

OCT 09 2007

STATE BAR COURT CLERK'S OFFICE
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PUBLIC MATTER

**STATE BAR COURT OF CALIFORNIA
HEARING DEPARTMENT – SAN FRANCISCO**

In the Matter of)	Case No. 05-O-00744-LMA
GABRIELA A. ALVAREZ,)	ORDER GRANTING RESPONDENT'S
Member No. 132052,)	MOTION FOR MODIFICATION OF
<u>A Member of the State Bar.</u>)	PROBATION
		(Rules Proc. of State Bar, rule 550 et seq.)

TO ALL PARTIES AND COUNSEL IN THE ABOVE-ENTITLED MATTER:

By motion filed September 17, 2007, respondent requested to extend the time within which she must comply with the conditions attached to her public reprobation, effective September 27, 2006. Specifically, she seeks to extend the time within which she must make restitution payment and take and pass the Multistate Professional Responsibility Exam (MPRE) and the State Bar Ethics School.

The Office of the Chief Trial Counsel of the State Bar of California does not oppose respondent's request.

GOOD CAUSE APPEARING, the motion is **GRANTED** and respondent is hereby **ORDERED** to:

1. Provide proof of passage of the MPRE and the State Bar Ethics School to the Office of Probation before **October 31, 2008**;
2. Submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the condition period attached to the reprobation (until October 31, 2008). Under penalty of perjury, respondent must state whether respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of the reprobation during the preceding calendar quarter. If the first report will cover less than 30 days, that report must be submitted on the next

following quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than 20 days before the last day of the condition period attached to the reproval and no later than the last day of the condition period attached to the reproval; and

3. Make restitution payment to Heather Liao in the amount of \$8,000, plus 10 percent interest per annum, accruing from January 27, 2005, and provide satisfactory proof of such payment to the Office of Probation before October 31, 2008.
 - a. Respondent must open a designated client trust account for the sole purpose of depositing the restitution payments for Liao;
 - b. Respondent must make a minimum monthly installment payment of \$100 to the designated client trust account until the principal and interest are paid in full;
 - c. Respondent must include in each quarterly report satisfactory evidence of all restitution payments made by her during that reporting period, including bank statements evidencing the deposits into the designated client trust account;
 - d. No later than 30 days prior to the expiration of the reproval period (October 31, 2008), respondent must make any necessary final payment in order to complete the payment of restitution, including interest, in full; and
 - e. Respondent must then pay the lump sum of \$8,000 plus interest directly to Heather Liao before October 31, 2008, and provide satisfactory evidence of the restitution to the Office of Probation.

IT IS SO ORDERED.

Dated: October 9, 2007



LUCY ARMENDARIZ
Judge of the State Bar Court

CERTIFICATE OF SERVICE
[Rule 62(b), Rules Proc.; 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 October 9, 2007, I deposited a true copy of the following document(s):

ORDER GRANTING RESPONDENT'S MOTION FOR MODIFICATION OF PROBATION

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:

GABRIELA A. ALVAREZ
LAW OFC GABRIELA A ALVAREZ
14670 HWY 9
BOULDER CREEK, CA 95006 - 9763

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

MARIA OROPEZA, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on **October 9, 2007.**



Laine Silber
Case Administrator
State Bar Court