

FILED & ENTERED

FEB 19 2013

CLERK U.S. BANKRUPTCY COURT
Central District of California
BY egarcia DEPUTY CLERK

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES DIVISION

In re:) Case No. MI 12-mp-00218-PC
)
VIOLATION OF GENERAL ORDER)
06-03 AND LBR 5005-4)

**ORDER ON ORDER TO SHOW
CAUSE WHY SANCTIONS SHOULD
NOT BE IMPOSED AGAINST
DAVID S SILBER**

Date: February 12, 2013
Time: 11:00 a.m.
Place: U.S. Bankruptcy Court
Courtroom # 1468
255 East Temple Street
Los Angeles, CA 90012

On the above captioned date and time, the court considered its Order to Show Cause Why Sanctions Should Not Be Imposed Against David S Silber, State Bar No. 176377, For Failing To Comply With General Order 06-03 and Local Bankruptcy Rule 5005-4 (“OSC”) dated December 13, 2012. Appearances were stated on the record. Based upon findings of fact and conclusions of law stated on the record pursuant to F.R.Civ.P. 52(a)(1), as incorporated into FRBP 7052 and applied to contested matters by FRBP 9014(c), it is

ORDERED that David S Silber, State Bar No. 176377 (“Silber”) is sanctioned the sum of \$500 for violation of LBR 5005-4; and it is further


ORDERED that payment of the sanction imposed by this order must be made to the clerk of court within 21 days from the entry of this order; and it is further

1 ORDERED that failure to timely pay the sanction imposed by this order will result in an
2 automatic suspension from practice before the United States Bankruptcy Court for the Central
3 District of California; and it is further

4 ORDERED that to terminate a suspension imposed pursuant to this order, Silber must file
5 an ex parte application for reinstatement, supported by a declaration and any other evidence
6 establishing payment of the sanction amount and cause for reinstatement. A proposed order
7 granting reinstatement must be lodged with the court upon the filing of the application for
8 reinstatement.

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25 Date: February 19, 2013


Peter H. Carroll
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 DAVID S SILBER 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 02-19-2013, 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 • David S Silber david.silber@live.com, silberlawgroup@gmail.com
- 17 • United States Trustee (LA) ustpreion16.la.ecf@usdoj.gov

18 Service information continued
19 on attached page

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

23 Service information continued
24 on attached page