

FILED & ENTERED
JAN 19 2012
CLERK U.S. BANKRUPTCY COURT
Central District of California
BY eгарcia DEPUTY CLERK

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7 UNITED STATES BANKRUPTCY COURT
8 CENTRAL DISTRICT OF CALIFORNIA
9 LOS ANGELES DIVISION

10 In re:)
11 VIOLATION OF GENERAL ORDER)
12 06-03 AND LBR 5005-4)
13)
14)
15)
16)
17)

Case No. MI 11-mp-00190 -PC

ORDER ON ORDER TO SHOW
CAUSE WHY SANCTIONS SHOULD
NOT BE IMPOSED AGAINST
PAUL J BURKHART

Date: January 18, 2012
Time: 11:00 a.m.
Place: U.S. Bankruptcy Court
Courtroom # 1539
255 East Temple Street
Los Angeles, CA 90012

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19 On the above captioned date and time, the court considered its Order to Show Cause Why
20 Sanctions Should Not Be Imposed Against Paul J Burkhart, State Bar No. 123270, For Failing
21 To Comply With General Order 06-03 and Local Bankruptcy Rule 5005-4 (“OSC”) dated
22 December 20, 2011. Appearances were stated on the record. Based upon findings of fact and
23 conclusions of law stated on the record pursuant to F.R.Civ.P. 52(a)(1), as incorporated into
24 FRBP 7052 and applied to contested matters by FRBP 9014(c), it is

25 ORDERED that Paul J Burkhart, State Bar No. 123270 (“Burkhart”) is suspended from
26 practice before the United States Bankruptcy Court for the Central District of California pending
27 (1) the issuance to Burkhart of a live ECF log-in and password in compliance with LBR 5005-4;
28

1 and (2) payment of the sum of \$300.00 in sanctions to the clerk of the court in compensation for
2 violation of LBR 5005-4 to the date of the OSC; and it is further

3 ORDERED that Burkhart must file an ex parte application for reinstatement, supported
4 by a declaration establishing compliance with the terms of this order, to terminate this
5 suspension and to resume practicing before the United States Bankruptcy Court for the Central
6 District of California. A proposed order granting reinstatement must be lodged with the court
7 upon the filing of the application for reinstatement.

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DATED: January 19, 2012

United States Bankruptcy Judge

1 **NOTE TO USERS OF THIS FORM:**

- 2 1) Attach this form to the last page of a proposed Order or Judgment. Do not file as a separate document.
3 2) The title of the judgment or order and all service information must be filled in by the party lodging the order.
4 3) **Category I.** below: The United States trustee and case trustee (if any) will always be in this category.
5 4) **Category II.** below: List ONLY addresses for debtor (and attorney), movant (or attorney) and person/entity (or attorney) who filed an opposition to the requested relief. DO NOT list an address if person/entity is listed in category I.

6 **NOTICE OF ENTERED ORDER AND SERVICE LIST**

7 Notice is given by the court that a judgment or order entitled (*specify*) ORDER ON ORDER TO SHOW
8 CAUSE WHY SANCTIONS SHOULD NOT BE IMPOSED AGAINST PAUL J BURKHART was entered on
9 the date indicated as "Entered" on the first page of this judgment or order and will be served in the
10 manner indicated below:

11 **I. SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")** – Pursuant to controlling
12 General Order(s) and Local Bankruptcy Rule(s), the foregoing document was served on the following
13 person(s) by the court via NEF and hyperlink to the judgment or order. As of 1-18-12, the following
14 person(s) are currently on the Electronic Mail Notice List for this bankruptcy case or adversary proceeding
15 to receive NEF transmission at the email address(es) indicated below.

16 United States Trustee (LA) ustpregion16.la.ecf@usdoj.gov

17 Service information continued
18 on attached page

19 **II. SERVED BY THE COURT VIA U.S. MAIL:** A copy of this notice and a true copy of this judgment or
20 order was sent by United States Mail, first class, postage prepaid, to the following person(s) and/or
21 entity(ies) at the address(es) indicated below:

22 Address from USBC Attorney Profile Records

23 Paul J Burkhart
24 3775 McCray St
25 Riverside CA 92506

26 Address from www.calbar.org

27 Paul J Burkhart
28 PO Box 5041
Hemet, CA 92544

29 Service information continued
30 on attached page

31 **III. TO BE SERVED BY THE LODGING PARTY:** Within 72 hours after receipt of a copy of this judgment
32 or order which bears an "Entered" stamp, the party lodging the judgment or order will serve a complete
33 copy bearing an "Entered" stamp by U.S. Mail, overnight mail, facsimile transmission or email and file a
34 proof of service of the entered order on the following person(s) and/or entity(ies) at the address(es),
35 facsimile transmission number(s), and/or email address(es) indicated below:

36 Service information continued
37 on attached page