

FILE NO. A08-1012

STATE OF MINNESOTA

IN SUPREME COURT

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In Re Petition for Disciplinary  
Action against LINDA A. BROST,  
a Minnesota Attorney,  
Registration No. 182692.  
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**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 Linda A. Brost, 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, if any, and unconditionally admits the allegations of the amended petition which may be summarized as follows:

a. In September 2005 respondent used her deceased husband's expired notary stamp, altered the expiration date thereon and forged his signature to fraudulently notarize her own signature on a certificate of trust prepared for a client in which respondent was named trustee. Respondent subsequently presented the fraudulently notarized document to BankCherokee in an unsuccessful attempt to access the decedent's funds, which, at the time, were approximately \$140,000. All funds at BankCherokee remained intact and earned interest. Respondent's conduct violated Rule 8.4(c), Minnesota Rules of Professional Conduct (MRPC).

b. During the course of the Director's disciplinary investigation, respondent failed to cooperate with the district ethics committee investigator and the Director from May 2007 until January 2008, when the Director obtained a subpoena commanding respondent to appear at a deposition and produce documents pertinent to the investigation. Respondent ultimately appeared at the deposition but failed to timely and completely produce the subpoenaed documents and made false statements to the Director, thereby engaging in further noncooperation. Respondent's conduct violated Rules 8.1(a) and (b) and 8.4(c) and (d), MRPC, and Rule 25, 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 a nine-month suspension pursuant to Rule 15, RLPR. The suspension shall be effective on the date of the Court's suspension order. The reinstatement hearing

provided for in Rule 18, RLPR, is not waived. Reinstatement is conditioned upon:  
(1) payment of costs in the amount of \$900 plus interest pursuant to Rule 24(d), RLPR;  
(2) compliance with Rule 26, RLPR; (3) successful completion of the professional  
responsibility examination pursuant to Rule 18(e), RLPR; and (4) satisfaction of the  
continuing legal education requirements pursuant to Rule 18(e), RLPR.

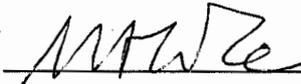
7. This stipulation is entered into by respondent freely and voluntarily,  
without any coercion, duress or representations by any person except as contained  
herein.

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 dates  
indicated below.

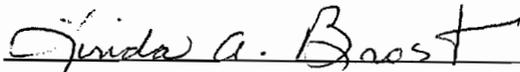
Dated: October 14, 2008.

  
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: October 14, 2008.

  
SIAMA Y. CHAUDHARY  
ASSISTANT DIRECTOR  
Attorney No. 350291

Dated: Oct 14, 2008.

  
LINDA A. BROST  
RESPONDENT  
420 Ohio Street  
St. Paul, MN 55107