

FILE NO. \_\_\_\_\_

STATE OF MINNESOTA

IN SUPREME COURT

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In Re Petition for Disciplinary Action  
against LARRY MARTIN JENNINGS,  
a Minnesota Attorney,  
Registration No. 202630.  
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**STIPULATION FOR DISPENSING  
WITH PANEL PROCEEDINGS,  
FOR FILING PETITION FOR  
DISCIPLINARY ACTION,  
AND FOR DISCIPLINE**

THIS STIPULATION is entered into by and between Kenneth L. Jorgensen, Director of the Office of Lawyers Professional Responsibility, hereinafter Director, and Larry Martin Jennings, 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. Respondent failed to pursue patent applications submitted on behalf of a client with reasonable diligence and promptness, failed to notify the client of all correspondence from the U.S. Patent and Trademark Office and abandonments of the patent applications, told the client that the applications were pending when they had been abandoned, and failed to deposit \$3,000 delivered to him by the client in his trust account when he had not yet become entitled to all of those funds in violation of Rules 1.3, 1.4, 1.15, 4.1, and 8.4 (c), Minnesota Rules of Professional Conduct.

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. Respondent asserts in mitigation of his misconduct that he suffers from a psychological disability that contributed to some of his misconduct. The Director does not contest this assertion. Both the Director and respondent agree, however, that the psychological disability was not the primary cause of respondent's violations. Respondent agrees to continue treatment for his psychological disability as part of the probation recommended herein.

7. The Director and respondent join in recommending that:

a. The appropriate discipline is a ninety-day suspension pursuant to Rule 15, RLPR, effective as of the date of any Court order adopting the terms of this stipulation;

b. The reinstatement hearing provided for in Rule 18(a) through (d), RLPR, be waived;

c. Respondent be required to successfully complete the professional responsibility portion of the state bar examination within one year of the date of this Court's order;

d. Respondent comply with Rule 26, RLPR;

e. Respondent pay \$900 in costs pursuant to Rule 24(a), RLPR;

f. Respondent be reinstated following the expiration of the suspension provided that at least 15 days before the expiration of the suspension period, respondent files an affidavit with the Clerk of Appellate Courts and the Director's Office establishing that respondent is current with Continuing Legal Education, has fully complied with Rules 24 and 26, RLPR, and has satisfactorily completed all other conditions imposed by the Court in its decision.

g. Upon reinstatement respondent shall be subject to a two-year period of probation with the following conditions:

i. 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 cooperate with the Director's investigation of any allegations of unprofessional conduct that 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, during the term of his probation, shall not engage in the practice of law except as an employee of a law firm in which he is subject to direct supervision by a licensed Minnesota lawyer and is provided with sufficient support to ensure his prompt response to client requests for information and compliance with deadlines.

iv. 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 matters which respondent is handling, and which will ensure that respondent regularly reviews each and every file and completes legal matters on a timely basis.

v. Within thirty days from the commencement of his employment with a law firm, respondent shall provide to the Director a written plan outlining office procedures designed to ensure that respondent is in compliance with probation requirements. Respondent shall provide progress reports as requested.

vi. Respondent shall continue current treatment by a licensed consulting psychologist or other mental health professional acceptable to the Director, and shall complete all therapy programs recommended by the therapist. Respondent shall continue with his participation in Lawyers Concerned for Lawyers. Upon request, respondent shall provide to the Director medical authorizations sufficient to authorize the Director to obtain his treatment records and reports and to discuss his treatment with the treatment providers.

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

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

10. 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: December 13, 2004.

  
KENNETH L. JØRGENSEN  
DIRECTOR OF THE OFFICE OF LAWYERS  
PROFESSIONAL RESPONSIBILITY  
Attorney No. 159463  
1500 Landmark Towers  
345 St. Peter Street  
St. Paul, MN 55102-1218  
(651) 296-3952

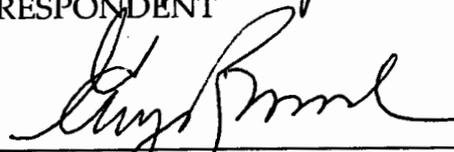
Dated: December 13, 2004.

  
PATRICK R. BURNS  
SENIOR ASSISTANT DIRECTOR  
Attorney No. 134004

Dated: Dec 13, 2004.

  
LARRY MARTIN JENNINGS  
RESPONDENT

Dated: Dec. 13, 2004.

  
GARY K. WOOD  
ATTORNEY FOR RESPONDENT  
Attorney No. 118722  
4932 Poppy Lane  
Edina, MN 55435  
(612) 384-9250

## MEMORANDUM

The Director, in entering into this stipulation, considers that a key provision of the probation is the requirement that respondent, during the period of probation, shall not engage in the practice of law except as an employee of law firm in which he is subject to the direct supervision by a licensed Minnesota lawyer. Respondent is currently employed in such a firm, his employer is aware of these proceedings and the discipline called for in this stipulation, and his employer will continue to employ him after respondent is reinstated following suspension.