



The State Bar *of California*

Overview of the State Bar's Reporting on Discipline System Data

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Overview

The Problem:

The Board receives several types of reports with attorney discipline system data throughout the year. Staff has not provided a framework for the Board's understanding of these materials.

Today's Item:

Describes the reports as part of a comprehensive attorney discipline system reporting framework.

Reports:

Quarterly Data Dashboards

- Office of Chief Trial Counsel (OCTC)
- Special Deputy Trial Counsel (SDTC)
- Complaint Review Unit (Coming)

Biannual Case Processing Metrics Report

Annual Discipline Report (ADR)



Quarterly Data Dashboards

Offices


- Office of Chief Trial Counsel
- Special Deputy Trial Counsel
- Complaint Review Unit (coming)

Primary Audience:

- ✓ Board of Trustees

Prior to BOT presentations, the OCTC and SDTC review dashboards with the Board Discipline Liaisons to address any questions and gather feedback.

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Office of
Chief Trial
Counsel

Main Page

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OFFICE OF CHIEF TRIAL COUNSEL | KEY PERFORMANCE INDICATORS - 2023 Q3

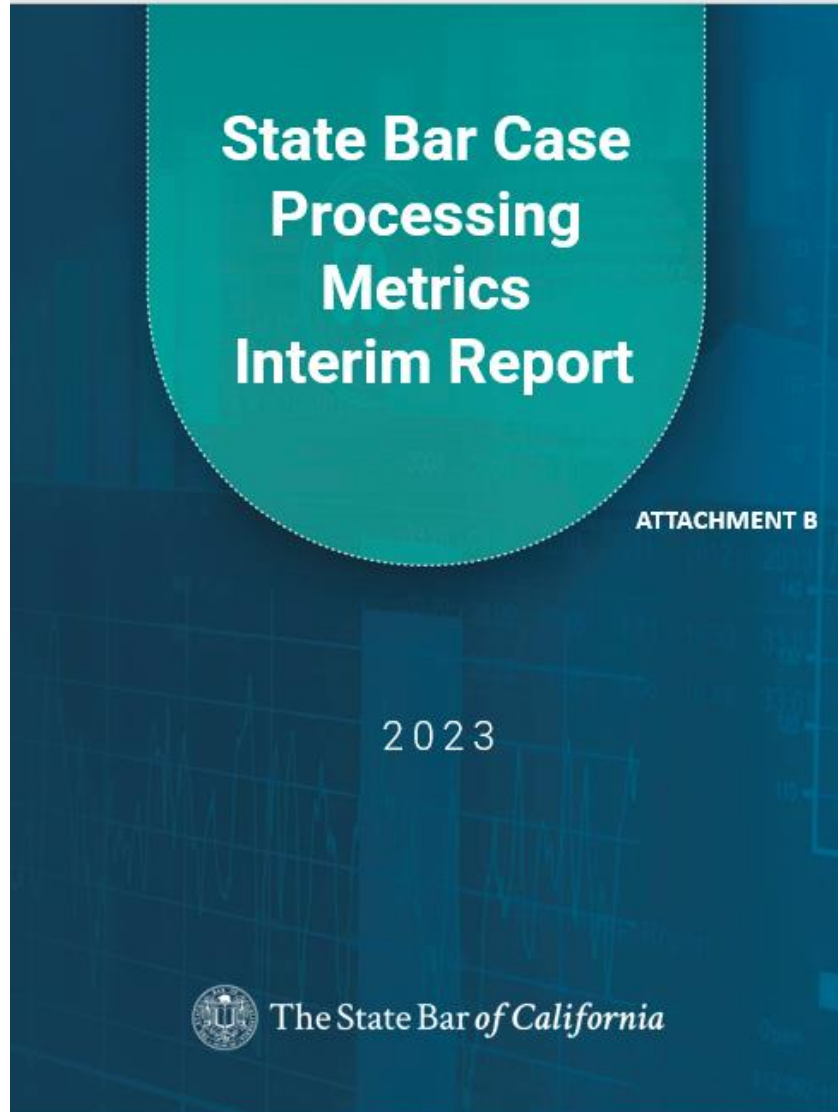
CASE INVENTORY		CASELOAD CLEARANCE RATE		CRU REOPENS FOR REASONS OTHER THAN NEW EVIDENCE		RANDOM AUDIT REOPENS FOR SUBSTANTIVE REASONS	
7502		82%		1%		4.7%	
Previous QTR: 6660 (+842)		Previous QTR: 86% (-4%)		Target: 2% (-1.2%)		Target: 4.3% (+0.4%) Period: Mar 2022 - Aug 2022	
Target Clearance Rate: 120%							
AVERAGE DAYS SPENT IN INVESTIGATION		AVERAGE DAYS TO CLOSE		PERCENT CASES CLOSED WITHIN TARGET			
NON-COMPLEX CASES	COMPLEX CASES	NON-COMPLEX CASES	COMPLEX CASES	NON-COMPLEX CASES CLOSED IN ≤180 DAYS	COMPLEX CASES CLOSED IN ≤365 DAYS		
185	257	78	336	90%	70%		
Previous QTR: 189 (-4)	Previous QTR: 263 (-6)	Previous QTR: 72 (+6)	Previous QTR: 354 (-18)	Previous QTR: 89% (+1%)	Previous QTR: 68% (+2%)		
Target: 120 days	Target: 180 days	Target: 60 days	Target: 233 days	Target: 90%	Target: 90%		
Jan-Jun 2020: 190 average days reported by Auditor							

NOTES:

- Rule 2201 (OEX) program cases are not included in this report.
- KPI's shown on this page are for ADR cases only. For ADR case definition, see [Glossary](#).



Bi-Annual Case Processing Report



22 case processing metrics will be reported twice a year.

Offices:

- ✓ Office of Chief Trial Counsel
- ✓ Special Deputy Trial Counsel
- ✓ State Bar Court
- ✓ Office of General Counsel
- ✓ The State Bar

Primary Audience:

- ✓ Board of Trustees
- ✓ The public



Annual Discipline Report (ADR)



The State Bar of California

Annual Discipline Report

Fiscal Year Ending June 30, 2023

October 23, 2023

Due annually on November 30 (starting in 2024)

The ADR provides an overview of the State Bar's performance in fulfilling its statutory obligation to protect the public from attorney misconduct.

Offices:

*Case-related metrics**

- ✓ Chief Trial Counsel
- ✓ State Bar Court
- ✓ Client Security Fund

* In reporting the cost of the discipline system, additional offices are included that play some role in the system: Probation, Mandatory Fee Arbitration, Professional Competence, Regulation, Communications, Finance (licensee billing), and General Counsel.

Primary Audience:

- ✓ Governor
- ✓ Legislature
- ✓ California Supreme Court



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Key Metrics in Discipline Reporting

- The ADR is the single statutorily required discipline case processing-related report and focuses mainly on OCTC
- The metrics reports are the only vehicle for reporting holistically on the discipline system, including OCTC, SDTC, CRU, State Bar Court, and Probation functions; and
- The dashboards provide the most comprehensive, timely, and detailed reporting on OCTC, SDTC, and CRU performance.

Quarterly Dashboards		Biannual Case Processing Report	Annual Discipline Report
OCTC	<ul style="list-style-type: none">• Inventory by case age• Backlog (current and projected)• Case clearance rate• Case disposition time• Case processing duration by phase• Disciplinary filings, stipulations, criminal conviction transmittals• Case processing quality• Respondents with multiple complaints• Complaining witness satisfaction	<ul style="list-style-type: none">• Backlog• Case disposition time• Disciplinary filings, stipulations, criminal conviction transmittals• Case processing quality• Respondents with multiple complaints• Complaint Review Unit (CRU) request clearance rate and processing time• Early Neutral Evaluation Conference (ENEC)• Discipline outcome• Recidivism• Counsel representation• Complaining witness satisfaction	<ul style="list-style-type: none">• Inventory, case processing goals• Case disposition• Reportable actions• Case processing time• Disciplinary filings and outcomes• Unauthorized practice of law• Conviction transmittals• Accessibility demand letters• Insurance fraud• Provision of financial services• Condition of the Client Security Fund• Cost of the discipline system• Demographics of disciplined attorneys
SDTC	<ul style="list-style-type: none">• Inventory by case age• Backlog (current and projected)• Case clearance rate• Case disposition time• Case processing duration by phase• Case processing quality		