

FILED

STATE BAR COURT OF CALIFORNIA HEARING DEPARTMENT 845 S. Figueroa Street, Los Angeles, CA 90017-2515	FOR CLERK'S USE ONLY: DEC 20 2016 STATE BAR COURT CLERK'S OFFICE LOS ANGELES
In the Matter of: GARY LANE, Member No.: 50960, A Former Member of the State Bar	Case Nos: 10-O-4457, etc. ORDER DENYING MOTION FOR COST RELIEF

On November 17, 2016, Petitioner filed a letter/petition seeking relief from his existing obligation(s) to pay costs to the State Bar and reimburse the Client Security Fund for monies paid out to former clients. The letter did not reference the specific matter(s) in which relief was sought, but it presumably related to the captioned matters in which Petitioner was ordered to pay costs and make restitution payments totaling \$123,576.

On December 12, 2016, the State Bar filed an opposition to the motion, arguing that the request was procedurally deficient since it was not accompanied by the required financial statement, was untimely, and was unwarranted.

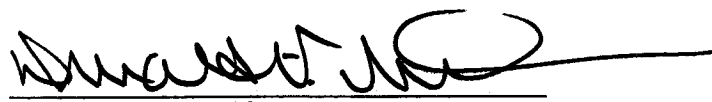
The motion is expressly being made pursuant to rule 5.130 of the Rules of Procedure of the State Bar of California. That rule requires that the motion must be accompanied by a completed financial statement in the form prescribed by this court. Because Petitioner's motion fails to include the requisite financial statement, the pending motion must be denied.

Moreover, no authority has been shown for this court to grant any relief from Petitioner's obligation to reimburse the Client Security Fund for payments made by it to individuals to whom Petitioner has been order to make restitution. (Cf., Rules Proc. of State Bar, rule 5.133.)

GOOD CAUSE not having been properly established, the motion is DENIED.

IT IS SO ORDERED.

Dated: December 20, 2016


DONALD F. MILES
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 Los Angeles, on December 20, 2016, I deposited a true copy of the following document(s):

ORDER DENYING MOTION FOR COST RELIEF

in a sealed envelope for collection and mailing on that date as follows:

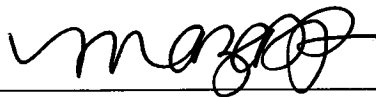
- ☒ by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

GARY LANE
2 INGLENOOK
IRVINE, CA 92602

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

ANTHONY J. GARCIA, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on December 20, 2016.



Mazie Yip
Case Administrator
State Bar Court