

STATE BAR COURT OF CALIFORNIA  
HEARING DEPARTMENT – SAN FRANCISCO

In the Matter of ) Case Nos: 16-O-10691 (16-O-11848;  
GILBERT WHITNEY LEIGH, ) 16-O-13387; 16-O-15875);  
A Member of the State Bar, ) 17-O-01124; 18-O-14543;  
No. 153457. ) 18-O-16390; and 18-O-17982  
) **ORDER ENROLLING RESPONDENT**  
) **INACTIVE UNDER BUSINESS AND**  
) **PROFESSIONS CODE SECTION 6233**

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Respondent Gilbert Whitney Leigh is participating in the Alternative Discipline Program (ADP). He has agreed to be placed on inactive status pursuant to Business and Professions Code section 6233.

In light of the foregoing, pursuant to Business and Professions code section 6233, the court hereby orders that:

1. Respondent Gilbert Whitney Leigh be enrolled as an inactive member of the State Bar of California **effective** December 28, 2018.
2. Respondent is to remain on inactive enrollment for at least 30 months and until further order of this court.
3. Within 30 days after the effective date of his inactive enrollment, respondent must comply with the following requirements set forth in California Rules of court, rule 9.20:
  - a. Notify all clients being represented in pending matters and any co-counsel of his involuntary inactive enrollment pursuant to Business and Professions Code section 6233 and his

consequent disqualification to act as an attorney effective December 28, 2018. In the absence of co-counsel, respondent must also notify the clients to seek legal advice elsewhere, calling attention to any urgency in seeking the substitution of another attorney or attorneys;

b. 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 place and time where the papers and other property may be obtained, calling attention to any urgency for obtaining the papers or other property;

c. Refund any part of fees paid that are unearned; and

d. Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties, of respondent's inactive enrollment and consequent disqualification to act as an attorney effective December 28, 2018, and file a copy of the notice with the agency, court, or tribunal before which the litigation is pending for inclusion in the respective file or files.

All notices required by this order must be given by registered or certified mail, return receipt requested, and must contain an address where communications may be directed to respondent.


Furthermore, on February 14, 2019, respondent must file with this court an affidavit showing that he has fully complied with the requirements set forth above. The affidavit must also set forth an address where communications may be directed to respondent.

4. If respondent is terminated from the ADP, he will be removed from the inactive enrollment pursuant to Business and Professions Code section 6233 and he will not receive credit for any period of time he spent on inactive status pursuant to this order.

5. If respondent successfully completes the ADP, including complying with all conditions of this participation, the court will recommend that he receive credit for the period of inactive enrollment pursuant to this order towards any period of actual suspension imposed by the Supreme Court.

**IT IS SO ORDERED.**

Dated: December 20, 2018

  
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PAT E. McELROY  
Pro Tem Judge of the State Bar Court

**CERTIFICATE OF SERVICE**

[Rules Proc. of State Bar; Rule 5.27(B); Code Civ. Proc., § 1013a(4)]

I am a Court Specialist of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of San Francisco, on December 20, 2018, I deposited a true copy of the following document(s):

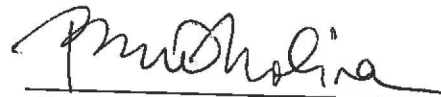
**ORDER ENROLLING RESPONDENT INACTIVE UNDER BUSINESS AND PROFESSIONS CODE SECTION 6233**

By personally delivering a copy of said document(s) to:

PETER A. KLIVANS  
180 HOWARD STREET, 6<sup>TH</sup> FLOOR  
SAN FRANCISCO, CA 94105

GILBERT W. LEIGH  
180 HOWARD STREET, 6<sup>TH</sup> FLOOR  
SAN FRANCISCO, CA 94105

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on December 20, 2018.



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Bernadette Molina  
Court Specialist  
State Bar Court