

STATE BAR COURT OF CALIFORNIA

REVIEW DEPARTMENT

IN BANK*

In the Matter of)
) Case Nos. 11-O-14430, 11-O-17550
) (Cons.)
JAMES HSIAOSHENG LI,)
)
) ORDER
A Member of the State Bar, No. 176662.)
_____)

On September 16, 2015, the court received Respondent James H. Li's untimely motion for reconsideration of our August 26, 2015 opinion. On September 23, 2015, the Office of the Chief Trial Counsel for the State Bar (OCTC) filed its opposition to the motion for reconsideration. On September 30, 2015, Respondent filed a motion for an extension of time to file the September 16, 2015 motion for reconsideration. On October 1, 2015, OCTC filed an opposition to the September 30, 2015 motion for an extension of time.

Finding good cause, Respondent's motion for an extension of time to file the motion for reconsideration is granted. Respondent's motion for reconsideration, received September 16, 2015, is deemed timely filed as of that date.

Finding good cause, Respondent's motion for reconsideration of our August 26, 2015 opinion is granted, in part. The typescripted opinion in the matter of JAMES HSIAOSHENG LI,

* Before Purcell, P.J., Epstein, J., and Stovitz, J., Retired Presiding Judge and Judge Pro Tem of the State Bar Court appointed by the Supreme Court of California. Judge Richard A. Honn did not participate.

Case Nos. 11-O-14430, 11-O-17550 (Cons.), filed on August 26, 2015, is hereby modified as follows:

The clause “interest rate charged by Li” is deleted from page 13, line 14. The clause “usury law, as applied to the deeds of trust or promissory notes,” is inserted on page 13, line 14, in place of the deleted language so that the complete sentence shall now read as follows:

However, the purported savings clauses did not come into effect unless and until the usury law, as applied to the deeds of trust or promissory notes, was “finally interpreted by a court having jurisdiction” to be illegal.

This modification is intended only for purposes of clarification and does not alter any of the findings or legal conclusions, or the discipline recommendation set forth in the opinion filed on August 26, 2015.

With respect to all issues, other than those addressed by this modification, Respondent’s motion for reconsideration is denied, because Respondent has failed to present new facts, circumstances, or law that supports the relief requested.

PURCELL

Presiding Judge

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 October 8, 2015, I deposited a true copy of the following document(s):

ORDER FILED OCTOBER 8, 2015]

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

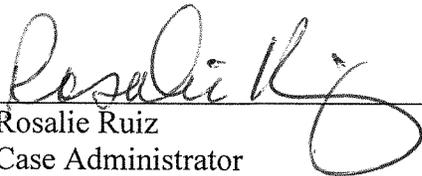
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

JAMES H. LI
LAW OFC JAMES LI
PO BOX 5399
BUENA PARK, CA 90622

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

CYDNEY T. BATCHELOR, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on October 8, 2015.



Rosalie Ruiz
Case Administrator
State Bar Court