

FILE NO. _____

STATE OF MINNESOTA

IN SUPREME COURT

In Re Petition for Disciplinary Action
against JOHN ALLEN HATLING,
a Minnesota Attorney,
Registration No. 167630.

**STIPULATION
FOR DISCIPLINE**

WHEREAS, a hearing on the Director's September 16, 2009, Petition for Disciplinary Action was held before Supreme Court Referee Charles A. Flinn, Jr., on March 9, 2010, in St. Paul, Minnesota,

WHEREAS, Referee Flinn filed with this Court the Findings of Fact, Conclusions of Law, and Recommendation for Discipline dated May 7, 2010,

WHEREAS, neither the Director nor the respondent has ordered a transcript of the hearing,

WHEREAS, the Director and respondent agree that the Referee's recommendation for discipline is appropriate,

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

1. The Director and respondent hereby waive briefing and oral argument to the Supreme Court.
2. The Director and respondent hereby stipulate that the Referee's findings of fact and conclusions of law are conclusive.
3. Respondent understands that based upon this stipulation, this Court may impose any of the sanctions set forth in Rule 15(a)(1) - (9), Rules on Lawyers Professional Responsibility (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.

4. The Director and respondent join in recommending the discipline recommended by Referee Flinn, namely that respondent be suspended from the practice of law for a period of 45 days, effective immediately upon the issuance of the Supreme Court's decision.

5. That respondent be eligible to apply for reinstatement by filing an affidavit with the Clerk of Appellate Courts and the Director, stating that he has complied with Rules 24, and 26 of the Rules on Lawyers Professional Responsibility (RLPR), is current in Continuing Legal Education requirements, and has complied with all other conditions for reinstatement imposed by the Court.

6. Pursuant to Rule 18(e)(3), RLPR, respondent must, within one year from the date of the Supreme Court's order, successfully complete such written examination as may be required for admission to the practice of law by the State Board of Law Examiners on the subject of professional responsibility. Except upon motion and for good cause shown, failure to successfully complete this examination shall result in automatic suspension of the lawyer effective one year after the date of the original suspension order.

7. That respondent pay to the Director's Office \$900 in costs and an amount in disbursements to be determined in compliance with Rule 24, RLPR.

8. That upon being reinstated to the practice of law, respondent shall be on probation for two years, under 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.

c. Respondent shall timely file all required state and federal tax returns, including individual and employer withholding returns, and timely pay the taxes due thereon. Respondent shall affirmatively report to the Director, on or before the due date of the required returns, his compliance with filing and payment requirements. Such reports shall include copies of the required returns. On or before the filing deadline, respondent shall provide the Director with copies of all applications for filing extension and proof of approval of such applications. Respondent shall provide all of the documents and information required herein without specific reminder or request.

d. Within sixty days from being reinstated to the practice of law, respondent shall have entered into agreements satisfactory to the Internal Revenue Service (IRS) and the Minnesota Department of Revenue (DOR) for the payment of all unpaid taxes. Respondent shall provide the Director with copies of the payment agreements and proof of currency on payments required by the agreements. If after sixty days, agreement with the IRS and/or DOR has not been reached despite diligent effort by respondent, respondent shall report monthly to the Director concerning his progress in reaching agreement. Such reports shall continue until written agreements have been signed by both the IRS and DOR.

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

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

11. 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.

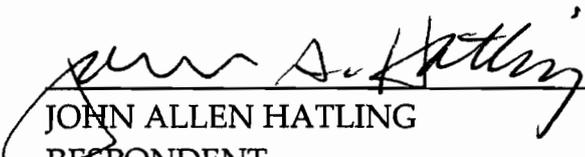
Dated: May 26, 2010.


MARTIN A. COLE
DIRECTOR OF THE OFFICE OF LAWYERS
PROFESSIONAL RESPONSIBILITY
Attorney No. 148416
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Dated: May 26, 2010.


CRAIG D. KLAUSUNG
SENIOR ASSISTANT DIRECTOR
Attorney No. 202873

Dated: June 1, 2010.


JOHN ALLEN HATLING
RESPONDENT

Dated: May 27, 2010.


STEPHEN C. RATHKE
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