



ORIGINAL

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State Bar Court of California		
Hearing Department <input checked="" type="checkbox"/> Los Angeles <input type="checkbox"/> San Francisco		
Counsel for the State Bar The State Bar of California Office of the Chief Trial Counsel - Enforcement Charles A. Murray 1149 S. Hill Street Los Angeles, CA 90015 (213) 765-1236 Bar # 146069	Case number(s) 02-N-15508-RAH 04-O-10272(INV) 04-O-15172(INV)	(for Court's use) <div style="text-align: center; font-size: 24pt; font-weight: bold;">FILED</div> <div style="text-align: center; font-size: 18pt; font-weight: bold;">APR 27 2005</div> <div style="text-align: center; font-weight: bold;">STATE BAR COURT CLERK'S OFFICE LOS ANGELES</div>
<input type="checkbox"/> Counsel for Respondent <input checked="" type="checkbox"/> In Pro Per, Respondent Natasha A. Kotto 5460 White Oak Avenue #D206 Encino, CA 91316-2410 Bar # 161806	PUBLIC MATTER	
In the Matter of Natasha A. Kotto Bar # 161806 A Member of the State Bar of California (Respondent)	Submitted to <input type="checkbox"/> assigned judge <input checked="" type="checkbox"/> settlement judge STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING ACTUAL SUSPENSION <input type="checkbox"/> PREVIOUS STIPULATION REJECTED	

Note: All information required by this form and any additional information which cannot be provided in the space provided, must be set forth in an attachment to this stipulation under specific headings, e.g., "Facts," "Dismissals," "Conclusions of Law," "Supporting Authority," etc.

A. Parties' Acknowledgments:

- (1) Respondent is a member of the State Bar of California, admitted December 1, 1992
(date)
- (2) The parties agree to be bound by the factual stipulations contained herein even if conclusions of law or disposition are rejected or changed by the Supreme Court.
- (3) All investigations or proceedings listed by case number in the caption of this stipulation, are entirely resolved by this stipulation and are deemed consolidated. Dismissed charge(s)/count(s) are listed under "Dismissals." The stipulation and order consist of 17 pages.
- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts."
- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law."
- (6) The parties must include supporting authority for the recommended level of discipline under the heading "Supporting Authority."
- (7) No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any pending investigation/proceeding not resolved by this stipulation, except for criminal investigations.

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(8) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7. (Check one option only):

- until costs are paid in full, Respondent will remain actually suspended from the practice of law unless relief is obtained per rule 284, Rules of Procedure.
- costs to be paid in equal amounts prior to February 1 for the following membership years:
- (hardship, special circumstances or other good cause per rule 284, Rules of Procedure)
- costs waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs"
- costs entirely waived

B. Aggravating Circumstances [for definition, see Standards for Attorney Sanctions for Professional Misconduct, standard 1.2(b)]. Facts supporting aggravating circumstances are required.

(1) Prior record of discipline [see standard 1.2(f)]

(a) State Bar Court case # of prior case 01-C-04496

(b) Date prior discipline effective October 4, 1992

(c) Rules of Professional Conduct/ State Bar Act violations: _____

Conviction for drunk driving; violation of court orders; violation

of reprobation conditions.

(d) Degree of prior discipline Actual Suspension: 6 Months & until 1.4(c)(ii)

(e) If Respondent has two or more incidents of prior discipline, use space provided below or a separate attachment entitled "Prior Discipline." 00-0-10531

Public Reprobation, effective February 25, 1991, UPL

- (2) Dishonesty: Respondent's misconduct was surrounded by or followed by bad faith, dishonesty, concealment, overreaching or other violations of the State Bar Act or Rules of Professional Conduct.
- (3) Trust Violation: Trust funds or property were involved and Respondent refused or was unable to account to the client or person who was the object of the misconduct for improper conduct toward said funds or property.
- (4) Harm: Respondent's misconduct harmed significantly a client, the public or the administration of justice.

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- (5) **Indifference:** Respondent demonstrated indifference toward rectification of or atonement for the consequences of his or her misconduct.
- (6) **Lack of Cooperation:** Respondent displayed a lack of candor and cooperation to victims of his/her misconduct or to the State Bar during disciplinary investigation or proceedings.
- (7) **Multiple/Pattern of Misconduct:** Respondent's current misconduct evidences multiple acts of wrongdoing or demonstrates a pattern of misconduct.
- (8) **No aggravating circumstances** are involved.

Additional aggravating circumstances:

C. Mitigating Circumstances [see standard 1.2(e)]. Facts supporting mitigating circumstances are required.

- (1) **No Prior Discipline:** Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not deemed serious.
- (2) **No Harm:** Respondent did not harm the client or person who was the object of the misconduct.
- (3) **Candor/Cooperation:** Respondent displayed spontaneous candor and cooperation with the victims of his/her misconduct and to the State Bar during disciplinary investigation and proceedings.
- (4) **Remorse:** Respondent promptly took objective steps spontaneously demonstrating remorse and recognition of the wrongdoing, which steps were designed to timely atone for any consequences of his/her misconduct.
- (5) **Restitution:** Respondent paid \$ _____ on _____ in restitution to _____ without the threat or force of disciplinary, civil or criminal proceedings.
- (6) **Delay:** These disciplinary proceedings were excessively delayed. The delay is not attributable to Respondent and the delay prejudiced him/her.
- (7) **Good Faith:** Respondent acted in good faith.
- (8) **Emotional/Physical Difficulties:** At the time of the stipulated act or acts of professional misconduct Respondent suffered extreme emotional difficulties or physical disabilities which expert testimony would establish was directly responsible for the misconduct. The difficulties or disabilities were not the product of any illegal conduct by the member, such as illegal drug or substance abuse, and Respondent no longer suffers from such difficulties or disabilities.
- (9) **Severe Financial Stress:** At the time of the misconduct, Respondent suffered from severe financial stress which resulted from circumstances not reasonably foreseeable or which were beyond his/her control and which were directly responsible for the misconduct.

(Do not write above this line.)

- (10) **Family Problems:** At the time of the misconduct, Respondent suffered extreme difficulties in his/her personal life which were other than emotional or physical in nature.
- (11) **Good Character:** Respondent's good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of his/her misconduct.
- (12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.
- (13) **No mitigating circumstances are involved.**

Additional mitigating circumstances:

D. Discipline:

(1) **Stayed Suspension:**

(a) Respondent must be suspended from the practice of law for a period of Three (3) Years

- i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.4(c)(ii) Standards for Attorney Sanctions for Professional Misconduct.
- ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.
- iii. and until Respondent does the following: _____

(b) The above-referenced suspension is stayed.

(2) **Probation:**

Respondent must be placed on probation for a period of Five (5) Years, which will commence upon the effective date of the Supreme Court order in this matter.
(See rule 953, Calif. Rules of Ct.)

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(3) Actual Suspension:

- (a) Respondent must be actually suspended from the practice of law in the State of California for a period of Eighteen (18) months
- i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct
- ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.
- iii. and until Respondent does the following: _____

E. Additional Conditions of Probation:

- (1) If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in general law, pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct.
- (2) During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.
- (3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.

(Do not write above this line.)

- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: _____
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) The following conditions are attached hereto and incorporated:
- | | |
|--|---|
| <input checked="" type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |
- page 13 et seq.*

F. Other Conditions Negotiated by the Parties:

- (1) **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. Failure to pass the MPRE results in actual suspension without further hearing until passage. But see rule 951(b), California Rules of Court, and rule 321(a)(1) & (c), Rules of Procedure.
- No MPRE recommended. Reason: _____
- (2) **Rule 955, California Rules of Court:** Respondent must comply with the requirements of rule 955, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (3) **Conditional Rule 955, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 955, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (4) **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension: _____
- (5) **Other Conditions:**

ATTACHMENT TO
STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF: **NATASHA A. KOTTO** ("Respondent")

CASE NUMBERS: **02-N-15508; and**
Investigation matters 04-O-10272 & 04-O-15172

PENDING PROCEEDINGS.

The disclosure date referred to in paragraph A.(6), was April 1, 2005

PARTIES ARE BOUND BY THE STIPULATED FACTS:

The parties intend to be and are hereby bound by the stipulated facts contained in this stipulation. This stipulation as to facts and the facts so stipulated shall independently survive even if the conclusions of law and/or stipulated disposition set forth herein are rejected or changed in any manner whatsoever by the Hearing Department or the Review Department of the State Bar Court, or by the California Supreme Court.

STIPULATION AS TO FACTS AND CONCLUSIONS OF LAW.

02-N-15508 - STIPULATED FACTS:

On September 4, 2002, the California Supreme Court filed an Order in Case No. S107562 (State Bar Court Case Nos. 01-C-04496 and 01-H-02713) that Respondent be actually suspended from the practice of law for six months and until she has shown proof satisfactory to the State Bar Court of compliance with Standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct.

The California Supreme Court's Order was based on a stipulation executed by Respondent and the recommendation by the Hearing Department of the State Bar Court filed on April 25, 2002, wherein the Hearing Department recommended, among other things, that Respondent be actually suspended from the practice of law for six months and until she has shown proof satisfactory to the State Bar Court of compliance with Standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct.

The September 4, 2002 California Supreme Court Order further ordered Respondent to comply with Rule 955 of the California Rules of Court and to perform the acts specified in subdivisions (a) and (c) of Rule 955 within thirty (30) and forty (40) days, respectively, after the effective date of the Order.

Rule 955, subdivision (a) required Respondent to notify all clients and any co-counsel of her suspension, deliver to all clients any papers or other property to which the clients are entitled, refund any unearned attorney fees, notify opposing counsel or adverse parties of her suspension, and file a copy of said notice with any

court, agency or tribunal before which litigation is pending. Rule 955, subdivision (c) required Respondent to file with the Clerk of the State Bar Court an affidavit showing that she fully complied with the requirements of subdivision (a).

On September 4, 2002, the Clerk of the California Supreme Court properly served upon Respondent a copy of the September 4, 2002 Order that she comply with Rule 955 of the California Rules of Court.

The September 4, 2002 California Supreme Court Order became effective on October 4, 2002, thirty days after it was entered.

Accordingly, pursuant to the September 4, 2002 Order, Respondent was to have complied with subdivision (a) of Rule 955 no later than November 3, 2002 and was to have complied with subdivision (c) of Rule 955 no later than November 13, 2002. Respondent should have filed with the Clerk of the State Bar Court an affidavit showing that she had fully complied with Rule 955 by November 13, 2002.

On or about September 12, 2002, Probation Deputy Lydia Dineros ("Ms. Dineros") of the Probation Unit of the Office of the Chief Trial Counsel of the State Bar of California ("Probation Unit") wrote a letter to Respondent in which she reminded Respondent of the terms and conditions of the discipline imposed pursuant to the September 4, 2002 California Supreme Court Order. In the September 12, 2002 letter, Ms. Dineros also advised Respondent that the California Supreme Court had ordered her to comply with Rule 955 of the California Rules of Court. Enclosed with Ms. Dineros's September 12, 2002 letter to Respondent were, among other things, a copy of the September 4, 2002 California Supreme Court Order, a copy of Rule 955 and a form affidavit for Respondent to use to report her compliance with Rule 955.

Ms. Dineros's September 12, 2002 letter to Respondent with the enclosures thereto was mailed on or about September 12, 2002 via the United States Postal Service, first class postage prepaid, in a sealed envelope addressed to Respondent at her official State Bar membership records address of 1255 10th Street, #106, Santa Monica, CA 90401. The September 12, 2002 letter was not returned as undeliverable by the United States Postal Service.

Respondent failed to file an affidavit with the Clerk of the State Bar Court as required by subdivision (c) of Rule 955 of the California Rules of Court by November 13, 2002, and as ordered by the Supreme Court.

The State Bar filed a Notice of Disciplinary Charges for this misconduct on December 12, 2002. Respondent was served with a copy of that Notice of Disciplinary Charges at her then listed membership records address. Respondent did not file a response to the Notice of Disciplinary Charges within the time period set forth in the rules and on January 14, 2003, the State Bar filed a request that Respondent's default be entered.

On January 22, 2003, Respondent filed a rule 955 affidavit.

Respondent failed to comply with the provisions of the September 4, 2002

California Supreme Court Order requiring Respondent to comply with Rule 955 of the California Rules of Court.

02-N-15508 - CONCLUSIONS OF LAW:

By the foregoing conduct, as set forth above, Respondent willfully violated Business and Professions Code, section 6103.

04-O-10272 - STIPULATED FACTS:

On September 4, 2002, in Case No. S107562 (State Bar Court Case Nos. 01-C-04496, 01-H-02713 (Cons.)) the California Supreme Court issued an Order suspending Respondent for two (2) years, and until she has shown proof satisfactory to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards of Attorney Sanctions for Professional Misconduct, staying the execution that suspension, and placing Respondent on probation for a period of three (3) years on the condition that she actually be suspended for 6 months and until she has shown proof satisfactory to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards of Attorney Sanctions for Professional Misconduct. The Court further Ordered Respondent to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 25, 2002.

Pursuant to the September 4, 2002, California Supreme Court Order, Respondent was ordered to comply with the following terms and conditions of probation, among others:

- a. to comply with the provisions of the State Bar Act and Rules of Professional Conduct of the State Bar of California during the period of probation;
- b. to promptly report, and in no event in more than ten (10) days, to the membership records office of the State Bar and to the Probation Unit all changes of information including current office or other address for State Bar purposes as prescribed by Business and Professions Code section 6002.1;
- c. during the period of probation, to submit written quarterly reports to the Probation Unit of the Office of the Chief Trial Counsel ("Probation Unit") on each January 10, April 10, July 10 and October 10 of each year or part thereof during which the probation is in effect, certifying under penalty of perjury that he has complied with all provisions of the State Bar Act and Rules of Professional Conduct during said period;
- d. be available by phone to schedule a random test of Respondent's blood or urine at a licensed medical laboratory approved by the Probation unit;
- e. attend at least five (5) Alcoholics Anonymous or the Other Bar meetings per month;
- f. provide proof of her attendance at least five (5) Alcoholics Anonymous or the Other Bar meetings per month to the probation unit;

g. provide the name, address and telephone number of Respondent's Alcoholics Anonymous sponsor to the probation unit;

h. provide a written Criminal Probation Matter Report to the Probation Unit by April 10, 2003; and

i. obtain psychiatric treatment for chronic alcoholism from a duly licensed psychiatrist, qualified in the treatment of alcoholism, at Respondent's expense, at least once per month and provide proof of her treatment to the probation unit.

The September 4, 2002, California Supreme Court Order became effective on October 4, 2002, thirty days after it was entered.

On September 12, 2002, Probation Deputy Lydia G. Dineros ("Ms. Dineros") of the Probation Unit wrote a letter to Respondent that reminded Respondent of the terms and conditions of the probation imposed pursuant to the September 4, 2002, California Supreme Court Order.

Ms. Dineros' letter warned Respondent that her failure to submit reports or other compliance proofs timely would result in a non-compliance referral to the State Bar Court Review Department or to the Enforcement Unit of the Office of the Chief Trial Counsel. In her September 12, 2002, letter to Respondent, Ms. Dineros included copies of the September 4, 2002, California Supreme Court Order, a copy of Respondent's executed stipulation and State Bar Court's Order approving the stipulation filed on April 25, 2002, setting forth the conditions of Respondent's probation, a Quarterly Report Instructions sheet and a Quarterly Report form specially tailored for Respondent to use in submitting her quarterly reports.

Ms. Dineros mailed the September 12, 2002, letter to Respondent on or about September 12, 2002, via the United States Postal Service, first class postage prepaid, in a sealed envelope addressed to Respondent at her official State Bar membership records address: 1255 10th Street, #106, Santa Monica, CA 90401. The September 12, 2002, letter was not returned as undeliverable or for any other reason.

Respondent failed to comply with the terms and conditions of probation imposed by the September 4, 2002, California Supreme Court Order. Specifically, Respondent:

1. Failed to submit to the Probation Unit the quarterly report that was due by April 10, 2003;

2. Failed to be available by phone to schedule her random urinalysis;

3. Failed to provide proof of her attendance at meetings of Alcoholics Anonymous or The Other Bar for reporting period that included January 1, 2003 through June 30, 2003;

4. Failed to provide the name and phone number of her sponsor in Alcoholics Anonymous for reporting period that included January 1, 2003 through June 30, 2003;

5. Failed to provide a written Criminal Probation Matter Report to the Probation Unit for reporting period that included January 1, 2003 through March 31, 2003;

6. Failed to obtain psychiatric treatment for chronic alcoholism from a duly licensed psychiatrist, qualified in the treatment of alcoholism, at Respondent's expense, at least once per month, for reporting period that included January 1, 2003 through June 30, 2003; and

7. Failed to provide proof of her psychiatric treatment to the probation unit for reporting period that included January 1, 2003 through June 30, 2003.

04-O-10272 - CONCLUSIONS OF LAW:

By the foregoing conduct, as set forth above, Respondent willfully violated Business and Professions Code, section 6103 and section 6068(k).

04-O-15172 - STIPULATED FACTS:

Respondent failed to comply with the terms and conditions of probation imposed by the September 4, 2002, California Supreme Court Order. Specifically, Respondent:

1. Failed to submit to the Probation Unit the quarterly report that was due by October 10, 2003;

2. Failed to comply with treatment and monitoring recommendations of her Lawyer Assistance Program agreement

provide proof of her attendance at meetings of Alcoholics Anonymous or The Other Bar for reporting period that included January 1, 2003 through June 30, 2003;

4. Failed to provide a written Criminal Probation Matter Report to the Probation Unit for reporting period that included July 1, 2003 through September 30, 2003;

04-O-15172 - CONCLUSIONS OF LAW:

By the foregoing conduct, as set forth above, Respondent willfully violated Business and Professions Code, section 6103 and section 6068(k).

AUTHORITIES SUPPORTING DISCIPLINE:

Standards 1.2, 1.3, 1.4(c)(ii), 1.5, 1.6, 1.7, and 2.6 of the Standards of Attorney Sanctions for Professional Misconduct, Title IV, of the Rules of Procedure of the State Bar of California.

Case Law:

An attorney must comply with Rule 955 even if he does not have any clients and even if he is not practicing law. *Powers v. State Bar* (1988) 44 Cal.3d 337, 341-

342.

A Respondent's failure to update his membership records address does not excuse his obligation to comply with Rule 955. *Powers, supra*, 44 Cal.3d at 341-342; *Lydon v. State Bar* (1988) 45 Cal.3d 1181, 1186 and *Durbin v. State Bar* (1979) 23 Cal.3d 461.

Actual notice is not a requirement to establish a Rule 955 violation. *Lydon v. State Bar, supra*.

Rule 955(d) of the California Rules of Court provides the sanctions for failure to comply with Rule 955. It states, "A suspended member's wilful failure to comply with the provisions of this rule constitutes a cause for disbarment or suspension and for revocation of any pending probation.

Additionally, such failure may be punished as a contempt or crime." See also, *Durbin v. State Bar* (1979) 23 Cal.3d 461, *In the Matter of Friedman* (Review Dept. 1993) 2 Cal. State Bar Ct. Rptr. 527 and *Shapiro v. State Bar* (1990) 51 Cal. 3d 251.

Respondent has continuously and repeatedly failed to comply with orders of the court and conditions of her probation. Her alcoholism has significantly contributed to her misconduct but she has not shown a sustained period of recovery at this time. She should be suspended for a significant period of time and until she is able to make a showing to the satisfaction of the State Bar Court that she is fit and able, as well as rehabilitated, before she is allowed to return to the practice of law.

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SUBSTANCE ABUSE AND MENTAL HEALTH CONDITIONS:

The following conditions are derived from recommendations of a medical provider certified by the American Society of Addiction Medicine (the "Evaluator"), after his evaluation of the Respondent.

ABSTINENCE:

Respondent shall abstain from the use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

Reporting of Abstinence:

With each written quarterly report or final report required herein, Respondent shall provide to the Office of Probation a declaration under penalty of perjury regarding his compliance with this Abstinence condition.

TESTING:

Respondent shall comply with all instructions and requirements of the Office of Probation for testing of her physical condition (including but not limited to testing of specimens of her urine, blood, saliva, or sweat) for the presence of alcohol and/or drugs. Testing shall be conducted in a such a manner, and the results reported, as may be specified by a licensed medical laboratory and/or the Office of Probation.

All costs related to this testing condition, including but not limited to the collection of the specimen, the testing of the specimen, and the preparation and delivery of the analysis report, shall be paid by the Respondent.

Reporting of Testing:

With each written quarterly report or final report required herein, Respondent shall provide to the Office of Probation a declaration under penalty of perjury regarding her compliance with this Testing condition.

ABSTINENCE-BASED SUPPORT MEETINGS:

During the period of this probation Respondent shall attend at least four (4) meetings per week of any acceptable sobriety maintenance program.

Respondent has been advised that she may choose one of any acceptable sobriety maintenance program, including any self-help maintenance programs which includes (i) a subculture to support recovery (meetings); and (ii) a process of personal development that does not have financial barriers. Appropriate 12-step groups are acceptable. Examples of acceptable programs include, without limitation, Alcoholics Anonymous ("AA"), Narcotics Anonymous ("NA"), Rational Recovery ("RR"), Self Management and Recovery Training ("SMART"), Secular Organization for Sobriety ("SOS"); LifeRing; and Right On Programs.

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Reporting of ABSTINENCE-BASED SUPPORT Meetings Attendance:

With each written quarterly report or final report required as a condition of this probation, Respondent shall provide to the Office of Probation satisfactory proof of attendance at the above-described meetings. Proof of attendance shall include submission of a writing which clearly provides for each meeting she attends - the date and time of the meeting, name of the meeting, location of the meeting, and which bears the signature of the secretary of the meeting verifying Respondent's attendance at that meeting.

THE OTHER BAR MEETINGS:

During the period of this probation, and in addition to the abstinence-based support group meetings described above, Respondent shall attend at least one (1) meeting per week of the attorney recovery support group known as THE OTHER BAR.

Reporting THE OTHER BAR Meetings Attendance:

With each written quarterly report or final report required as a condition of this reprobation, Respondent shall provide to the Office of Probation satisfactory proof of attendance at the above-described meetings. Proof of attendance shall include submission of a writing which clearly provides for each meeting she attends - the date and time of the meeting, name of the meeting, location of the meeting, and which bears the signature of the secretary of the meeting verifying Respondent's attendance at that meeting.

INDIVIDUAL PSYCHOTHERAPY:

Commencing within thirty (30) days of the effective date of this disciplinary order, Respondent shall participate in individual therapy with an alcohol addiction specialist ("therapist") who meets the approval of the Office of Probation. Specific treatment recommendations and the frequency and duration of these sessions shall be determined by the therapist.

Respondent shall authorize and instruct this therapist to prepare and submit a report to the Office of Probation for each calendar quarter. This report shall describe Respondent's compliance with attendance for therapy and treatment recommendations.

Respondent shall further authorize and instruct this therapist to advise the Office of Probation within five (5) days of any non-compliance by Respondent with the conditions of his therapy.

No later than her first therapy session, Respondent shall provide this therapist with a copy of this Stipulation and a release waiving rights of privacy and privilege to the extent it authorizes this doctor to submit reports to the Office of Probation.

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Reporting of Therapy Attendance and Compliance to the Office of Probation

With each written quarterly report or final report required as a condition of this probation, Respondent shall report her compliance with this condition in writing under penalty of perjury and she shall provide to the Office of Probation satisfactory proof of attendance at the above-described therapy sessions. Proof of compliance and attendance shall as requested by the Office of Probation and may include submission of a writing which clearly provides for each therapy session she attends - the date and time of the session and which bears the signature of the therapist verifying Respondent's attendance at that session.

Within thirty (30) days of the effective date of this probation, Respondent shall provide the Office of Probation with satisfactory proof of that she has provided his therapist with a copy this stipulation and a written consent to disclose information, including non-compliance, to the Office of Probation.

FURTHER EVALUATION:

Between ninety (90) days and one hundred-twenty (120) days from the effective date of this disciplinary order, Respondent shall submit to a re-evaluation of her condition regarding alcohol, drugs and mental health by the Evaluator who provided these recommended substance abuse conditions. All costs related to this further evaluation and a report prepared for the Office of Probation shall be paid by Respondent.

Release and Waiver:

Respondent shall provide the Evaluator with a release waiving rights of privacy and privilege to the extent it authorizes the Evaluator to provide a written report directly to the Office of Probation containing the Evaluator's impressions of Respondent's condition and further treatment recommendations. Respondent shall instruct the Evaluator to forward the written report to the Office of Probation.

Reporting of Further Evaluation to the Office of Probation

Respondent shall notify the Office of Probation in writing within five (5) days of the date of her re-evaluation.

MODIFICATION OF CONDITIONS:

Modification of these conditions shall be pursuant to the Rules of Procedure of the State Bar of California, rule 550 et seq.

(Do not write above this line.)

In the Matter of Natasha A. Kotto, No. 161806	Case number(s): 02-N-15508, 04-0-10272(INV), 04-0-15172(INV)
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SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Facts, Conclusions of Law and Disposition.

4/12/05
Date

Natasha Kotto
Respondent's signature

Natasha A. Kotto
Print name

(CM) 4/13/05
Date

Respondent's Counsel's signature

Print name

4/13/05
Date

Charles A. Murray
Deputy Trial Counsel's signature

Charles A. Murray
Print name

(Do not write above this line.)

In the Matter of Natasha A. Kotto, No. 161806	Case number(s): 02-N-15508, 04-0-10272(INV), 04-0-15172(INV)
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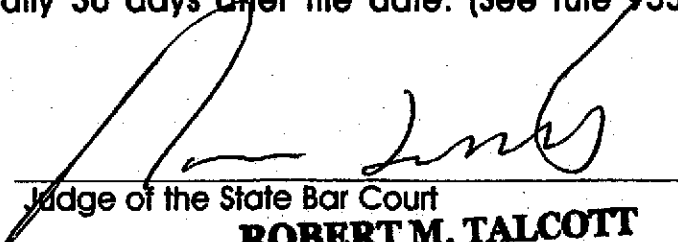
ORDER

Finding the stipulation to be fair to the parties and that it adequately protects the public, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- The stipulated facts and disposition are APPROVED and the DISCIPLINE RECOMMENDED to the Supreme Court.
- The stipulated facts and disposition are APPROVED AS MODIFIED as set forth below, and the DISCIPLINE IS RECOMMENDED to the Supreme Court.
- All Hearing dates are vacated.

The parties are bound by the stipulation as approved unless: 1) a motion to withdraw or modify the stipulation, filed within 15 days after service of this order, is granted; or 2) this court modifies or further modifies the approved stipulation. (See rule 135(b), Rules of Procedure.) The effective date of this disposition is the effective date of the Supreme Court order herein, normally 30 days after file date. (See rule 953(a), California Rules of Court.)

4/22/05
Date


Judge of the State Bar Court

ROBERT M. TALCOTT

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

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on April 27, 2005, I deposited a true copy of the following document(s):

**STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION
AND ORDER APPROVING, filed April 27, 2005**

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

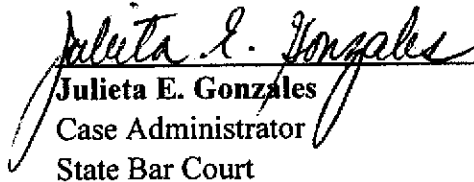
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

**NATASHA A KOTTO ATTORNEY AT LAW
5460 WHITE OAK AVE #D206
ENCINO CA 91316**

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

Charles A. Murray, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on April 27, 2005.



Julieta E. Gonzales
Case Administrator
State Bar Court