>

A fully executed Stipulation as to Facts and Disposition pursuant to rules 130-135, Rules of Procedure of the State Bar of California, consisting of 20 pages, approved by the parties, was submitted in the above-captioned case(s). Any Stipulations submitted previously are rejected. The Stipulation is attached to this order and incorporated as though fully stated here. Unless a party withdraws or modifies the Stipulation pursuant to rule 135(c), Rules of Procedure of the State Bar of California, this order shall be effective 15 days from the service of this order. After consideration of this Stipulation, the Court hereby orders:

- The above mentioned case numbers are hereby consolidated for the purposes of ruling upon this Stipulation.
- Modifications to the Stipulation are attached:
 - the parties having no objection.
 - the parties having agreed on the record on _____.
 - any party must object within 15 days of the service of this order to the Stipulation, as modified by the Court, or it shall become effective; if any party objects, the Stipulation shall be deemed rejected.
- It appearing that this Stipulation and all attachments are fair to the parties and consistent with adequate protection of the public, the stipulation is approved and the disposition is:
 - ordered.
 - recommended to the California Supreme Court.
 - further discussion attached.
- After due consideration of this Stipulation and all attachments, it is rejected:
 - for the reasons discussed with the parties in previous conference(s).
 - for the reasons attached to this order.
- It is further ordered recommended that costs be awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and that those costs are payable in accordance with section 6140.7 (as amended effective January 1, 1997).

DATED: May 23, 1997

EXHIBIT A


MADGE S. WATAI, Judge of the State Bar Court

**ATTACHMENT TO ORDER REGARDING STIPULATION
INCORPORATED BY REFERENCE**

In The Matter of WILSON A. QUINLEY Bar No. 147397 A Member of the State Bar.	Case Nos.: 93-O-19855-MSW 94-O-14984-MSW 94-O-15904-MSW 95-O-16828-MSW (Consolidated)
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MODIFICATION OF STIPULATION

1. On page 3 of the Stipulation, on the first line:

Delete: This date is no more than thirty days prior to the date of the date the stipulation is filed.

Insert: Although this date is more than thirty (30) days prior to the date the Stipulation was filed, Respondent has been advised in writing of any pending investigations or proceedings not resolved by Stipulation, identified by investigation case number and complaining witness name, if any, not contained in the original written disclosure of April 11, 1997.

2. On page 4 of the Stipulation, SECTION TWO. STATEMENT OF ACTS OR OMISSIONS AND CONCLUSIONS OF LAW WARRANTING THE AGREED DISPOSITION, insert the following third paragraph:

The Court hereby grants the motion to dismiss the following in the interest of justice:

<u>Case No.</u>	<u>Count</u>	<u>Alleged Violation</u>
93-O-19855	Three	Rules of Professional Conduct, rule 4-100(B)(3)
93-O-19855	Four	Rules of Professional Conduct, rule 3-700(D)(1)
94-O-14984	Six	Business & Professions Code section 6068(m)
94-O-14984	Seven	Business & Professions Code section 2-100
94-O-15904	Nine	Business & Professions Code section 6068(m)

3. On page 10 of the Stipulation, delete **SUSPENSION NOTIFICATION REQUIREMENTS** in its entirety.

MFD

WAIVER OF REVIEW AND APPEAL - The parties agree that if this stipulation is approved by the Court without modification, or modified in a manner to which the parties do not object within fifteen days after the modification, each party expressly waives its rights of reconsideration and review of this stipulation, and waives the provisions of rules 952, 952.5 and 953 of the California Rules of Court, and agrees that the Supreme Court of California may immediately order the agreed discipline and conditions.

The parties agree that the State Bar Court may include in its Order Approving stipulation all provisions necessary to implement the waivers herein.

WAIVER OF ISSUANCE OF NOTICE OF DISCIPLINARY CHARGES - It is agreed by the parties that investigative matters designated as _____ shall be incorporated into this stipulation. The parties waive the issuance of a Notice of Disciplinary Charges and the right to a formal hearing and any other procedures necessary with respect to these investigative matters in order to accomplish the objectives of this stipulation.

PROCEDURAL BACKGROUND IN CONVICTION PROCEEDING - This is a proceeding pursuant to sections 6101 and 6102 of the Business and Professions Code and rule 951 of the California Rules of Court. On _____, respondent was convicted of violating _____. On _____, the Review Department of the State Bar Court issued an order referring the matter to the Hearing Department on the following issues:

- AGREEMENTS AND WAIVERS PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6049.1** - The parties agree as follows:
- a. Respondent's culpability determined in the disciplinary proceeding in _____ would warrant the imposition of discipline in the State of California under the laws or rules in effect in this State at the time the misconduct was committed; and
 - b. The proceeding in the above jurisdiction provided respondent with fundamental constitutional protection.

D. PENDING PROCEEDINGS. All pending investigations and matters included in this stipulation are listed by case number in the caption above. Respondent has been advised in writing of the case numbers and complaining witness names of any pending investigations or proceedings not resolved by this stipulation, except for investigations, if any, related to investigations by criminal law enforcement agencies. All such information has been provided to the respondent in a separate document as

of 4/11/97. This date is no more than thirty days prior to the date the stipulation is filed.

E. EFFECT OF THIS STIPULATION.

1. The parties agree that this stipulation is not binding unless and until approved by a judge of the State Bar Court. If approved, this stipulation shall bind the parties in all matters covered by this stipulation and the parties expressly waive review by the Review Department of the State Bar Court.

2. If the stipulation is not approved by a State Bar Court judge, the parties will be relieved of all effects of the stipulation and any proceedings covered by this stipulation will resume.

3. The parties agree that stipulations as to proposed discipline involving suspension are not binding on the Supreme Court of California. Pursuant to Business and Professions Code sections 6078, 6083-6084, and 6100, the Supreme Court must enter an order effectuating the terms and conditions of this stipulation before the disposition recommended herein will be effective.

4. This stipulation resolves the entire proceeding, except as expressly set forth in this stipulation.

The parties agree that this stipulation, including the statement of facts and legal conclusions, is the full and complete resolution of this State Bar proceeding only.

5. This stipulation includes all language contained in this form, except provisions contained in paragraphs preceded by boxes that have not been checked.

F. PREVIOUSLY REJECTED STIPULATIONS IN PROCEEDINGS OR INVESTIGATIONS COVERED BY THIS STIPULATION.

There have been no previously rejected or withdrawn stipulations in matters or investigations covered by this stipulation.

Facts re previous stipulations:

G. COSTS OF DISCIPLINARY PROCEEDINGS.

The agreed disposition is eligible for costs to be awarded the State Bar. Respondent has been notified of respondent's duty to pay costs and acknowledges the provisions of Business and Professions Code sections 6086.10 and 6140.7. The amount of costs assessed by the Office of the Chief Trial Counsel will be disclosed in a separate cost certificate submitted following approval of this stipulation by a hearing judge. The amount of costs assessed by the State Bar Court will be disclosed in a separate cost certificate submitted upon finalization of this matter. Respondent acknowledges that this stipulation is a compromise of disputed allegations and that a petition for relief from costs pursuant to rules of procedure, rule 282, alleging special circumstances or other good cause shall not be based upon the timing of this stipulation, any aspects of the negotiation process in this case, or the degree of discipline agreed upon by the parties hereto. Respondent waives all challenges to the State Bar's calculation of "reasonable costs" under Business and Professions Code section 6086.10(b)(3).

Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of _____, the estimated prosecution costs in this matter are approximately \$_____. Respondent acknowledges that this figure is an estimate only and that it does not include State Bar Court costs which will be included in any final cost assessment.

Respondent further acknowledges that should this stipulation be rejected or should relief from the stipulation be granted, the costs in this matter may increase due to the cost of further proceedings.

SECTION TWO. STATEMENT OF ACTS OR OMISSIONS AND CONCLUSIONS OF LAW WARRANTING THE AGREED DISPOSITION.

Attached hereto as Exhibit "1" is a statement of (1) acts or omissions acknowledged by the respondent as cause or causes for discipline and (2) conclusions of law, drawn from and specifically referring to the facts admitted by respondent, regarding respondent's culpability of violating specified Statutes and/or Rules of Professional Conduct.

Based on further investigation, the parties respectfully request the Court to dismiss the following alleged violations in the interest of justice:

<u>Case No</u>	<u>Count</u>	<u>Alleged Violation</u>
93-0-19855	Three	4-100(B)(3)
93-0-19855	Four	3-700(D)(1)
94-0-14984	Six	6068(m)
94-0-14984	Seven	2-100
94-0-15904	Nine	6068(m)

Authorities supporting discipline:

SECTION THREE. STATEMENT OF CIRCUMSTANCES BEARING ON THE AGREED DISPOSITION

The parties agree that the following mitigating, aggravating or other circumstances bear upon the agreed disposition:

A. AGGRAVATING CIRCUMSTANCES:

- Respondent has a record of prior discipline (Standard 1.2(b)(i), Standards for Attorney Sanctions for Professional Misconduct), as follows:
- Respondent's misconduct evidences multiple acts of wrongdoing (Standard 1.2(b)(ii), Standards for Attorney Sanctions for Professional Misconduct), as follows:
Respondent's misconduct evidences eight counts of misconduct, involving four client matters.
- Respondent's misconduct evidences/demonstrates a pattern of misconduct (Standard 1.2(b)(ii), Standards for Attorney Sanctions for Professional Misconduct), as follows:
- Respondent's misconduct was surrounded or followed by bad faith, dishonesty, concealment, overreaching or other circumstances defined by Standard 1.2(b)(iii), Standards for Attorney Sanctions for Professional Misconduct), as follows:
- Respondent's misconduct harmed significantly client(s), the public or the administration of justice (Standard 1.2(b)(iv), Standards for Attorney Sanctions for Professional Misconduct), as follows:
- Respondent demonstrated indifference to rectifying the consequences of misconduct (Standard 1.2(b)(v), Standards for Attorney Sanctions for Professional Misconduct), as follows

- Respondent demonstrated indifference to atoning for the consequences of misconduct (Standard 1.2(b)(v), Standards for Attorney Sanctions for Professional Misconduct), as follows:

- Respondent displayed a lack of candor and cooperation to any victim(s) of misconduct (Standard 1.2(b)(vi), Standards for Attorney Sanctions for Professional Misconduct), as follows:

- Respondent displayed a lack of candor and cooperation to the State Bar during disciplinary investigation or proceedings (Standard 1.2(b)(vi), Standards for Attorney Sanctions for Professional Misconduct), as follows:

- Additional circumstance(s) in aggravation or additional facts regarding the above paragraphs are stated as follows:

- There are no aggravating factors.

B. MITIGATING CIRCUMSTANCES:

- Respondent has no record of prior discipline over many years of practice, coupled with present misconduct not deemed serious (Standard 1.2(e)(i), Standards for Attorney Sanctions for Professional Misconduct).

- Respondent has no prior record of discipline. However, Standard 1.2(e)(i), Standards for Attorney Sanctions for Professional Misconduct, does not apply because:
Respondent's 4-100(A) and 4-100(B)(4) violations in the Usmani matter are serious.

Nevertheless, the parties agree that the Court may consider respondent's lack of prior discipline in determining whether the recommended level of discipline is appropriate.

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Respondent acted in good faith (Standard 1.2 (e)(ii), Standards for Attorney Sanctions for Professional Misconduct), as follows:

Respondent's misconduct did not result in harm to the client(s) or person(s) who were the objects of misconduct. (Standard 1.2(e)(iii), Standards for Attorney Sanctions for Professional Misconduct) as follows:

Respondent suffered extreme emotional difficulties at the time of misconduct of the type which is subject to the conditions recognized by Standard 1.2(e)(iv), Standards for Attorney Sanctions for Professional Misconduct, as follows:

Respondent suffered extreme physical disabilities at the time of misconduct of the type which is subject to the conditions recognized by Standard 1.2(e)(iv), Standards for Attorney Sanctions for Professional Misconduct, as follows:

Respondent displayed spontaneous candor and cooperation to the victim(s) of misconduct (Standard 1.2 (e)(v), Standards for Attorney Sanctions for Professional Misconduct), as follows:

Respondent displayed spontaneous candor and cooperation to the State Bar during disciplinary investigation and proceedings (Standard 1.2(e)(v), Standards for Attorney Sanctions for Professional Misconduct), as follows:

Respondent presented an extraordinary demonstration of good character as set for in Standard 1.2(e)(vi), Standards for Attorney Sanctions for Professional Misconduct), as follows:

Respondent promptly took objective steps to spontaneously demonstrate remorse which steps were designed to timely atone for any consequences of respondent's misconduct (Standard 1.2(e)(vii),

Standards for Attorney Sanctions for Professional Misconduct), as follows:

Respondent promptly took objective steps to spontaneously demonstrate recognition of the wrongdoing acknowledged, which steps were designed to timely atone for any consequences of respondent's misconduct (Standard 1.2(e)(vii), Standards for Attorney Sanctions for Professional Misconduct), as follows:

Considerable time has passed since respondent's misconduct, followed by convincing proof of subsequent rehabilitation (Standard 1.2(e)(viii), Standards for Attorney Sanctions for Professional Misconduct), as follows:

Excessive delay occurred in conducting this disciplinary proceeding, which delay is not attributable to respondent and which delay was prejudicial to respondent (Standard 1.2(e)(ix), Standards for Attorney Sanctions for Professional Misconduct), as follows:

Additional circumstance(s) in mitigation or additional facts regarding the above paragraphs are stated as follows:

Difficulties in Respondent's law partnership with Rosen began in or about February 1993. The partnership dissolved in or about September 1993. Respondent experienced personal and emotional difficulties from November 1992 - November 1994.

There are no mitigating circumstances.

SECTION FOUR. AGREED DISPOSITION

Based on the foregoing, the parties agree that the appropriate disposition of all matters covered by this stipulation is that respondent be suspended from the practice of law for a period of two (2) years and ~~until respondent complies with the probation conditions set forth below and shows proof satisfactory to the State Bar Court of present fitness to practice and present learning and ability in the law pursuant to Standard 1.2(e)(vii), Standards for Attorney Sanctions for Professional Misconduct~~, that the execution of such suspension be stayed, that respondent be placed upon probation for a period of two (2) years, and that respondent be ordered to comply with the following conditions of probation:

STIP ACTUAL W/PROB

ACTUAL SUSPENSION

That respondent be suspended from the practice of law in the State of California for a period of 90 days.

and until respondent shows proof satisfactory to the State Bar Court of respondent's rehabilitation, present fitness to practice and present learning and ability in the general law pursuant to Standard 1.4(c)(2), Standard for Attorney Sanctions for Professional Misconduct.

and until respondent completely satisfies the restitution requirements set forth below.

and until respondent does the following: _____

If respondent's actual suspension lasts two years or longer, respondent shall not be relieved of the actual suspension until respondent has shown proof satisfactory to the State Bar Court of respondent's rehabilitation, present fitness to practice and present learning and ability in the general law pursuant to Standard 1.4(c)(2), Standards for Attorney Sanctions for Professional Misconduct.

During the period of actual suspension, respondent shall not:

- (1) Render legal consultation or advice to a client;
- (2) Appear on behalf of a client in any hearing or proceeding or before any judicial officer, arbitrator, mediator, court, public agency, referee, magistrate, commissioner, or hearing officer;
- (3) Appear as a representative of a client at a deposition or other discovery matter;
- (4) Negotiate or transact any matter for or on behalf of a client with third parties;
- (5) Receive, disburse, or otherwise handle a client's funds; or
- (6) Engage in activities which constitute the practice of law.

Respondent shall declare under penalty of perjury that he or she has complied with this provision in any quarterly report required to be filed with the Probation Unit, Office of the Chief Trial Counsel, ~~pertaining to periods in which the respondent was actually suspended from the practice of law.~~

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SUSPENSION NOTIFICATION REQUIREMENTS

1. Within the first thirty days following the effective date of the Supreme Court order in this matter, respondent shall provide written notifications concerning the suspension by registered or certified mail, return receipt requested, to:
 - (a) all clients being represented in pending matters;
 - (b) any co-counsel;
 - (c) any opposing counsel or unrepresented opposing parties; and
 - (d) the court, agency or tribunal in which any active litigation is pending.
- (2) The notification shall state the following:
 - (a) that the respondent has been suspended from the practice of law;
 - (b) the effective date of the suspension;
 - (c) the length of the suspension;
 - (d) the respondent's consequent ineligibility to render legal services during the period of the suspension; and
 - (d) in notifications to clients, any urgency in seeking the substitution of other legal counsel.
- (3) Within the first forty days following the effective date of the Supreme Court order in this matter, respondent shall file an affidavit with the Probation Unit, Office of the Chief Trial Counsel, showing that respondent has fully complied with these provisions.
- (4) During the period of probation, respondent shall maintain complete records of the notifications and the certified or registered mailings and shall provide such records upon the request of the Office of the Chief Trial Counsel.

GENERAL CONDITIONS OF PROBATION

That during the period of probation, respondent shall comply with the provisions of the State Bar Act and Rules of Professional Conduct of the State Bar of California.

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REPORTING REQUIREMENTS

That during the period of probation, respondent shall report not later than January 10, April 10, July 10 and October 10 of each year or part thereof during which the probation is in effect, in writing, to the Probation Unit, Office of the Chief Trial Counsel, Los Angeles, which report shall state that it covers the preceding calendar quarter or applicable portion thereof, certifying by affidavit or under penalty of perjury (provided, however, that if the effective date of probation is less than 30 days preceding any of said dates, respondent shall file said report on the due date next following the due date after said effective date):

(a) in respondent's first report, that respondent has complied with all provisions of the State Bar Act, and Rules of Professional Conduct since the effective date of said probation.

(b) in each subsequent report, that respondent has complied with all provisions of the State Bar Act and Rules of Professional Conduct during said period;

(c) provided, however, that a final report shall be filed covering the remaining portion of the period of probation following the last report required by the foregoing provisions of this paragraph certifying to the matters set forth in subparagraph (b) thereof; respondent shall file this report no earlier than twenty days before the expiration of probation and not later than the date probation is scheduled to expire.

CHANGES OF ADDRESS

That respondent shall promptly report, and in no event in more than ten days, to the membership records office of the State Bar and to the Probation Unit, Office of the Chief Trial Counsel, all changes of information including current office or other address for State Bar purposes as prescribed by section 6002.1 of the Business and Professions Code.

DUTY TO RESPOND TO INQUIRIES

That subject to assertion of applicable privileges, respondent shall answer fully, promptly and truthfully any inquiries of the Probation Unit, Office of the Chief Trial Counsel, and any probation monitor assigned under these conditions of probation which are directed to respondent personally or in writing relating to whether respondent is complying or has complied with these terms of probation.

RESTITUTION

That within _____ from the effective date of the Order approving this stipulation, respondent must make restitution to _____ or the Client Security Fund if it has paid, in the amount of \$ _____ plus interest at the rate of 10% per annum from DATE until paid in full and furnish satisfactory evidence of restitution to the

STIP ACTUAL W/PROB

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[Handwritten initials]

1-16

Probation Unit, Office of the Chief Trial Counsel, Los Angeles. Respondent shall include in each quarterly report required herein satisfactory evidence of all restitution payments made by him or her during that reporting period.

That within _____ from the effective date of the Order approving this stipulation, respondent must make restitution to _____ or the Client Security Fund if it has paid, in the amount of \$ _____ plus interest at the rate of 10% per annum from _____ in _____ installments until paid in full and furnish satisfactory evidence of such restitution to the Probation Unit, Office of the Chief Trial Counsel, Los Angeles; respondent shall include in each quarterly report required herein satisfactory evidence of all restitution payments made by him or her during that reporting period.

See attachment.

ASSIGNMENT OF PROBATION MONITOR

That respondent shall be referred to the Probation Unit, Office of the Chief Trial Counsel, for assignment of a probation monitor. Respondent shall promptly review the terms and conditions of respondent's probation with the probation monitor to establish a manner and schedule of compliance consistent with these terms of probation. During the period of probation, respondent shall furnish such reports concerning respondent's compliance as may be requested by the probation monitor. Respondent shall cooperate fully with the probation monitor in the performance of duties pursuant to rule 2702, Rules of Procedure of the State Bar.

PROTECTION OF CLIENTS' FUNDS

That if respondent is in possession of clients' funds, or has come into possession thereof during the period covered by each quarterly report, respondent shall file with each report required by these conditions of probation a certificate from a Certified Public Accountant or Public Accountant certifying:

(1) That respondent has kept and maintained such books or other permanent accounting records in connection with respondent's practice as are necessary to show and distinguish between:

- (A) Money received for the account of a client and money received for the attorney's own account;
- (B) Money paid to or on behalf of a client and money paid for the attorney's own account;
- (C) The amount of money held in trust for each client;

(2) That respondent has maintained a bank account in a bank authorized to do business in the State of California at a branch within the State of California and that such account is designated as a "trust account" or "clients' funds account";

STIP ACTUAL W/PROB

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- (3) That respondent has maintained a permanent record showing:
 - (A) A statement of all trust account transactions sufficient to identify the client in whose behalf the transaction occurred and the date and amount thereof;
 - (B) Monthly total balances held in a bank account or bank accounts designated "trust account" or "clients' funds account" as appears in monthly bank statement of said accounts;
 - (C) Monthly listings showing the amount of trust money held for each client and identifying each client for whom trust money is held;
 - (D) Monthly reconciliations of any differences as may exist between said monthly total balances and said monthly listings, together with the reasons for any differences;
- (4) That respondent has maintained a listing or other permanent record showing all specifically identified property held in trust for clients.

In the event that respondent did not possess any clients' funds during the period covered by each quarterly report, respondent shall so state under penalty of perjury in each quarterly report required by these conditions to be filed with the Probation Unit, Office of the Chief Trial Counsel.

MENTAL HEALTH CONDITIONS OF PROBATION

That respondent shall obtain psychiatric or psychological treatment from a duly licensed psychiatrist, clinical psychologist or clinical social worker, no less than two times per month and at the respondent's expense. Respondent shall commence treatment within forty-five days from the date on which the disciplinary order in this matter becomes effective or the execution date of the agreement in lieu of discipline, whichever is applicable. Respondent shall furnish to the Probation Unit, Office of the Chief Trial Counsel, at the time quarterly reports are required to be filed by the respondent with the Probation Unit, a written statement from the treating psychiatrist, clinical psychologist or clinical social worker, that respondent is complying with this condition of probation.

Upon a determination by the treating psychiatrist, clinical psychologist or clinical social worker that respondent is no longer in need of treatment, respondent shall provide, to the Probation Unit, Office of the Chief Trial Counsel, a written statement from the treating psychiatrist, clinical psychologist or clinical social worker verifying the conclusion of treatment. Upon acceptance by the Probation Unit, Office of the Chief Trial Counsel, no further reports under this condition will be required.

~~That respondent shall execute and provide the Probation Unit, Office of the Chief Trial Counsel, upon its request, a medical waiver which shall provide access to respondent's medical records relevant to this referral; failure to provide and/or revocation of any medical waiver is a violation of this condition. Any medical~~

records obtained by the Probation Unit, Office of the Chief Trial Counsel, under this paragraph, shall be confidential and shall not be disclosed except to personnel of the Probation Unit, Office of The Chief Trial Counsel, and the State Bar Court, who are involved in maintaining and/or enforcing the terms and conditions of probation.

ALCOHOL/DRUG ABUSE CONDITIONS OF PROBATION

CURRENT ADDRESS AND TELEPHONE NUMBER

That respondent maintain with the Probation Unit, Office of the Chief Trial Counsel, a current address and a current telephone number at which respondent can be reached and respond within twelve hours.

ABSTINENCE

That respondent shall abstain from the use of alcoholic beverages, and shall not use or possess narcotics, dangerous or restricted drugs or associated paraphernalia except with a valid prescription.

SUBSTANCE ABUSE TREATMENT PROGRAM

That within thirty days of the effective date of the discipline ordered herein, the respondent shall provide evidence to the Probation Unit, Office of the Chief Trial Counsel, of enrollment in a program of substance abuse recovery which meets with the approval of the Probation Unit, Office of the Chief Trial Counsel. The respondent must provide satisfactory evidence of compliance with such program with each report required under these conditions.

SUBSTANCE ABUSE TESTING

That respondent shall employ, at respondent's own expense, a licensed medical laboratory facility or hospital capable of conducting tests and analysis of blood and/or urine, which is certified by the National Institute on Drug Abuse and which meets with the approval of the Probation Unit, Office of the Chief Trial Counsel.

That subject to the discretion of the Probation Unit, Office of the Chief Trial Counsel, the respondent shall be contacted by telephone by a member of the Probation Unit staff, on a random basis, and directed to submit to an approved laboratory or hospital facility, screening of respondent's blood/urine within twelve hours of notification. Respondent shall provide the results from that approved laboratory or hospital facility screening within ten days of receipt. ~~The blood and/or urine samples shall be furnished by~~ respondent to the approved laboratory or hospital facility in such manner as may be specified by the laboratory to ensure specimen integrity.

STIP ACTUAL W/PROB

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That respondent shall provide the Probation Unit any and all waivers necessary to allow the Probation Unit to verify with the approved laboratory or hospital facility the accuracy of reports submitted by respondent.

LAW PRACTICE MANAGEMENT SECTION OF THE STATE BAR

That respondent shall join the Law Practice Management Section of the State Bar of California and shall pay whatever dues and costs are associated with such enrollment for a period of one year. Respondent shall furnish satisfactory evidence of membership in the section to the Probation Unit, Office of the Chief Trial Counsel, in the first quarterly report required herein.

COURSES ON LAW OFFICE MANAGEMENT

That respondent shall complete four (4) hours of California Minimum Continuing Legal Education-approved course(s) on law office management within two (2) years from the date on which the disciplinary order in this matter becomes effective. Completion of the State Bar Ethics School course will not satisfy this requirement. Respondent shall furnish satisfactory evidence of completion of the course(s) to the Probation Unit, Office of the Chief Trial Counsel, in the next quarterly report that is due following completion of each course or prior to the expiration of probation if no such report will become due prior to the expiration of probation. Respondent agrees that the course hours required by this condition are in addition to any requirement respondent must meet in compliance with the State Bar Minimum Continuing Legal Education Program.

LAW OFFICE MANAGEMENT PLAN

Respondent shall develop a law office management/organization plan that meets with the approval of the Probation Unit, Office of the Chief Trial Counsel, within _____ from the date on which the disciplinary order in this matter becomes effective. This plan will include procedures for sending periodic status reports to clients, documentation of telephone messages received and sent, file maintenance, meeting deadlines, calendaring appointments and deadlines, withdrawing as attorney whether of record or not when clients cannot be contacted or located, and training and supervising of support personnel. Respondent shall state in each quarterly probation report that respondent has implemented the law office management plan in respondent's law practice and continues to follow the procedures set forth in the plan or that respondent was not engaged in the practice of law during the reporting period. Failure to so state in a quarterly report shall be a violation of probation.

CONTINUING LEGAL EDUCATION COURSES

That respondent shall complete four (4) hours of California Minimum Continuing Legal Education-approved courses in attorney-

client relations and/or legal ethics within two (2) years from the date on which the disciplinary order in this matter becomes effective. Completion of the State Bar Ethics School course will not satisfy this requirement. Respondent shall furnish satisfactory evidence of completion of the courses to the Probation Unit, Office of the Chief Trial Counsel, in the next quarterly report that is due following completion of each course or prior to the expiration of probation if no such report will become due prior to the expiration of probation.

Respondent agrees that the course hours required by this condition are in addition to any requirement respondent must meet in compliance with the State Bar Minimum Continuing Legal Education Program.

STATE BAR ETHICS SCHOOL

Within one year from the date on which the disciplinary order in this matter becomes effective, respondent shall attend the State Bar Ethics School, which is held periodically at the State Bar of California offices in Los Angeles and San Francisco, and shall pass the test given at the end of such session. Because respondent has agreed to attend State Bar Ethics School as part of this Stipulation, respondent may receive Minimum Continuing Legal Education credit upon the satisfactory completion of State Bar Ethics School.

It is not recommended that respondent attend State Bar Ethics School since respondent attended Ethics School within the last two years on date in connection with case number _____.

Respondent resides outside California and is unable to attend State Bar Ethics School. ~~As an alternative to State Bar Ethics School, the following courses that respondent will complete the following courses:~~

STATE BAR ETHICS SCHOOL CLIENT TRUST ACCOUNT RECORD-KEEPING COURSE

Within one year from the date on which the disciplinary order in this matter becomes effective, respondent shall attend the State Bar Ethics School Client Trust Account Record-Keeping Course, which is held periodically at the State Bar of California offices in Los Angeles and San Francisco, and shall take and pass the test given at the end of such session. Because respondent has agreed to attend State Bar Ethics School as part of this Stipulation, respondent may receive Minimum Continuing Legal Education credit upon the satisfactory completion of State Bar Ethics School.

It is not recommended that respondent attend Ethics School Client Trust Account Record-Keeping Course since respondent attended Ethics School on date in connection with case number _____.

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1-21

Respondent resides outside California and is unable to attend State Bar Ethics School Client Trust Account Record-Keeping Course. ~~As an alternative to State Bar Ethics School Client Trust Account Record-Keeping Course, the probationary respondent shall complete the following course:~~

COMPLIANCE WITH CONDITIONS OF PROBATION/PAROLE IN UNDERLYING CRIMINAL MATTER

Respondent shall comply with all conditions of Probation Parole imposed in the underlying criminal matter and shall so declare under penalty of perjury in conjunction with any quarterly report required to be filed with the Probation Unit, Office of the Chief Trial Counsel.

COMMENCEMENT OF PROBATION

That the period of probation shall commence as of the date on which the order of the Supreme Court in this matter becomes effective.

EXPIRATION OF PROBATION

That at the expiration of the period of this probation, if respondent has complied with the terms of probation, the order of the Supreme Court suspending respondent from the practice of law for a period of two (2) years shall be satisfied and the suspension shall be terminated.

EARLY INACTIVE ENROLLMENT

The respondent is currently an active member of the State Bar of California and is presently entitled to practice law in all respects. Respondent agrees to change respondent's membership status with the State Bar of California to voluntary inactive status, effective _____. Respondent certifies that respondent is entitled to practice law in all respects and is under no prohibition or obligation affecting licensure, including the following:

- California Minimum Continuing Legal Education requirements;
- all bar dues;
- child and family support;
- fee arbitration awards;
- disciplinary costs;
- Professional Responsibility Examination requirement; or

STIP ACTUAL W/PROB

1-21

[Handwritten signature]

suspended for any other reason or not entitled to practice law for any other reason.

The parties have agreed to recommend to State Bar Court and the Supreme Court that the period of actual suspension stipulated to herein shall commence on the above-mentioned date. Respondent agrees to remain on voluntary inactive status until the date on which the disciplinary order in this matter becomes effective and until completion of the actual suspension ordered, if longer.

In the event the respondent does not remain on voluntary inactive status until the effective date of the disciplinary order, or is administratively deemed not entitled to practice law before the date on which the disciplinary order in this matter becomes effective, this provision of the Stipulation is inapplicable and respondent acknowledges and agrees that respondent will not receive any credit toward the period of actual suspension.

Respondent further agrees, within thirty (30) days from the date of inactive enrollment stipulated to herein, to comply with the following:

- (1) notify all clients being represented in pending matters and any co-counsel of respondent's inactive status and respondent's immediate disqualification to act as an attorney and, in the absence of co-counsel, to also notify the clients to seek legal advice elsewhere, calling attention to the urgency in seeking substitution of another attorney or attorneys in respondent's place;
- (2) deliver to all clients being represented in pending matters any papers or other property to which the clients are entitled, or notify the clients and any co-counsel of a suitable time and place where the papers and other property may be obtained, calling attention to the urgency for obtaining the papers or other properties;
- (3) refund any part of any fees paid in advance that have not been earned; and
- (4) notify opposing counsel in pending matters or, in the absence of counsel, the adverse parties of respondent's inactive enrollment, and file a copy of the notice with the court, agency, or tribunal before which the matter is pending for inclusion in the respective file or files. All notices required under this agreement shall be given by registered or certified mail, return receipt requested, and shall contain the inactive member's current State Bar Membership Records address where communications may thereafter be directed to the inactive member.

Respondent agrees that within forty days of the date of inactive enrollment stipulated to herein, respondent shall file with the Deputy Trial Counsel, Office of the Chief Trial Counsel, in this matter an affidavit under penalty of perjury showing that ~~respondent has complied with this Stipulation, enrolled voluntarily~~ inactive with the State Bar of California, and has fully complied with the above provisions regarding notice to clients, co-counsel, opposing counsel and adverse parties, and the relevant courts, agencies, and tribunals. Such affidavit will also set forth the

MAA
[Signature]

respondent's current State Bar Membership Records address where communications may thereafter be directed to the respondent.

Respondent agrees to keep and maintain records of the various steps taken by respondent in compliance with this inactive status and, upon request by the Office of the Chief Trial Counsel, shall make available to the Office of the Chief Trial Counsel, all records and evidence of compliance with the above provisions. It is also agreed that these records may be admitted into evidence in any proceeding for respondent's failure to comply with these provisions.

Respondent further agrees that a breach of any term of this agreement after it is approved by the State Bar Court and its conditions adopted by the Supreme Court pursuant to an order imposing discipline, shall constitute a violation of a court order within the definition of Business and Professions Code section 6103, that no credit toward the period of actual suspension will be applied, and that the Office of the Chief Trial Counsel may initiate proceedings seeking independent discipline, up to and including disbarment, for such breach.

Respondent further acknowledges that this provision is not intended to relieve respondent of any obligation to comply with California Rule of Court, rule 955, if ordered by the Supreme Court. In the event this Stipulation is not approved, respondent acknowledges that respondent bears the responsibility of changing respondent's membership status to active status and respondent acknowledges that such transfer will not be retroactive.

PROFESSIONAL RESPONSIBILITY EXAMINATION

It is further recommended that the California Supreme Court order respondent to take and pass the Multistate Professional Responsibility Examination administered by the National Conference of Bar Examiners within one (1) year of the effective date of the order of the Supreme Court (Segretti v. State Bar (1976) 15 Cal.3d 878, 890-891) and furnish satisfactory proof of such passage to the Probation Unit, Office of the Chief Trial Counsel, within said year.

It is further recommended that the California Supreme Court order respondent to take and pass the Multistate Professional Responsibility Examination administered by the National Conference of Bar Examiners within _____ of the effective date of the order of the Supreme Court (Segretti v. State Bar (1976) 15 Cal.3d 878, 890-891) and furnish satisfactory proof of such passage to the Probation Unit, Office of the Chief Trial Counsel, within said time.

It is recommended that respondent not be required to take the Multistate Professional Responsibility Examination since he or she took and passed the examination on _____ in connection with case number _____.

It is recommended that respondent not be required to take the Multistate Professional Responsibility Examination because he or she has been ordered to do so in connection with case number _____.

CALIFORNIA RULE OF COURT 955

It is further recommended that the California Supreme Court order respondent to comply with the provisions of paragraph (a) of rule 955, California Rule of Court, within thirty days of the effective date of the Supreme Court order herein, and file an affidavit with the Clerk of the State Bar Court as provided in paragraph (c) of rule 955 within forty days of the effective date of the order showing respondent's compliance with said order.

It is not recommended that the California Supreme Court order respondent to comply with the provisions of California Rule of Court 955 because:

APPROVAL OF PARTIES

The parties and all counsel of record hereby approve the foregoing stipulation and the parties agree to be bound by all terms and conditions stated and the agreed disposition.

DATE: May 16, 1997

Teresa M. Garcia
TERESA M. GARCIA (Name Printed)
Deputy Trial Counsel

DATE: May 16, 1997

Wilson A. Quinley
WILSON A. QUINLEY (Name Printed)
Respondent, in pro per

DATE: _____

(Name Printed)
Respondent's Counsel

Parties' Initials MD, MS

IN THE MATTER OF Case No(s). 93-O-19855-MSW; 94-O-14984-MSW
WILSON A. QUINLEY, No. 147397 94-O-15904-MSW; 95-O-16828-MSW
A Member of the State Bar.

STATEMENT OF ACTS OR OMISSIONS
WARRANTING THE AGREED DISPOSITION

Case No. 93-O-19855

Count One

1. On or about October 16, 1991, Badruddin Usmani ("Usmani") employed Respondent to handle a civil matter.
2. On or about January 28, 1992, Respondent filed a civil complaint on behalf of Usmani.
3. On or about October 1, 1992, Respondent formed a law partnership with attorney Alysa Rosen ("Rosen").
4. On or about May 10, 1993, Rosen participated in a settlement conference wherein Usmani's case was settled for \$65,000.00.
5. Thereafter, the defendants issued settlement check number 414 dated May 25, 1993 for \$50,000.00 payable to Respondent and Usmani, and settlement check number 416 dated August 9, 1993 for \$15,000.00 payable to Respondent and Usmani.
6. On or about May 26, 1993, Respondent deposited the \$50,000.00 settlement check into his Wells Fargo Bank "Quinley & Associates" client trust account number 619-073398.
7. On or about August 19, 1993, an employee in the law offices of Quinley & Rosen deposited the \$15,000.00 settlement check into Respondent's Wells Fargo Bank "Quinley & Rosen" client trust account number 672-085187.
8. Respondent and Usmani agreed that the amount of funds due Usmani was \$30,000.00.
9. Usmani informed Respondent that he did not want the

Parties
Initials

funds disbursed to him immediately, and requested that his law firm maintain the funds on his behalf.

10. In or about November 1993, Usmani requested his funds from Respondent's employee, Patel.

11. In or about January 1994, Usmani employed counsel to assist in recovering his funds from Respondent.

12. On or about January 24, 1994 Respondent issued check number 1772 for \$30,000.00 payable to Usmani, drawn on his Wells Fargo Bank "Quinley & Associates" client trust account number 619-073398.

13. Respondent thereby failed to promptly pay funds to which the client was entitled, at the client's request.

CONCLUSIONS OF LAW

By the foregoing conduct, Respondent wilfully violated Rules of Professional Conduct, rule 4-100(B)(4).

Parties' Initials MAJ/KS

Case No. 93-0-19855

Count Two

1. Count One is incorporated herein by reference.
2. On or about August 3, 1993, the balance in Respondent's Wells Fargo Bank "Quinley & Associates" client trust account number 619-073398 fell below \$30,000.00, which was the amount he was to have maintained on behalf of Usmani.
3. On or about September 3, 1993, Rosen transferred all client funds on deposit in the Wells Fargo Bank "Quinley & Rosen" client trust account number 672-085187, to her client trust account. Respondent did not learn of the transfer until approximately one week after the transfer. When Respondent learned of the transfer, he took no action to have the funds returned to his client trust account number 619-073398.
4. Respondent thereby failed to maintain in trust Usmani's \$30,000.00.

CONCLUSIONS OF LAW

By the foregoing conduct, Respondent wilfully violated Rules of Professional Conduct, rule 4-100(A).

Parties' Initials WSD / JPK

Case No. 94-O-14984

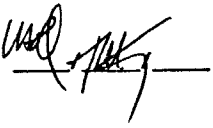
Count Five

1. In or about March 1992, Melanie Demont ("Demont") employed Respondent to represent her in a civil matter.
2. On or about March 18, 1992, Respondent filed a civil complaint on behalf of Demont.
3. Thereafter, Respondent repeatedly failed to comply with discovery requests.
4. On or about June 15, 1994, the Court granted defendant's motion for monetary and evidentiary sanctions due to Respondent's repeated failure to comply with discovery requests. The motion was granted, and sanctions were imposed, including the preclusion of documentary and testimonial evidence at trial.
5. Respondent thereby failed to competently perform the legal services for which he was employed.

CONCLUSIONS OF LAW

By the foregoing conduct, Respondent wilfully violated Rules of Professional Conduct, rule 3-110(A).

Parties'
Initials



Case No. 94-0-15904

Count Eight

- 1. In or about February 1992, Zenon Kesik ("Kesik") employed Respondent to represent him in a pending civil matter where Kesik was a named defendant.
- 2. Thereafter, Respondent repeatedly failed to comply with discovery requests.
- 3. On or about February 5, 1993, the Court granted plaintiff's motion to deem admitted plaintiff's requests for admissions. On or about March 30, 1993 Respondent was sanctioned due to his failure to comply with discovery requests.
- 4. On or about April 30, 1993, plaintiff's motion for summary judgement was granted.
- 5. Respondent thereby failed to competently perform the legal services for which he was employed.

CONCLUSIONS OF LAW

By the foregoing conduct, Respondent wilfully violated Rules of Professional Conduct, rule 3-110(A).

Parties' Initials MAK

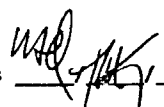
Case No. 95-O-16828

Count One

1. In or about September 1991, Patricia A. Young ("Young") employed Respondent to represent her in a medical malpractice claim.
2. On or about March 30, 1992, Respondent filed a civil complaint on behalf of Young.
3. In or about February 1993, Respondent attended Young's deposition taken by opposing counsel.
4. Thereafter, Respondent took no further action to pursue Young's medical malpractice claim.
5. Respondent thought, but did not confirm, that Rosen took over the handling of Young's case in September 1993, when Respondent's law partnership with Rosen dissolved.
6. Respondent thereby failed to competently perform legal services for which he was employed.

CONCLUSIONS OF LAW

By the foregoing conduct, Respondent wilfully violated Rules of Professional Conduct, rule 3-110(A).

Parties: 
Initials _____

Case No. 95-O-16828

Count Two

- 1. Count One is incorporated herein by reference.
- 2. On or about August 18, 1992, October 1, 1992, November 1, 1992, November 17, 1992, January 26, 1993, April 13, 1993, and July 7, 1993, Young sent Respondent letters in which she requested a statement of costs incurred in her case.
- 3. Respondent failed to reply to said letters, and thereby failed to respond to the reasonable status inquiries of his client.

CONCLUSIONS OF LAW

By the foregoing conduct, Respondent wilfully violated Business and Professions Code, section 6068(m).

Parties' Initials WAL

Case No. 95-0-16828

COUNT THREE

- 1. Count One is incorporated herein by reference.
- 2. In or about August 1993, Respondent left his office without providing a forwarding address or a telephone number through which he could be contacted. Thereafter, Young was unable to contact or locate Respondent.
- 3. Respondent had no further communications with Young, took no further action in Young's medical malpractice claim, and did not release Young's file to her.
- 4. Respondent thereby withdrew from employment without taking reasonable steps to avoid reasonably foreseeable prejudice to the rights of his client.

CONCLUSIONS OF LAW

By the foregoing conduct, Respondent wilfully violated Rules of Professional Conduct, rule 3-700(A)(2).

Parties'
Initials WJG

Case No. 95-0-16828

COUNT FOUR

1. On or about April 3, 1996, the State Bar of California, Office of Investigations sent Respondent a letter by first class mail to Respondent's State Bar of California official membership address on the date of mailing. Said letter informed Respondent of Young's allegations and requested a written response.

2. Respondent failed to respond to the letter or otherwise cooperate or participate in the investigation.

CONCLUSIONS OF LAW

By the forgoing conduct, Respondent wilfully violated Business and Professions Code, section 6068(i).

CERTIFICATE OF SERVICE

[Rule 62(b), Rules Proc.; Code Civ. Proc., § 1013a(4)]

I am a Case Coordinator of the State Bar Court. 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 May 23, 1997, I deposited a true copy of the following document(s)

ORDER REGARDING STIPULATION AS TO FACTS AND DISPOSITION filed May 23, 1997 with ATTACHMENT TO ORDER REGARDING STIPULATION INCORPORATED BY REFERENCE and STIPULATION AS TO FACTS AND DISPOSITION (RULE 113, RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA) - PROBATION WITH ACTUAL SUSPENSION filed May 23, 1997

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

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

**WILSON A QUINLEY ESQ
P O BOX 5237
AGANA GU 96910**

[] by certified mail, with a return receipt requested, through the United States Postal Service at Los Angeles, California, addressed as follows:

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

Teresa M. Garcia, Attorney at Law, OFFICE OF TRIALS

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on May 23, 1997.

Julietta E. Gonzales

Julietta E. Gonzales
Case Coordinator
State Bar Court

STATE BAR OF CALIFORNIA
Office of the Clerk
State Bar Court
1149 South Hill, 5th Floor
Los Angeles, California 90015
(213) 765-1400

IN THE SUPREME COURT OF THE STATE OF CALIFORNIA

IN THE MATTER OF)
)
WILSON A. QUINLEY)
)
)
A Member of the State Bar)

Transmittal of State Bar Court
Recommendation

S
State Bar Court No.
93-O-19855 ET AL

- Conviction proceeding
(rule 951(a), Cal. Rules of Ct.)
- Rule 955 proceeding
(rule 955, Cal. Rules of Ct.)
- Original proceeding
(Bus. and Prof. Code § 6081)
- Other proceeding _____

To the CLERK OF THE SUPREME COURT:

1. RECOMMENDATION. The State Bar Court hereby transmits its recommendation in the above-entitled matter, as reflected in the enclosed proposed order subject to review by the Supreme Court.
2. RECORD ENCLOSED. Enclosed please find the official State Bar Court file in the above-entitled matter including:
 - State Bar Exhibits _____
 - Respondent Exhibits _____
 - _____ Transcript(s) of State Bar Court Hearings
3. IMPOSITION OF COSTS. Pursuant to Section 6086.10, Business and Professions Code, statutorily authorized costs of this disciplinary proceeding should be awarded to the State Bar of California. Enclosed are the Certificate of Costs and Statements of Costs pursuant to rule 280-284, Rules of Procedure for State Bar Court Proceedings.

4. MEMBER'S ADDRESS:

State Bar records list the following current address for the above member:

P.O. Box 5237
Agana, GU 96910

5. INFORMATION GIVEN MEMBER. We have this day mailed to the member information about:

rule 951, California Rules of Court
re: Authority of the State Bar Court

rule 952, California Rules of Court
re: review of State Bar Court decision

rule 953, California Rules of Court
re: effective date of Supreme Court Order

rule 954, California Rules of Court
re: grounds for review of State Bar Court
decisions in Supreme Court

rule 955, California Rules of Court
re: duties of disbarred, resigned or suspended
members

Business & Professions Code Section 6083
re: petition to review State Bar Court decision

Business & Professions Code Section 6086.10 and
6140.7 Re: costs of disciplinary proceeding

6. [X] OTHER INFORMATION TO ASSIST THE SUPREME COURT:

This attorney has not had prior discipline imposed.

We would like to bring to the Court's attention that Mr. Quinley currently has no matters pending with the Supreme Court.

Judy Duffield
Clerk of the State Bar Court

Dated: July 2, 1997

By 
Erick E. Estrada
Deputy Court Clerk

1-37

(State Bar Court Case Nos. 93-O-19855; 94-O-14984; 94-O-15904;
95-O-16828 (Cons.))

IN THE SUPREME COURT OF THE STATE OF CALIFORNIA

IN BANK

IN RE WILSON A. QUINLEY ON DISCIPLINE

It is ordered that Wilson A. Quinley be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including 90 days actual suspension, recommended by the Hearing Department of the State Bar Court in its Order Regarding Stipulation filed May 23, 1997. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See Segretti v. State Bar (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and those costs are payable in accordance with section 6140.7 (as amended effective January 1, 1997).

* See Business and Professions Code section 6126, subd. (c).

Chief Justice

Please note this court order which is effective 10/8/97

Transmittal date: 9/18/97
Handwritten signature

8062560

Sender

(State Bar Court Case Nos. 93-O-19855; 94-O-14984; 94-O-15904;
95-O-16828 (Cons.))

IN THE SUPREME COURT OF THE STATE OF CALIFORNIA

**SUPREME COURT
FILED**

SEP - 8 1997

IN RE WILSON A. QUINLEY ON DISCIPLINE

Robert Wandruff Clerk

Deputy
DEPUTY

It is ordered that Wilson A. Quinley be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including 90 days actual suspension, recommended by the Hearing Department of the State Bar Court in its Order Regarding Stipulation filed May 23, 1997. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See Segretti v. State Bar (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and those costs are payable in accordance with section 6140.7 (as amended effective January 1, 1997).

* See Business and Professions Code section 6126, subd. (c).

Robert F. Wandruff, Clerk of the Supreme Court of the State of California do hereby certify that the preceding is a true copy of an order of this Court, as shown by the records of my office.

Witness my hand and the seal of the Court this

George
Chief Justice

day of SEP 8 - 1997 A. D. 19
Clerk

By *Henrietta A Cruz*
Deputy Clerk

EXHIBIT B