



STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO

STATE BAR COURT OF CALIFORNIA

HEARING DEPARTMENT – SAN FRANCISCO

In the Matter of)	Case No. 13-O-10786-LMA (S218154)
)	
)	ORDER GRANTING EXTENSION OF TIME:
ELIZABETH ANN MELLO,)	1. To Pay Disciplinary Costs;
)	2. To Take and Pass the Multistate
)	Professional Responsibility
Member No. 244401,)	Examination; and
)	3. To Complete Ethics School
)	
A Member of the State Bar.)	ORDER DENYING STAY OF EXECUTION
)	OF SUSPENSION (S226542)
)	

On June 29, 2015, respondent **Elizabeth Ann Mello** filed a motion (1) for relief from order assessing costs; (2) to extend time to take and pass the Multistate Professional Responsibility Examination (MPRE); (3) to extend time to complete the State Bar's Ethics School; and (4) for a stay of execution of suspension in S226542, effective July 1, 2015.

Deputy Trial Counsel Jonathan W. Bertz of the Office of the Chief Trial Counsel filed a response re costs. Supervising Attorney Terrie Goldade of the Office of Probation of the State Bar of California opposed respondent's motion re MPRE and Ethics School.

ORDER

1. Costs (S218154)

In view of respondent's financial hardship and physical difficulties, the court hereby **ORDERS** that respondent's time during which to pay the disciplinary costs in S218154 is

extended and that one-fifth of the costs must be paid with her membership fees for each of the years 2017, 2018, 2019, 2020, and 2021. If Elizabeth Ann Mello fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately. The payment of costs remains enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

2. *MPRE and Ethics School (S218154)*

GOOD CAUSE APPEARING, respondent's motion to extend time to take and pass the MPRE and to complete the State Bar's Ethics School is **GRANTED** in that respondent is hereby **ORDERED** to provide proof of completion of the State Bar's Ethics School and proof of passage of the MPRE to the Office of Probation on or before **December 31, 2015**.

3. *Administrative Suspension, Effective July 1, 2015 (S226542)*

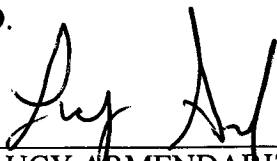
Respondent has been suspended effective July 1, 2015, for failure to pay her 2015 membership fees. She is not entitled to practice law until payment has been made. Such suspension is not a disciplinary suspension from practice. It is an administrative matter handled by the State Bar and not within this court's jurisdiction. (Bus. & Prof. Code, §§ 6141.1 and 6143.)

Moreover, respondent's request for a stay of execution of suspension to take and pass the MPRE is premature in that she has not been suspended for failing to take and pass the MPRE. (Cal. Rules of Court, rule 9.10(b)(2).) Rather, she has been suspended for nonpayment of membership fees. (Bus. & Prof. Code, § 6143.)

Accordingly, respondent's request to stay or vacate the administrative suspension is not within this court's jurisdiction and is thus **DENIED**.

IT IS SO ORDERED.

Dated: July 29, 2015



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 July 30, 2015, I deposited a true copy of the following document(s):

ORDER GRANTING EXTENSION OF TIME:

1. **To Pay Disciplinary Costs;**
2. **To Take and Pass the Multistate Professional Responsibility Examination; and**
3. **To Complete Ethics School**

ORDER DENYING STAY OF EXECUTION OF SUSPENSION (S226542)

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:

ELIZABETH A. MELLO
PO BOX 13205
COYOTE, CA 95013

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

JONATHAN W. BERTZ, Enforcement, San Francisco

TERRIE L. GOLDADE, Probation, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on July 30, 2015.



Bernadette C.O. Molina
Case Administrator
State Bar Court