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

In the Matter of)	Case Nos.: 11-O-11276 –PEM (11-O-15541)
)	(S202084)
ROBERT NORIK KITAY,)	
)	ORDER GRANTING EXTENSION OF
Member No. 229966,)	TIME TO PAY COSTS IN
)	INSTALLMENTS
A Member of the State Bar.)	
)	
)	
)	

On December 29, 2014, Robert Norik Kitay (respondent) filed a “Motion for Relief from Costs Payment Order” (motion) in which he requested relief from the costs awarded in the above-captioned disciplinary matters on the grounds of financial hardship. Specifically, respondent requested that he be allowed to pay the cost award at the rate of \$500 per month. In support of his motion, respondent submitted with his motion a Financial Declaration in Support of Motion for Relief from or Extension of Time to Pay Disciplinary Costs.

On December 30, 2014, the Office of the Chief Trial Counsel, by and through Supervising Senior Trial Counsel Donald R. Steedman, filed a response to respondent’s motion stating that although the State Bar did not oppose respondent’s request for relief in principle, it believed that a monthly payment plan would be difficult for the State Bar to administer.

Therefore, as an alternative to respondent's request, the State Bar recommended that the costs be added in equal amounts to respondent's bar dues for the next three yearly billing cycles.

Having considered the parties' contentions, the court **DENIES** the request that respondent be allowed to pay his cost obligation at a monthly payment rate of \$500 per month until paid in full. However, on the grounds of financial hardship, the court **GRANTS** an extension of time to pay the costs awarded in the above-captioned matters in five annual installments commencing with respondent's membership fees in 2016. Therefore, in accordance with Business and Professions Code section 6086.10, one-fifth of the disciplinary costs must be paid with respondent's membership fees for the years 2016, 2017, 2018, 2019, and 2020.

It is further ordered that if respondent does not pay any installment of disciplinary costs within the time provided herein or as may be modified by the State Bar Court pursuant to 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 is enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

IT IS SO ORDERED.

Dated: February 5, 2015


PAT McELROY
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 February 5, 2015, I deposited a true copy of the following document(s):

ORDER GRANTING EXTENSION OF TIME TO PAY COSTS IN INSTALLMENTS


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:

ROBERT N. KITAY
5150 FAIR OAKS BLVD # 101-326
CARMICHAEL, CA 95608
- by certified mail, No. _____, with return receipt requested, through the United States Postal Service at _____, California, addressed as follows:
- by overnight mail at _____, California, addressed as follows:
- by fax transmission, at fax number _____. No error was reported by the fax machine that I used.
- By personal service by leaving the documents in a sealed envelope or package clearly labeled to identify the attorney being served with a receptionist or a person having charge of the attorney's office, addressed as follows:
- by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

Donald R. Steedman, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on February 5, 2015.


George Hue
Case Administrator
State Bar Court