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SEP 18 2009 *[Signature]*

STATE BAR COURT
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LOS ANGELES

**STATE BAR COURT OF CALIFORNIA
HEARING DEPARTMENT – LOS ANGELES**

In the Matter of)	Case No.: 05-O-03562 -- RAH
)	(S173486)
JANET CLARE MILLER)	
)	ORDER GRANTING MOTION FOR
Member No. 106018)	REDUCTION OF COSTS
)	
A Member of the State Bar.)	
)	

On September 1, 2009, respondent Janet Clare Miller, by her counsel, Arthur L. Margolis of Margolis & Margolis, filed a motion for reduction of costs as a result of alleged delays caused by the Office of the Chief Trial Counsel and the denial of a motion to continue brought by the Office of the Chief Trial Counsel. Respondent seeks to reduce the amount of the costs imposed as "reasonable costs" pursuant to Business and Professions Code section 6086.10 to a lower tier on that cost schedule to reflect the delays which were out of respondent's control. The Office of the Chief Trial Counsel, by Supervising Trial Counsel Kimberly G. Anderson, filed opposition on September 11, 2009, and respondent filed a reply thereto on September 14, 2009.

While disputing much of the factual basis for respondent's claim, the Supervising Trial Counsel also argues that rule 282(a) of the Rules of Procedure of the State Bar of California precludes this court's modification of the "reasonable costs" under section 6086.10. This, she contends, is a "challenge to the State Bar's determination of 'reasonable costs' under Business

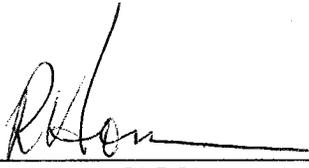
and Professions Code, section 6086.10(b)(3)” which is specifically precluded by rule 282(a).

This court disagrees. Rule 282(a) and section 6086.10(b)(3) allow this court to adjust the costs to the proper tier in the schedule of “reasonable costs” created by section 6086.10(b)(3). (c.f., *In the Matter of Respondent J* (Review Dept. 1993) 2 Cal. State Bar Ct. Rptr. 273, 277.)

Based on the papers presented in support of and in opposition to the motion, and **GOOD CAUSE APPEARING THEREFOR**, the motion for a reduction in costs is **GRANTED**. The Clerk of the State Bar Court is hereby ordered to reduce the costs set forth in the Certificate of Costs – Original Matter filed on June 3, 2009 to \$3,734.00, reflecting a new “reasonable costs” base charge of \$3,654.00 instead of \$4,920.00. All other cost items in the original Certificate of Costs shall remain the same.

IT IS SO ORDERED.

Dated: September 17, 2009



RICHARD A. HONN
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 Los Angeles, on September 18, 2009, I deposited a true copy of the following document(s):

ORDER GRANTING MOTION FOR REDUCTION OF 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 Los Angeles, California, addressed as follows:

ARTHUR LEWIS MARGOLIS
MARGOLIS & MARGOLIS LLP
2000 RIVERSIDE DR
LOS ANGELES, CA 90039

by certified mail, No. , with return receipt requested, through the United States Postal Service at , California, addressed as follows:

by overnight mail at , California, addressed as follows:

by fax transmission, at fax number . No error was reported by the fax machine that I used.

By personal service by leaving the documents in a sealed envelope or package clearly labeled to identify the attorney being served with a receptionist or a person having charge of the attorney's office, addressed as follows:

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

Kimberly G. Anderson, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on September 18, 2009.



Cristina Potter
Case Administrator
State Bar Court