

FILED

JUN 12 2014

STATE BAR COURT OF CALIFORNIA

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HEARING DEPARTMENT – LOS ANGELES

In the Matter of)	Case Nos. 13-O-10399-LMA (13-O-10906;
)	13-O-12214)
RAYDA CABANILLAS-ALAS,)	
)	ORDER RE PROBATION CONDITION
Member No. 140394,)	(RESTITUTION) AND DISCIPLINARY
)	COSTS
A Member of the State Bar.)	
_____)	

TO ALL PARTIES AND COUNSEL IN THE ABOVE ENTITLED MATTER:

By motion filed May 29, 2014, respondent Rayda Cabanillas-Alas requested to modify the probation condition which requires her, and to which she had stipulated, to make restitution (totaling \$2,124 plus interests) to two former clients by June 28, 2014. Specifically, she asked for complete relief from restitution on the grounds of financial hardship. At the same time, without clearly asking for relief from complying or extension of time to comply with the order assessing costs, respondent also filed a financial declaration in support of motion for relief or extension of time to pay disciplinary costs.

On June 4, 2014, the Office of Probation of the State Bar of California, represented by supervising attorney Terrie Goldade (Office of Probation), opposed the request for modification regarding restitution.

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Having carefully considered respondent's motion and the State Bar's response, the court concludes that respondent's financial condition warrants an extension of time to pay the restitution, but not relief in whole from payment.

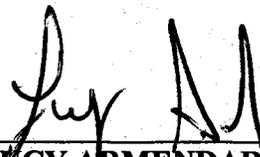
Accordingly, respondent's motion is granted, in part, and denied, in part. Respondent's motion for relief in whole from payment of restitution is **DENIED**. However, for good cause appearing, the court **GRANTS** respondent an additional six months within which she must make restitution payment.

Therefore, the court **ORDERS** that the probation condition of restitution be modified, such that respondent must pay the entire amount of restitution (principal and interest) due Carlos Rivera and Elisa Salgado (or reimburse the Client Security Fund, to the extent of any payment from the fund to Carlos Rivera and Elisa Salgado, in accordance with Business and Professions Code section 6140.5) **on or before December 31, 2014**, and furnish proof to the State Bar's Office of Probation on or before January 7, 2015.

Furthermore, because it is unclear whether respondent is seeking relief regarding costs and because the Supreme Court has ordered respondent to pay the disciplinary costs in three equal installments, such that one-third of the costs must be paid with her membership fees for each of the years 2015, 2016, and 2017, it would be premature to grant any relief from the order assessing costs at this time. Thus, any request for disciplinary costs relief is **DENIED**.

IT IS SO ORDERED.

Dated: June 12, 2014



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 June 12, 2014, I deposited a true copy of the following document(s):

ORDER RE PROBATION CONDITION (RESTITUTION) AND 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:

RAYDA CABANILLAS-ALAS
RAYDA C. CABANILLAS
928 N SAN FERNANDO BLVD, STE 260
BURBANK, CA 91504

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

TERRIE GOLDADE, Probation, Los Angeles
DREW MASSEY, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on June 12, 2014.



Mazie Yip
Case Administrator
State Bar Court