

STATE OF MINNESOTA  
IN SUPREME COURT  
C3-89-974

OFFICE OF  
APPELLATE COURTS

AUG 11 1989

FILED

In Re Petition for Disciplinary Action  
against Rolin L. Cargill, III, an Attorney  
at Law of the State of Minnesota.

RECEIVED

AUG 15 1989

ORDER

LAWYERS PROF. RESP. BOARD

The Director of Lawyers Professional Responsibility has filed a petition with this court in which it is alleged that the respondent, Rolin L. Cargill, III, practiced law while suspended for nonpayment of the attorney registration fee as required by Rule 2 of the Supreme Court Rules for registration of attorneys, that from December 23, 1987, until September 21, 1988, the respondent actively engaged in the practice of law while he was on restricted status because of failure to file proof that he had completed CLE requirements, and that the respondent had deliberately misrepresented the actions taken by him on behalf of the client and the status of the case in response to client inquiries. Subsequently, the Director and the respondent entered into a stipulation. By the terms of the stipulation, the parties agreed to dispense with the further proceedings authorized by Rule 14 of the Rules on Lawyers Professional Responsibility (RLPR) and the respondent agreed to waive the procedural rights afforded to him by Rules 14 and 15, RLPR, and to permit this court to impose discipline. In the stipulation the respondent unconditionally admits the allegations of the petition. The court having considered the petition and the stipulation, NOW ORDERS:

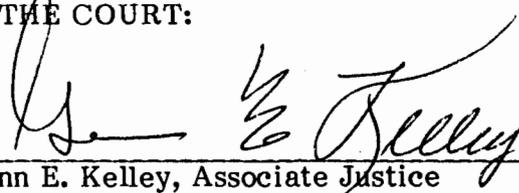
1. The respondent Rolin L. Cargill, III is hereby suspended from the practice of law for a period of 60 days of the date of this order.

2. Respondent's reinstatement is subject to the following conditions:

- (a) The reinstatement hearing provided for in Rule 18(a) through (d), RLPR is waived.
- (b) Respondent shall agree in writing to successfully complete the professional responsibility portion of the Minnesota State Bar Examination within one year of the date of this order. Failure to so successfully complete this requirement may entitle the Director to petition for reinstatement of the suspension.
- (c) Respondent shall comply with Rule 26, RLPR.
- (d) Respondent shall pay \$750 in costs pursuant to Rule 24(a), RLPR.
- (e) At least 15 days before his reinstatement, respondent shall file an affidavit with the Clerk of Appellate Courts and the Director's office establishing his compliance with attorney licensing requirements, establishing that he is current with Continuing Legal Education, has fully complied with Rule 24 and 26, RLPR, and has satisfactorily completed all other conditions imposed by this court, with the exception of completing the professional responsibility portion of the State Bar Association.

Dated this 11 day of August, 1989.

BY THE COURT:

  
\_\_\_\_\_  
Glenn E. Kelley, Associate Justice