FILE NO. _____

STATE OF MINNESOTA

IN SUPREME COURT

In Re Petition for Disciplinary Action against JAMES J. BOYD, a Minnesota Attorney, Registration No. 1039X.	**PETITION FOR DISCIPLINARY ACTION**

TO THE SUPREME COURT OF THE STATE OF MINNESOTA:

The Director of the Office of Lawyers Professional Responsibility, hereinafter Director, files this petition upon the parties' agreement pursuant to Rules 10(a) and 12(a), Rules on Lawyers Professional Responsibility. The Director alleges:

The above-named attorney, hereinafter respondent, was admitted to practice law in Minnesota on October 20, 1967. Respondent currently practices law in St. Paul, Minnesota.

Respondent has committed the following unprofessional conduct warranting public discipline:

DISCIPLINARY HISTORY

A. By Supreme Court order dated October 28, 1988, respondent was suspended from the practice of law for six months for preparing a false deed, causing it to be forged, falsely notarizing the forged signature, filing the deed and issuing a title based on the false deed (Exhibit 1).

B. Respondent received a January 16, 1985, admonition for misrepresenting to counsel that his lien would be paid and for failing to honor his promise to pay in violation of DR 1-102(A)(4), (5) and (6), Minnesota Code of Professional Responsibility (MCPR).

C. Respondent received an April 1, 1986, admonition for failing to pay court ordered fees to adverse counsel in violation of DR 7-106(A) and DR 6-101(A)(3), MCPR, and Rules 1.3 and 3.4(c), Minnesota Rules of Professional Conduct (MRPC).

D. Respondent received a October 21, 1986, admonition for failing a return client funds for three months in violation of Rule 1.15(b)(4), MRPC, and for failing to tender defense to the client claim and allowing her settlement offer to lapse in violation of Rules 1.1 and 1.3, MRPC.

FIRST COUNT

1. Respondent failed to timely file state and federal individual income tax returns for tax years 1996 through 2000 and failed to the pay the taxes due thereon. In late May 2002 respondent, with the advice of counsel, entered into a plea agreement and sentencing stipulation with the U.S. Attorney admitting two counts of willful failure to file federal individual income tax returns for tax years 1996 and 1997 (Exhibit 2).

2. Respondent's conduct violated Rules 8.4(b) and (d), MRPC.

WHEREFORE, the Director respectfully prays for an order of this Court imposing appropriate discipline, awarding costs and disbursements pursuant to the Rules on Lawyers Professional Responsibility, and for such other, further or different relief as may be just and proper.

Dated: May 13, 2003.

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and

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