



PUBLIC MATTER

FILED [Signature]  
AUG 01 2016

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

In the Matter of	)	Case Nos.: <b>12-O-18141-LMA</b>
	)	(13-O-10217; 13-O-11014;
<b>GERALD BRYAN SMITH,</b>	)	13-O-11427; 13-O-11583)
	)	14-O-00577 (Cons.)
<b>Member No. 152127</b>	)	
	)	<b>ORDER RE DISCIPLINARY COSTS</b>
<u>A Member of the State Bar.</u>	)	

On July 18, 2016, petitioner Gerald Bryan Smith sought relief from or an extension of time to comply with the order assessing disciplinary costs in State Bar Court case Nos. 12-O-18141, et al. (Rules Proc. of State Bar, rule 5.130.) Petitioner’s motion was based on financial hardship. (See Rules Proc. of State Bar, rule 5.130(B).) On July 18, 2016, the Office of Chief Trial Counsel of the State Bar of California (State Bar) filed a response. In its response, the State Bar opposed full or partial relief from costs, but did not oppose an extension of time to pay.

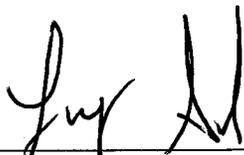
After reviewing the parties’ pleadings, the court issues the following orders:

1. Petitioner’s motion for full or partial relief from payment of disciplinary costs is **DENIED**, no good cause having been shown; and
2. Good cause having been shown, the court **GRANTS** an extension of time for Petitioner to comply with the order to pay disciplinary costs. The court orders that Petitioner’s time to pay the remaining disciplinary costs associated with case Nos. 12-O-18141, et al., be

extended and that one-fifth of said costs is to be paid with Petitioner's annual State Bar membership fees for the years 2017, 2018, 2019, 2020, and 2021. The court further **ORDERS** that if Petitioner fails to pay any installment of disciplinary costs within the time provided herein or as may be modified by the State Bar Court pursuant to Business and Professions Code section 6086.10, subdivision (c), the remaining balance of the costs is due and payable immediately unless relief has been granted under the Rules of Procedure of the State Bar of California (Rules Proc. of State Bar, rule 5.134). The payment of costs remains enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**IT IS SO ORDERED.**

Dated: August 1, 2016

  
\_\_\_\_\_  
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 August 1, 2016, I deposited a true copy of the following document(s):

**ORDER RE DISCIPLINARY COSTS**

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

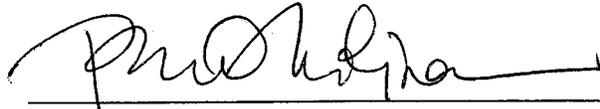
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at San Francisco, California, addressed as follows:

GERALD B. SMITH  
BRYAN SMITH, ATTORNEY AT LAW  
25 CADILLAC DR  
STE 220  
SACRAMENTO, CA 95825

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

SUSAN I. KAGAN, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on August 1, 2016.



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Bernadette Molina  
Case Administrator  
State Bar Court