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SEP 13 2013

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**STATE BAR COURT
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LOS ANGELES**

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

In the Matter of)	Case No.: 11-J-15977-RAH
)	(S199498)
)	
FRANCIS BERNARD MANN, JR.,)	ORDER MODIFYING PROBATION,
)	GRANTING PARTIAL RELIEF FROM
Member No. 93221,)	COSTS, AND EXTENDING TIME TO
)	PAY COSTS
)	
<u>A Member of the State Bar.</u>)	

This matter is before the court on the June 25, 2013, motion of FRANCIS BERNARD MANN, JR., seeking an extension of time to comply with two of his disciplinary probation conditions, partial relief from disciplinary costs, and an extension of time to pay costs. The State Bar's Office of Probation opposes Mann's request for extension of time to comply with two of his probation conditions.¹ The State Bar's Office of the Chief Trial Counsel does not oppose Mann's request for partial relief from costs, but does oppose his request for an extension of time to pay costs.

The court admits into evidence, without objection, both the declaration of Mann, which is attached to his motion, and the declaration of Terrie Goldade, which is attached to the Office of Probation's opposition to Mann's motion. (Rules Proc. of State Bar, rule 5.302(C).)

¹ Mann filed a reply to the Office of Probation's opposition on July 10, 2013.

After balancing Mann's and the public's interests, the court finds that Mann has established that modifying his probation to extend the time in which he must satisfy his probation conditions requiring (1) that he attend and successfully complete the State Bar's Ethics School and (2) that he attend and successfully complete the State Bar's Client Trust Accounting School will serve the objective of probation. (Rules Proc. of State Bar, rule 5.300(B).) Moreover, the court finds that Mann has established good cause for modifying these two probation conditions.

The court also finds that Mann has established hardship, special circumstances, and other good cause to grant him both the requested partial relief from costs and an extension of time to pay the remaining costs. (Bus. & Prof. Code, § 6086.10, subd. (a).)

ORDER

The court orders that the June 25, 2013, motion of FRANCIS BERNARD MANN, JR., seeking an extension of time to comply with two of his disciplinary probation conditions, partial relief from disciplinary costs, and an extension of time to pay costs is GRANTED. Accordingly, the time in which MANN must attend and successfully complete the State Bar's Ethics School (or, in the alternative, complete six hours of Continuing Legal Education in the area of legal ethics) and provide proof of his doing so to the State Bar's Office of Probation is extended until June 21, 2014. In addition, the time in which MANN must attend and successfully complete the State Bar's Client Trust Accounting School (or, in the alternative, complete six hours of Continuing Legal Education in the area of client trust accounting) and provide proof of his doing so to the Office of Probation is also extended until June 21, 2014.

Furthermore, MANN is relieved of paying \$1,143.50 in disciplinary costs. Finally, the time in which MANN is required to pay the remaining \$1,143.50 in disciplinary costs that he still owes is extended as follows: Mann must pay one-half of the \$1,143.50 in costs with his

membership fees for the years 2014 and 2015. If MANN fails to pay any installment as described, or as may be again modified by the State Bar Court, the remaining balance is due and payable immediately.

Dated: ~~August~~ ^{September} 9, 2013.



RICHARD A. HONN
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 September 13, 2013, I deposited a true copy of the following document(s):

ORDER MODIFYING PROBATION, GRANTING PARTIAL RELIEF FROM COSTS, AND 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 Los Angeles, California, addressed as follows:

**FRANCIS BERNARD MANN, JR.
3 ANN TER
BETHEL, CT 06801**

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

**Terrie Goldade, Office of Probation, Los Angeles
Dane C. Dauphine, Enforcement, Los Angeles**

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on September 13, 2013.



Paul Barona
Case Administrator
State Bar Court