FILE NO. _____

STATE OF MINNESOTA

IN SUPREME COURT

In Re Petition for Disciplinary Action against DANIEL L. GILES, a Minnesota Attorney, Registration No. 34800.	**STIPULATION FOR DISPENSING WITH PANEL PROCEEDINGS, FOR FILING PETITION FOR DISCIPLINARY ACTION, AND FOR DISCIPLINE**

THIS STIPULATION is entered into by and between Martin A. Cole, Director of the Office of Lawyers Professional Responsibility, hereinafter Director, and Daniel L. Giles, 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. It is understood that respondent has the right to have charges of unprofessional conduct heard by a Lawyers Professional Responsibility Board Panel prior to the filing of a petition for disciplinary action, as set forth in the Rules on Lawyers Professional Responsibility (RLPR). Pursuant to Rule 10(a), RLPR, the parties agree to dispense with Panel proceedings under Rule 9, RLPR, and respondent agrees to the immediate filing of a petition for disciplinary action, hereinafter petition, in the Minnesota Supreme Court.

2. Respondent understands that upon the filing of this stipulation and the petition, this matter 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. Respondent hereby admits service of the petition.

4. Respondent waives the right to answer and unconditionally admits the allegations of the petition which may be summarized as follows:

a. In representing a client in an adoption matter, respondent failed to provide competent representation, failed to act with reasonable diligence in representing the adoptive parents, and failed to provide reasonable communication and consultation to the adoptive parents. As a result of respondent's representation, the birth mother removed the adoptive parents after the child had been in their care for over forty days. The child was subsequently adopted by another family.

b. Respondent's conduct in the adoption matter violated Rules 1.1, 1.3, and 1.4, Minnesota Rules of Professional Conduct (MRPC).

c. In representing a client in a marital dissolution matter, respondent failed to provide competent representation, failed to act with reasonable diligence, reasonably consult with his client about the means by which the client's objectives were to be accomplished, and respondent knowingly made a false statement of fact to the district court while representing his client.

d. Respondent's conduct in the marital dissolution matter violated Rules 1.1, 1.3, 1.4(a)(2), 3.3(a)(1), 4.1, and 8.4(d), MRPC.

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 sanction the Court will impose.

6. The Director and respondent join in recommending that the appropriate discipline is a public reprimand pursuant to Rule 15, RLPR. Respondent agrees to the imposition and payment of $900 in costs pursuant to Rule 24, RLPR. The Director and respondent further join in recommending that respondent be subject to a two-year period of probation pursuant to Rule 15, RLPR, subject to the following conditions:

a. Respondent shall cooperate fully with the Director's Office in its efforts to monitor compliance with this probation and promptly respond to the Director's correspondence by the due date. Respondent shall provide to the Director a current mailing address and shall immediately notify the Director of any change of address. Respondent shall cooperate with the Director's investigation of any allegations of unprofessional conduct which may come to the Director's attention. Upon the Director's request, respondent shall provide authorization for release of information and documentation to verify compliance with the terms of this probation.

b. Respondent shall abide by the Minnesota Rules of Professional Conduct.

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 by the undersigned counsel concerning this stipulation and these proceedings generally.

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

Dated: Nov. 17, 2010.

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 17, 2010.

MEGAN ENGELHARDT
ASSISTANT DIRECTOR
Attorney No. 329642

Dated: December 7, 2010.

DANIEL L. GILES
RESPONDENT

Dated: December 8, 2010.

CHARLES E. LUNDBERG
ATTORNEY FOR RESPONDENT
Attorney No. 6502X
33 South Sixth Street, Suite 3800
Minneapolis, MN 55402-3707
(612) 376-1609