

FILE NO. C3-03-190

STATE OF MINNESOTA

IN SUPREME COURT

In Re Petition for Disciplinary
Action against MURRAY R. KLANE,
a Minnesota Attorney,
Registration No. 132998.

**STIPULATION
FOR DISCIPLINE**

THIS STIPULATION is entered into by and between Kenneth L. Jorgensen, Director of the Office of Lawyers Professional Responsibility, hereinafter Director, and Murray R. Klane, 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 waives his right to answer and unconditionally admits the allegations of the amended petition filed herewith except for paragraphs 34, 72, 73

and 74. The Director and respondent believe that the recommended disposition is appropriate without resolving the factual dispute in the paragraphs cited above. The admitted allegations of the amended petition may be summarized as follows:

a. Respondent pled guilty to one count of felony mail fraud in connection with his representation of the Christianson Trust in violation of Rules 1.4, 1.8(a), and 8.4(b), (c) and (d), Minnesota Rules of Professional Conduct (MRPC).

b. Respondent engaged in a pattern of conflict of interest, self-dealing and misrepresentation in his representation of the Winbergs and in his dealing with investors in Senior Cottages, Collateral Acquisition, KM Properties, and other lenders in violation of Rules 1.4, 1.5, 1.6, 1.8(a), and 8.4(c) and (d), MRPC.

5. Respondent states and the Director has verified that respondent, through his bankruptcy proceeding, has entered into a restitution and release agreement with the bankruptcy trustee Timothy Moratzka, Cheryl Enevold, trustee for the Christianson Trust and the Winbergs.

6. 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.

7. The Director and respondent join in recommending that the appropriate discipline pursuant to Rule 15, RLPR, is disbarment. Respondent agrees to the imposition and payment of \$900 in costs and disbursements pursuant to Rule 24, RLPR.

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 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: March 6, 2003.

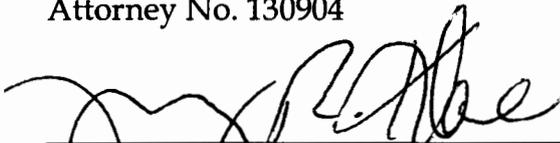

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(651) 296-3952

and

Dated: March 6, 2003.


BETTY M. SHAW
SENIOR ASSISTANT DIRECTOR
Attorney No. 130904

Dated: March 6, 2003.


MURRAY R. KLANE
RESPONDENT
Attorney No. 132998
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