

FILE NO. A06-398

STATE OF MINNESOTA

IN SUPREME COURT

In Re Petition for Disciplinary Action
against CHARLES L. HAWKINS,
a Minnesota Attorney,
Registration No. 124369.

**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 Charles L. Hawkins, attorney, hereinafter respondent.

WHEREAS, this matter was remanded by Supreme Court Order dated March 22, 2006, for additional information concerning the scope of respondent's misconduct and the extent to which his clients' interests may have been adversely affected; and

WHEREAS, the Director investigated additional instances of appellate neglect committed by respondent in state court matters, and filed a supplementary petition for disciplinary action based upon those matters; and

WHEREAS, the Director has not found evidence of unusual or substantial harm to the clients from respondent's actions or inactions in the matters that are the subject of the petitions; and

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 his answers filed herein and admits the allegations of the February 14, 2006, petition and July 28, 2006, supplementary petition for disciplinary action.

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:

a. The appropriate discipline is a 60-day suspension from the practice of law, pursuant to Rule 15, RLPR;

b. That the suspension be stayed, and that respondent be publicly reprimanded and placed on probation for two years subject to the following conditions:

(i) Respondent shall cooperate fully with the Director's Office in its efforts to monitor compliance with the probation and promptly respond to the Director's correspondence by the due date. 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;

(ii) Respondent shall abide by the Minnesota Rules of Professional Conduct;

(iii) Respondent shall be supervised by a licensed Minnesota attorney, appointed by the Director to monitor compliance with the terms of the probation. Respondent shall provide to the Director the names of two attorneys who have agreed to be nominated as respondent's supervisor within two weeks from the date of the Court's order. If, after diligent effort, respondent is unable to locate a supervisor acceptable to the Director, the Director will seek to appoint a supervisor. Until a supervisor has signed a consent to supervise, the respondent shall on the first day of each month provide the Director with an inventory of active client files described in paragraph (iv) below. Respondent shall make active client files available to the Director upon request;

(iv) Respondent shall cooperate fully with the supervisor in his/her efforts to monitor compliance with this probation. Respondent shall contact the supervisor and schedule a minimum of one in-person meeting per calendar quarter. Respondent shall submit to the supervisor

an inventory of all active appellate client files by the first day of each month during the probation. With respect to each active appellate file, the inventory shall disclose the client name, type of representation, date opened, most recent activity, next anticipated action, and anticipated closing date. Respondent's supervisor shall file written reports with the Director at least quarterly, or at such more frequent intervals as may reasonably be requested by the Director;

(v) Respondent shall initiate and maintain office procedures which ensure that there are prompt responses to correspondence, telephone calls, and other important communications from clients, courts and other persons interested in appellate matters which respondent is handling, and which will ensure that respondent regularly reviews each and every appellate file and completes legal matters on a timely basis;

(vi) Should respondent fail to comply with these conditions, and following an opportunity by respondent to respond to the Director, the Director may submit a motion to this Court seeking to impose the balance of respondent's suspension;

c. Respondent pay \$900 in costs pursuant to Rule 24(a), 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, including the Director's memorandum.

9. Respondent has been advised by the undersigned counsel concerning this stipulation and these proceedings generally.

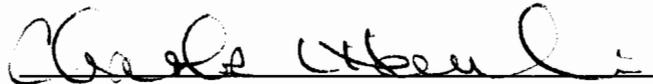
IN WITNESS WHEREOF, the parties executed this stipulation on the dates indicated below.

Dated: October 17, 2006.



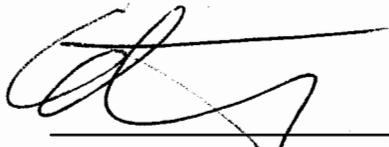
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Dated: 19 October, 2006.



CHARLES L. HAWKINS
RESPONDENT

Dated: 10/18, 2006.



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