

FILED

April 29, 2013

**OFFICE OF
APPELLATE COURTS**

STATE OF MINNESOTA

IN SUPREME COURT

A13-0435

In re Petition for Disciplinary Action against
Tedman John Heim, a Minnesota Attorney,
Registration No. 286047.

O R D E R

On March 11, 2013, the Director of the Office of Lawyers Professional Responsibility filed a petition for disciplinary action alleging that respondent Tedman John Heim committed professional misconduct warranting public discipline, namely, that respondent forged a client's signature on a settlement check, misappropriated \$50,000 in client funds, failed to deposit client funds into trust in two client matters, failed to keep required trust account books and records, made false statements to a client, a former law partner, opposing counsel, and a court in order to conceal his misappropriation, and engaged in unauthorized use of a law firm credit card, in violation of Minn. R. Prof. Conduct 1.4(a), 1.15(a), (c)(3) and (4), (h), and (o), 3.3(a), 4.1, and 8.4(b), (c), and (d). Respondent has also been charged with three felonies based on the same conduct alleged in the petition for disciplinary action. *See State v. Heim*, 55-CR-13-1021 (Olmsted County District Court).

On March 26, 2013, the Director filed a petition for temporary suspension. *See* Rule 16, Rules on Lawyers Professional Responsibility (RLPR). The Director alleges

that the facts of the petition demonstrate that continuation of respondent's authority to practice law poses a substantial threat of serious harm to the public.

Respondent has entered into a stipulation with the Director in which they jointly recommend that respondent be temporarily suspended pending final determination of this disciplinary matter. Respondent waives his right to oral argument before this court on the question of his temporary suspension. The parties further recommend that this disciplinary matter be stayed pending a resolution of respondent's criminal proceedings.

This court has independently reviewed the file and approves the jointly recommended disposition.

Based upon all the files, records, and proceedings therein,

IT IS HEREBY ORDERED that:

1. Respondent Tedman John Heim is temporarily suspended from the practice of law as of the date of this order pending final resolution of the disciplinary proceedings in this matter;
2. The disciplinary proceedings in this matter shall be stayed until respondent is convicted of any offense, a finding of not guilty is entered, or the charges are dismissed in the criminal proceedings pending against him in Olmsted County District Court; and

3. Respondent shall comply with Rule 26, RLPR (requiring notice of suspension to clients, opposing counsel, and tribunals).

Dated: April 29, 2013

BY THE COURT:

_____/s/_____

Alan C. Page
Associate Justice