

FILE NO. A08-1214
STATE OF MINNESOTA
IN SUPREME COURT

In Re Petition for Disciplinary Action
against JAMES L. BERG,
a Minnesota Attorney,
Registration No. 139105.

**STIPULATION
FOR DISCIPLINE**

THIS STIPULATION is entered into by and between Martin A. Cole, Director of the Office of Lawyers Professional Responsibility, hereinafter Director, and James L. Berg, attorney, hereinafter respondent.

WHEREAS, respondent has concluded it is in respondent's best interest to enter into this stipulation,

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the undersigned as follows:

1. Pursuant to the Rules on Lawyers Professional Responsibility (RLPR), the parties agree to dispense with further proceedings under Rule 14, RLPR, and respondent agrees to the immediate disposition of this matter by the Minnesota Supreme Court under Rule 15, RLPR.
2. Respondent understands this stipulation, when filed, will be of public record.
3. It is understood that respondent has certain rights pursuant to Rule 14, RLPR. Respondent waives these rights, which include the right to a hearing before a referee on the petition; to have the referee make findings and conclusions and a recommended disposition; to contest such findings and conclusions; and to a hearing before the Supreme Court upon the record, briefs and arguments.
4. Respondent withdraws the answer filed herein and recognizes that by doing so the allegations of the petition will be deemed admitted pursuant to Rule 13(1), Rules on Lawyers Professional Responsibility (RLPR).

5. Respondent understands that based upon these admissions, this Court may impose any of the sanctions set forth in Rule 15(a)(1) - (9), RLPR, including making any disposition it deems appropriate. Respondent understands that by entering into this stipulation, the Director is not making any representations as to the sanctions the Court will impose.

6. The Director and respondent join in recommending that the appropriate discipline is disbarment pursuant to Rule 15, RLPR. Respondent agrees to comply with the requirements of Rule 26, RLPR, and to the imposition and payment of \$900 in costs pursuant to Rule 24, RLPR.

7. This stipulation is entered into by respondent freely and voluntarily, without any coercion, duress or representations by any person except as contained herein.

8. Respondent hereby acknowledges receipt of a copy of this stipulation.

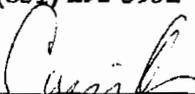
9. Respondent has been advised of the right to be represented herein by an attorney but has freely chosen to appear pro se.

IN WITNESS WHEREOF, the parties executed this stipulation on the date indicated below.

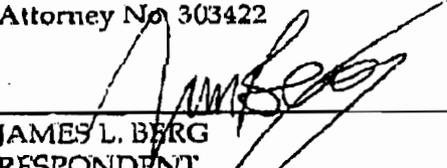
Dated: Nov. 4, 2008.


MARTIN A. COLE
DIRECTOR OF THE OFFICE OF LAWYERS
PROFESSIONAL RESPONSIBILITY
Attorney No. 148416
1500 Landmark Towers
345 St. Peter Street
St. Paul, MN 55102-1218
(651) 296-3952

Dated: November 4, 2008.


CASSIE HANSON
SENIOR ASSISTANT DIRECTOR
Attorney No. 303422

Dated: 11-4-08, 2008.


JAMES L. BERG
RESPONDENT
4449 Vincent Avenue South
Minneapolis, MN 55410