

FILE NO. _____

STATE OF MINNESOTA

IN SUPREME COURT

In Re Petition for Transfer to Disability
Status of MICHAEL B. LEBARON,
an Attorney at Law of the
State of Minnesota.

**STIPULATION FOR STAY OF
PROCEEDINGS & TRANSFER TO
DISABILITY INACTIVE STATUS**

TO THE SUPREME COURT OF THE STATE OF MINNESOTA:

THIS STIPULATION is entered into by and between Edward J. Cleary, Director of the Office of Lawyers Professional Responsibility, hereinafter Director, and Michael B. LeBaron, attorney, hereinafter respondent.

WHEREAS, respondent suffered a cerebrovascular accident in August 1999, resulting in physical and psychological disabilities which prevent him from practicing law, and

WHEREAS, respondent has not engaged in the practice of law since August 1999, and

WHEREAS, respondent has recently been informed by his medical advisors that he is permanently disabled and unable to engage in the practice of law, and

WHEREAS, respondent has, by sworn affidavit, notified the Clerk of Appellate Courts that he is not engaged in the active practice of law and is permanently disabled, and

WHEREAS, charges of unprofessional conduct dated June 19, 2001, have been issued by the Director alleging that respondent represented conflicting interests in a bankruptcy matter and are currently pending, and

WHEREAS, respondent has asserted that he is suffering from physical and psychological disabilities which prevent him from both assisting in his defense of the charges and from competently representing clients, and

WHEREAS, the Director has reviewed documentation of respondent's medical condition submitted on his behalf and believes that a stay of the disciplinary proceedings and transfer to disability inactive status is appropriate under the circumstances, and

WHEREAS, the Director has filed, with this stipulation, a petition for transfer of respondent to disability inactive status pursuant to Rule 28(c), Rules on Lawyers Professional Responsibility (RLPR), and

WHEREAS, respondent has concluded that it is in his best interests to enter into this stipulation.

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

1. Respondent understands that this stipulation will be filed with the Clerk of Appellate Courts and will be of public record, and that all further proceedings will be of public record.
2. The Director and respondent join in recommending that respondent be transferred to disability inactive status without further proceedings.
3. The Director and respondent join in recommending that the pending disciplinary proceedings be stayed until respondent can assist in his defense.
4. Respondent understands and agrees that during the period he is on disability inactive status he may not render legal advice or discuss legal matters with clients.
5. Respondent understands and agrees that upon his filing of a petition for reinstatement to active status, the stay of disciplinary proceedings will automatically be lifted and that a hearing and decision on the pending charges of unprofessional conduct will be required as a pre-condition to reinstatement in addition to the requirements of Rules 28(d) and 18, RLPR.

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

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

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

WHEREFORE, the Director and respondent respectively pray for an order of this Court transferring respondent to disability inactive status, staying the disciplinary proceeding until such time as respondent petitions for reinstatement, and for such other further or different relief as may be just and proper.

Dated: October 3, 2001.



EDWARD J. CLEARY
DIRECTOR OF THE OFFICE OF LAWYERS
PROFESSIONAL RESPONSIBILITY
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Dated: October 3, 2001.



PATRICK R. BURNS
SENIOR ASSISTANT DIRECTOR
Attorney No. 134004

Dated: 10/2, 2001.



MICHAEL B. LEBARON
RESPONDENT
Attorney No. 61554

Dated: 10/2, 2001.



JON S. SWIERZEWSKI
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