

FEB 07 2014

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

In the Matter of)	Case Nos.: 07-C-11625-LMA (10-PM-06307)
)	
DAVID M. SMITH,)	
)	ORDER GRANTING RESPONDENT'S
Member No. 242063,)	MOTION FOR EXTENSION OF TIME
)	TO PAY DISCIPLINARY COSTS
<u>A Member of the State Bar.</u>)	

On January 15, 2014, petitioner David M. Smith filed his fifth request for relief from the order assessing costs or for an extension of time to pay disciplinary costs. Petitioner was previously granted four extensions: twice in 2009 and again in 2012 and 2013. His latest extension is to pay one-third of the costs in 2014, 2015, and 2016. He has failed to make any minimal payments ever since the costs were assessed in 2009. Here, although petitioner included a financial statement in support of his motion based on financial hardship, his declaration is incomplete.

On January 31, 2014, Deputy Trial Counsel Maria J. Oropeza of the Office of the Chief Trial Counsel of the State Bar of California (State Bar) opposed the motion for relief from disciplinary costs but did not oppose petitioner's request for an extension of time to pay the disciplinary costs.

In view of petitioner's financial hardship, the court hereby **ORDERS** that petitioner's time during which to pay the disciplinary costs be extended and that one-half of the costs must



be paid with his membership fees for each of the years 2015 and 2016. These costs are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

IT IS SO ORDERED.

Dated: February 7, 2014



LUCY ARMENDARIZ
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 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 February 7, 2014, I deposited a true copy of the following document(s):

ORDER GRANTING RESPONDENT'S MOTION FOR EXTENSION OF TIME TO
PAY DISCIPLINARY 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:

DAVID M. SMITH
LAW OFFICE OF DAVID M SMITH
850 3RD ST
SANTA ROSA, CA 95404

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

MARIA J. OROPEZA, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on February 7, 2014.



Bernadette C.O. Molina
Case Administrator
State Bar Court