

FILED

OCT 22 2015

STATE BAR COURT
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STATE BAR COURT OF CALIFORNIA

REVIEW DEPARTMENT

IN BANK

In the Matter of)	Case No. 15-C-11007
)	
TONY KEVIN SMITH,)	ORDER
)	
A Member of the State Bar, No. 210512.)	
_____)	

On September 15, 2015, the court ordered that Respondent Tony Kevin Smith be suspended, effective October 13, 2015, for his criminal convictions. However, the Office of the Chief Trial Counsel of the State Bar (OCTC) notified the court that the record of conviction it served at respondent's membership address had been returned. OCTC stated it subsequently served respondent with a full record of the pleadings in this matter by regular and electronic mail. Due to the service issue, on September 22, 2015, we vacated our September 15, 2015 order and gave respondent until September 28, 2015 to respond. Respondent has not filed a response.

As respondent has been convicted of violating Vehicle Code section 23153, subdivisions (a) (driving under the influence and causing injury) and (b) (driving under the influence with blood alcohol content of .08% or more and causing injury) with enhancements for blood alcohol content of .15% or higher under section 23578, felonies which may or may not involve moral turpitude, it is ordered pursuant to Business and Professions Code 6102 that respondent be suspended from the practice of law effective November 2, 2015, pending final disposition of this proceeding. (Cal. Rules of Court, rule 9.10(a).) It is also ordered that respondent comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this suspension.

As the judgment of conviction is final, this case is referred to the Hearing Department for a hearing and decision as to whether the facts and circumstances surrounding the violations of which respondent was convicted involved moral turpitude or other misconduct warranting discipline, and if so found, the discipline to be imposed.

HONN

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 22, 2015, I deposited a true copy of the following document(s):

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

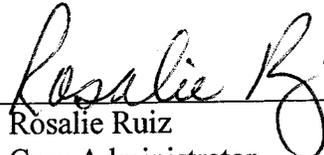
- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

TONY K. SMITH
1299 ANTELOPE CREEK DR APT 258
ROSEVILLE, CA 95678

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

Allen Blumenthal, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on October 22, 2015.



Rosalie Ruiz
Case Administrator
State Bar Court