



FILED *[Signature]*

JUN 15 2009

STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO

**STATE BAR COURT OF CALIFORNIA
HEARING DEPARTMENT – SAN FRANCISCO**

In the Matter of)	Case No.: 04-C-10238-PEM; 04-C-10513-PEM;
)	05-C-02624-PEM; 06-O-12003-PEM;
)	and 06-O-13269-PEM (Consolidated.)
JAMES PAUL SWANSEEN,)	(S154333)
Bar No. 159918,)	
)	ORDER EXTENDING TIME
)	TO PAY COSTS¹
<u>A Former Member of the State Bar.</u>)	

This matter is before the court on JAMES PAUL SWANSEEN'S May 6, 2009 motion for relief from order assessing discipline costs and, in the alternative, for an extension of time to pay costs. On May 12, 2009, the State Bar's Office of the Chief Trial Counsel (hereafter State Bar) filed an opposition to Swanseen's motion.

In his motion, Swanseen seeks relief from the Supreme Court's September 6, 2007 order in *In re James P. Swanseen on Discipline*, case number S154333 (State Bar Court case numbers 04-C-10238-PEM, et al.). More specifically, Swanseen requests that this court waive all or part of the \$7,997.32 in costs assessed against him in the Supreme Court's September 6, 2007 order or, in the alternative, that the court grant him an extension of time to pay those costs.

¹ On December 21, 2007, the court filed an order granting Swanseen's December 14, 2007 motion for relief from or extension of time to pay disciplinary costs. The present order (i.e., the order granting Swanseen's May 6, 2009 motion) supersedes the court's December 21, 2007 order.

Swanseen has failed to establish grounds of hardship, special circumstances, or other good cause sufficient for this court to waive all or part of the \$7,997.32 in assessed costs. Nonetheless, Swanseen has established financial hardship sufficient for this court to grant him an extension of time to pay the assessed costs.

ORDER

In light of his financial hardship, the court ORDERS that the time in which JAMES PAUL SWANSEEN must pay the \$7,997.32 in disciplinary costs imposed on him by the Supreme Court in this matter is extended as follows. (Bus. & Prof. Code, § 6086.10, subd. (c); Rules Proc. of State Bar, rule 282.) Swanseen must pay a minimum of \$399.86 per calendar quarter for the next five years until the entire \$7,997.32 is paid. These quarterly installment payments are due no later than the 10th day of each January, April, July, and October, and Swanseen's first installment payment is due no later than July 10, 2009.

The court further orders that Swanseen submit his payments directly to the State Bar's Membership Billing Office in San Francisco and that he promptly submit proof of each payment to the State Bar's Office of Probation in Los Angeles.

The court further orders that, if Swanseen fails to pay any installment payment more than 10 days after its due date without the *prior written approval* of the State Bar's Office of Probation, the remaining unpaid balance of the costs is due immediately and is enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

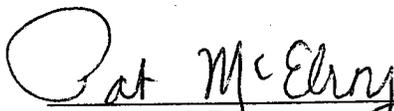
Upon the finality of this order (see Rules Proc. of State Bar, rules 224, 282(e), 300(b)), the State Bar of California is DIRECTED to promptly recalculate Swanseen's annual State Bar

///

///

membership fees for the year 2009 so as to effectuate this order. (Bus. & Prof. Code, § 6086.10, subd. (c); Rules Proc. of State Bar, rule 282(a).)

Dated: June 14, 2009.


PAT McELROY
Judge of the State Bar Court

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 San Francisco, on June 15, 2009, I deposited a true copy of the following document(s):

ORDER EXTENDING TIME TO PAY COSTS

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 San Francisco, California, addressed as follows:

**JAMES P. SWANSEEN
336 BON AIR CENTER #270
GREENBRAE, CA 94904**

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

CYDNEY BATCHELOR , Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on June 15, 2009.


Laurreta Cramer
Case Administrator
State Bar Court