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SEP 23 2015

STATE BAR COURT OF CALIFORNIA STATE BAR COURT CLERK'S OFFICE
HEARING DEPARTMENT – LOS ANGELES SAN FRANCISCO

In the Matter of) Case No.: 11-H-16868 - LMA
)
MICHAEL R. CARVER,)
)
Member No. 203925,) ORDER RE PETITION/REQUEST FOR
) RELIEF FROM DISCIPLINARY COSTS
)
A Member of the State Bar.)

On August 3, 2015, petitioner Michael R. Carver (Carver) filed a petition for full relief from disciplinary costs in the above-captioned matter on the grounds of financial hardship and other special circumstances, including medical/disability issues. Along with his petition, Carver submitted a “Declaration . . . in Support of Petition for Relief,” executed on July 31, 2015, which was made under penalty of perjury. Additionally, Carver submitted a separate “Financial Declaration in Support of Motion for Relief or Extension of Time to Pay Disciplinary Costs, also made under penalty of perjury, which was executed on July 24, 2015. Alternatively, petitioner requested a “correction” in the amount of the cost assessment and a payment plan beginning in 2017.

On August 24, 2015, the State Bar of California, Office of the Chief Trial Counsel (State Bar) filed a response to Carver’s request for relief from the disciplinary costs. Specifically, the State Bar opposed the petition to the extent Carver was seeking relief from the costs assessed against him. The State Bar took no position as to Carver’s alternative request for an extension of time to pay the assessed costs.

Shortly thereafter, on August 27, 2015, Carver filed a Notice of Non-Opposition and a Request for Expedited Ruling, in which he requested that the court grant his petition based on his contention that the State Bar had failed to timely respond to his petition. However, as noted, *ante*, on August 24, 2015, the State Bar had served and filed its response to Carver's petition; thereby, rendering moot Carver's August 27, 2015 request. Consequently, on September 14, 2015, Carver filed a reply brief for relief from costs.

After carefully considering the parties' contentions and the pleadings filed in this matter, as well as any supporting documents filed therewith, and finding good cause based on respondent's showing of financial hardship and special circumstances, petitioner Carver is relieved in full from payment of the disciplinary costs awarded in the above-captioned matter.

IT IS SO ORDERED.

Dated: September 23, 2015

LUCY ARMENDARIZ

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 September 23, 2015, I deposited a true copy of the following document(s):

ORDER RE PETITION/REQUEST FOR RELIEF FROM DISCIPLINARY COSTS

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

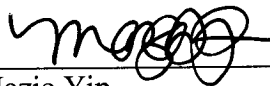
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at San Francisco, California, addressed as follows:

MICHAEL R. CARVER
2913 EL CAMINO REAL # 131
TUSTIN, CA 92782

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

CHARLES A. MURRAY, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on September 23, 2015.



Mazie Yip
Case Administrator
State Bar Court