

FILE NO. _____

STATE OF MINNESOTA

IN SUPREME COURT

In Re Petition for Disciplinary Action
against LAWRENCE WALTER ULANOWSKI,
a Minnesota Attorney,
Registration No. 316015.

**PETITION FOR
DISCIPLINARY ACTION**

TO THE SUPREME COURT OF THE STATE OF MINNESOTA:

At the direction of a Lawyers Professional Responsibility Board Panel, the Director of the Office of Lawyers Professional Responsibility, hereinafter Director, files this petition.

The above-named attorney, hereinafter respondent, was admitted to practice law in Minnesota on December 20, 2001. Respondent currently practices law in Brainerd, Minnesota.

Respondent has committed the following unprofessional conduct warranting public discipline:

DISCIPLINARY HISTORY

Respondent's history of prior discipline is an April 21, 2008, admonition for improperly conditioning the return of a client file on the client's payment of the cost of copying the file.

FIRST COUNT

Misrepresentations to Court, Frivolous Claim, Conflict of Interest
and Harassment – Hubbard Matter

1. Respondent was personal friends with Krista and Eric Hubbard until the Hubbards' marriage was ending. During this time, respondent assisted one or both of the Hubbards with various legal matters. When the Hubbards purchased property, respondent prepared the necessary paperwork.

2. When the Hubbards wanted to form an entity to own property they were considering purchasing, respondent advised on what type of entity should own real estate, and advised that a limited liability company (LLC) was best. Ultimately, property was purchased. Respondent prepared the paperwork to convert the property from a resort to an association.

3. In October 2007, the Hubbards began a marital dissolution proceeding. The matter was venued in Crow Wing County. Respondent represented Eric.

4. On or about October 29, 2007, Krista's counsel served and filed a temporary motion which, among other things, requested the court to disqualify respondent as counsel for Eric. After a motion hearing on the issue was conducted but before the court ruled, respondent withdrew from representation of Eric.

5. Respondent thereafter resumed representation of Eric.

6. On or about April 1, 2008, Krista's counsel served and filed a motion and supporting paperwork to have respondent disqualified as counsel. Respondent filed responsive paperwork.

7. By order filed July 3, 2008, the court disqualified respondent as counsel for Eric. Respondent then ceased representation of Eric.

8. On or about October 9, 2008, respondent, acting *pro se*, commenced an action against Krista.

9. In the complaint respondent stated, "Plaintiff [respondent] is the attorney of record, **acting on behalf of all property owners** involved with Dellwater Estates, Inc., regarding the subject property located in Beltrami County, Minnesota." This statement was false. One of the property owners involved with Dellwater Estates, Inc. was Krista. Two of the other property owners were Krista's mother and father. Neither Krista nor her parents had authorized respondent to act on their behalf in respondent's lawsuit against Hubbard.

10. Respondent commenced the action to compel Krista to sign a deed. Respondent's lawsuit was frivolous. Respondent had no interest in the property at issue and therefore no standing.

11. Additionally, when respondent had previously represented Eric in the Hubbards' dissolution, respondent had made a motion for this relief, which the court did not grant.

12. Respondent venued his *pro se* action against Krista in Beltrami County. Both Krista and respondent, however, resided in Crow Wing County. The Hubbards' dissolution proceeding was also venued in Crow Wing County.

13. By letter dated November 24, 2008, respondent asked Krista's counsel, Patricia Aanes, to contact respondent about rescheduling the hearing on the request for a change of venue, then scheduled for January 5, 2009.

14. By letter dated November 26, 2008, Krista's counsel replied. Respondent received this letter on December 1, 2008.

15. In a letter to the court the day after respondent received the letter from Krista's counsel, respondent stated, "I contacted opposing counsel by letter dated November 24, 2008, informing her of my scheduling conflict with January 5, 2009. To date, I have not received a response from opposing counsel" This statement was false. Respondent had received a response from opposing counsel the previous day.

16. By letter dated December 16, 2008, respondent stated to Krista's counsel, "I do not represent anyone in this transaction" This statement was inconsistent with respondent's statement in his complaint that he was "acting on behalf of all property owners involved with Dellwood Estates."

17. Krista's counsel served and filed a demand for change of venue to Crow Wing County. By order filed January 29, 2009, the court granted the request to change venue to Crow Wing County.

18. Respondent continued to pursue this action against Krista, now venued in Crow Wing County.

19. Krista's counsel requested the court to dismiss the action. In connection with his opposition to the motion, respondent drafted, served and filed an Affidavit of Veronica Ulanowski (respondent's mother), dated March 25, 2009. The affidavit stated in pertinent part, "I [Veronica Ulanowski] own Unit 3 within the Dellwater Estates

property” This statement was false. In March 2009, that property was owned by Mark and Shelly Tibbets. Respondent had drafted the deed by which Ms. Ulanowski had quit claimed her interest in the property to the Tibbets.

20. By order filed April 21, 2009, the court dismissed respondent’s lawsuit and stated, “The Court finds that the Plaintiff [respondent] does not have standing to bring an action against the Defendant [Krista] since he has no real interest in the property.”

21. On multiple occasions during the matter, respondent made statements to Krista’s counsel that were with no substantial purpose and were harassing and insulting:

- September 22, 2008: “It appears that both you and your client cannot understand”
- December 16, 2008: “It appears that you and your client fail to comprehend”
- January 9, 2009: “It is again apparent that you do not understand” “For some reason something this simple cannot even be understood by you” “It is beyond my understanding why this simple matter cannot be comprehended.”
- February 24, 2009: “Be advised that you may get further in your career by educating yourself on subject matters or, alternatively, not practicing in areas of law which you are not familiar with.”
- March 27, 2009: “It behooves me how something this simple cannot be understood by someone such as yourself.”

22. Respondent’s conduct in the Hubbard matter violated Rules 3.1, 3.3(a)(1), 4.1, 4.4(a), and 8.4(c) and (d), Minnesota Rules of Professional Conduct (MRPC).

SECOND COUNT

Improper Withdrawal – Imgrund Matter

23. In August 2008, Jesse Imgrund retained respondent to represent him in a pending marital dissolution proceeding.

24. When Imgrund retained respondent, Imgrund signed a retainer agreement which required Imgrund to (1) pay a \$2,000 retainer to respondent at the start of representation, (2) replenish the retainer when the retainer balance fell below \$1,000, and (3) replenish the retainer to at least \$4,000 four weeks before trial. Imgrund paid the \$2,000 retainer when he retained respondent.

25. As respondent knew, the Imgrund dissolution and child custody issues were complex. There was a related Child in Need of Protective Services ("CHIPS") proceeding. In February 2005 Imgrund had suffered a mild traumatic brain injury in an automobile accident. As a result, Imgrund suffered from changes in attention, diminished memory, slower speed of mental processing, changes in judgment and decision making, increased distractibility, problems with language expression, problems with comprehension, and "flooding" (becoming easily overwhelmed). Respondent was aware that Imgrund had these problems.

26. By letter dated September 2, 2008, respondent sent a bill to Imgrund in the amount of \$2,199 and told Imgrund that, for respondent to "properly prepare and represent" Imgrund at a September 8, 2008, hearing, Imgrund had to pay the bill and replenish the retainer to \$1,000 by September 5, 2008. Respondent appeared at the September 8 hearing.

27. On September 17, 2008, Imgrund paid \$3,199 to respondent.

28. By letter dated October 1, 2008, respondent told Imgrund that for respondent to appear at a hearing scheduled for October 27, 2008, Imgrund had to pay the outstanding bill and replenish the retainer to \$3,000 by October 24, 2008. The requested retainer amount exceeded the amount required by the retainer agreement. Respondent's letter also stated that at least four weeks before the January 8, 2009, trial date (i.e., by December 11, 2008), Imgrund had to pay to respondent the outstanding balance of the bill at that time, and replenish the retainer to \$5,000. Respondent stated, "Due to the complexity of your custody matter a larger retainer is requested for the upcoming months as I prepare for upcoming hearings and trail [sic] preparation."

29. On October 13, 2008, Imgrund's mother paid \$7,545.52 to respondent. On October 24, 2008, Imgrund's mother paid \$2,000 to respondent.

30. On November 14, 2008, Imgrund paid \$3,000 to respondent.

31. By letter dated December 2, 2008, respondent told Imgrund to pay the outstanding bill and to replenish the retainer to \$15,000 by December 15, 2008.

32. By letter dated December 9, 2008, respondent again told Imgrund to pay the outstanding bill and to replenish the retainer to \$15,000 on or before December 15, 2008.

33. By email dated December 12, 2008, respondent's paralegal asked Imgrund, "Can you get some money to us today?"

34. On or about December 12, 2008, Imgrund paid to respondent \$3,000. As of that date, Imgrund (directly or with his mother's assistance) had paid more than \$20,000 to respondent.

35. Respondent appeared at the December 15 hearing.

36. During a December 15, 2008, conversation, and confirmed in a December 16, 2008, letter from respondent to Imgrund and in a December 16, 2008, email from respondent's paralegal to Imgrund, respondent told Imgrund that respondent would withdraw from representation unless: (1) Imgrund paid \$4,000 on or before December 19, 2008; (2) Imgrund's parents listed 40 acres of property they owned in or around Bemidji, Minnesota, as collateral for the remaining balance; and (3) the remaining balance was paid by December 31, 2008. Respondent also told Imgrund that Imgrund had to confirm this arrangement on or before December 17, 2008, or respondent would withdraw from representation.

37. Through a December 18, 2008, email from respondent's assistant to Imgrund, respondent reminded Imgrund to confirm the payment plan that same day or else respondent would withdraw from representation.

38. On December 19, 2008, respondent withdrew from representation. Trial was scheduled to begin on January 8, 2009.

39. Imgrund proceeded *pro se* at the trial. The trial lasted four days. Imgrund received a result unfavorable to him.

40. Respondent's conduct in the Imgrund matter violated Rule 1.16(d), MRPC.

THIRD COUNT

Improper Threat of Criminal Prosecution - Nepper Matter

41. In or about December 2006, respondent's firm began to represent Jenna Nepper in a marital dissolution proceeding. Although an associate in respondent's firm had primary responsibility for representation, respondent was involved in the representation and provided legal advice on multiple issues.

42. After representation ended, Nepper made statements about respondent's personal conduct outside the practice of law and unrelated to either respondent's representation of Nepper or respondent's claim for fees Nepper allegedly owed.

43. By letter dated November 18, 2008, to Nepper's counsel in the fee dispute, respondent stated:

I would like to see if your client is willing to resolve the outstanding legal bill that she has with my firm that is now in excess of \$40,000.00. Please be aware that \$30,000.00 is her outstanding legal bill and approximately \$10,000.00 has been accrued since the Rule 68 Offer of Judgment as the Rule has changed effective July 1, 2008. If your client does not agree to pay me the \$40,000.00 owed for legal fees and retract from all sources her statements about me and more specifically about my children, I will consult with counsel about pursuing criminal charges against Ms. Nepper. Please be aware that I need a response by November 26, 2008 or I will assume that no response means no acceptance and I will proceed forward on the criminal charges against your client.

The statements to which respondent referred were unrelated to respondent's prior representation of Nepper and were unrelated to the fee dispute. Respondent's statement was therefore made for no substantial purpose and was harassing and burdensome.

44. Respondent's conduct in the Nepper matter violated Rule 4.4, MRPC.

FOURTH COUNT

Do Not Work List

45. Respondent instituted for his firm a "Do Not Work" policy. Clients who were delinquent on their bills, or who had not replenished their retainers, would be put on a list. At respondent's instruction, lawyers and non-lawyers in respondent's firm were not to work on these clients' active matters until the delinquency was rectified. As a result, in some instances client matters were not handled, regardless of whether there was imminent work to be done.

46. Respondent's institution and implementation of "do not work" lists violated Rules 1.3, 5.1(c), and 5.3(c), MRPC.

FIFTH COUNT

Misrepresentations and Non-Cooperation During Disciplinary Investigation

47. On August 21, 2008, the Director mailed to respondent notice of investigation of a complaint Nepper filed against respondent. The notice requested respondent to provide his complete written response within 14 days of the date of the notice.

48. By letter dated August 29, 2008, respondent requested an extension of approximately 6 to 12 months of the time in which to respond to Nepper's complaint.

49. By letter dated September 3, 2008, the Director advised respondent that respondent's request for an extension was not acceptable, and requested respondent to respond as requested in the notice of investigation of Nepper's complaint.

50. On September 3 and 4, 2008, an Assistant Director spoke by telephone with respondent. Respondent requested further explanation of why the Director declined to grant a 6 to 12 month extension of the time for respondent to respond to the complaint regarding the Nepper matter and requested that, if this extension would not be granted, a 30-day extension be granted to respondent.

51. By letter dated September 8, 2008, the Director provided to respondent additional explanation of why the Director would not agree to an extension of at least six months of the time for respondent to respond to the complaint regarding the Nepper

matter and agreed to a 30-day extension from that date. As a result, respondent's response was due on October 8, 2008. On October 8, 2008, respondent provided his response to Nepper's complaint.

52. On January 8, 2009, the Director mailed to respondent notice of investigation of a complaint filed by Krista Hubbard. The notice requested respondent to provide, among other things, **"a copy of all court orders relevant to this issue [regarding an alleged conflict of interest.]"** (Bold in original.) Respondent failed to respond.

53. By letter dated January 23, 2009, the Director advised respondent that the Director had not received any of the information or documents requested in the notice of investigation of the Hubbard complaint and requested respondent to provide at that time the requested information and documents. By letter dated January 28, 2009, respondent provided a response to the notice of investigation.

54. By letter dated January 30, 2009, the Director advised respondent that although his response in the Hubbard matter referenced a court order on the issue of the conflict of interest and enclosed a copy of a quit claim deed, no court orders were enclosed with respondent's January 28 letter. Therefore, the Director's January 30 letter again requested respondent to provide the court orders requested in the notice of investigation. That January 30 letter also requested respondent to (1) provide a copy of each document, including but not limited to pleadings, affidavits, letters and emails, served and/or filed in connection with the conflict of interest issue, (2) identify each matter on which respondent had represented Ms. Hubbard, and (3) for each such matter, state the date representation began, state the date representation ended, describe in detail the nature of the representation, and describe in detail the issue(s) involved in the representation. The Director's January 30 letter requested respondent to provide the requested information and documents no later February 13, 2009. Respondent failed to do so.

55. On January 30, 2009, the Director mailed to respondent notice of investigation of a complaint filed by Sergeant Trent MacDonald, Maple Grove Police

Department. The notice requested respondent to provide his complete written response to the complaint within 14 days of the notice. Respondent failed to respond.

56. By letter dated February 18, 2009, the Director advised respondent that the Director had received none of the information or documents requested in the Director's January 30 letter regarding the Hubbard matter and requested respondent to provide at that time the information and documents requested in that January 30 letter.

57. By letter received by the Director on February 23, 2009 (dated February 18, 2009, but postmarked February 19, 2009), respondent claimed dissatisfaction with the Director's handling of a matter involving a different lawyer and stated, "I do not see fit at this time to provide you with any responses" to the Director's requests for information and documents because he was dissatisfied with the Director's handling of a complaint that respondent had filed against a different lawyer.

58. By letter dated February 24, 2009, the Director advised respondent that dissatisfaction with the handling of a matter involving a different lawyer is not a basis to refuse to provide requested information or documents, advised respondent that the Rules of Professional Conduct and the Rules on Lawyers Professional Responsibility require respondent to provide requested information and documents, and requested respondent to provide at that time (1) the complete written response requested in the notice of investigation of the MacDonald complaint and (2) the information and documents requested in the Director's January 30, 2009, letter regarding the Hubbard matter. Respondent failed to do so.

59. On February 27, 2009, the Director received a letter from respondent dated February 25, 2009, in which respondent reiterated that he would not provide the requested information and documents until certain unrelated conditions set forth by respondent were met.

60. By letter dated March 4, 2009, the Director again advised respondent that he was required to provide requested information and documents. Additionally, enclosed with that March 4 letter to respondent was a copy of a February 25, 2009, letter from Hubbard to the Director, including a copy of the complaint in *Lawrence W.*

Ulanowski v. Krista Hubbard. The Director's March 4 letter requested respondent to (1) provide all of the information and documents requested in the Director's January 30 letter regarding the Hubbard matter, none of which had been provided, (2) state in detail the basis of the statement quoted in that February 25 letter and (3) provide all documents that evidenced, supported, memorialized, or referred or related in any way to, that statement.

61. On March 5, 2009, the Director received a letter from respondent dated March 3, 2009, in which respondent stated that he would "provide an answer on the MacDonald, Seelye, and Hubbard matters, however, I am asking for an extension of time, specifically a fifteen month extension"

62. By letter dated March 10, 2009, the Director advised respondent that the requested extension was denied and requested respondent to provide the previously requested information and documents that respondent had not provided.

63. On March 11, 2009, the Director received from respondent a letter dated March 10, 2009. With that letter respondent provided the court order originally requested in the January 8, 2009, notice of investigation of the Hubbard matter. Respondent's March 10 letter did not, however, provide any of the information or documents first requested in the Director's January 30 letter and did not provide any of the information or documents requested in the Director's March 4, 2009, letter regarding the Hubbard matter.

64. On March 11, 2009, the Director received from respondent a letter dated March 9, 2009, in which respondent provided his response to the MacDonald complaint. In that letter, respondent referenced a Maple Grove police officer and stated:

- "Officer Stuart is again displaying his lack of intelligence and understanding"
- "Officer Stuart . . . obviously does not understand what is taking place in this matter."
- "Officer Stuart is again making false statements"

- “Another false statement by Officer Stuart”

65. By letter dated March 13, 2009, the Director requested respondent to provide at that time the information and documents which had been previously requested in the Director’s January 30 and March 4 letters regarding the Hubbard matter, but which respondent had not yet provided.

66. By letter dated March 25, 2009, respondent requested the Director to identify all information or documents that the Director had requested previously but which respondent had not yet provided.

67. By letter dated March 26, 2009, respondent provided some, but not all, of the information that the Director had requested previously regarding the Hubbard matter but which respondent had not yet provided.

68. By letter dated March 31, 2009, the Director (1) identified the information and documents that the Director had previously requested respondent to provide regarding the Hubbard matter but which respondent had not yet provided, (2) requested respondent to provide this information and documentation regarding the Hubbard matter that had been requested previously, and (3) requested respondent to provide the “enclosed affidavits” referenced in respondent’s March 26, 2009, letter regarding the Hubbard matter.

69. By letter dated April 14, 2009, respondent provided the remaining information and documents regarding the Hubbard matter that the Director had requested previously.

70. On April 17, 2009, the Director mailed to respondent notice of investigation of a complaint filed by Anne Swanson. The notice requested respondent to provide his complete response to the complaint within 14 days of the date of the notice. Respondent failed to do so.

71. By letter dated May 4, 2009, the Director advised respondent that the Director had received no response from respondent to the Swanson complaint and requested respondent to provide at that time the complete written response requested in the notice of investigation.

72. By letter dated May 8, 2009, respondent provided his response to the Swanson complaint.

73. Among other things, the complaint from Swanson alleged that respondent had sent some delinquent bills to Mid-State Collection Agency ("Mid-State") for collection, and Mid-State had terminated its work with respondent. In his May 4 response respondent stated, "they [Mid-State] did not drop me. I withdrew with [sic] the clients I had been working on." This statement was false. Mid-State had terminated its relationship with respondent.

74. The complaint from Swanson also alleged that respondent had a list of clients on whose matters staff was not to work because of alleged delinquencies on payments to respondent. Respondent's May 8, 2009, letter in response did not address this allegation.

75. By letter dated May 14, 2009, the Director requested respondent to (1) respond to the allegation respondent had a list of matters on which respondent instructed staff not to work and (2) provide copies of any such lists.

76. By letter dated June 11, 2009, respondent stated to the Director, "I do not have a list of people, contrary to your belief or Anne Swanson's statement of clients in which we are not to work on. * * * In addition, I have never put any list in writing, thus, I am not able to provide you an alleged list that Anne Swanson refers." These statements were false. Respondent had instituted such a policy, and multiple lists of clients on whose matters work was not to be performed were generated and maintained.

77. In his May 8 letter in response to the Swanson complaint, respondent also stated that his client Natalie Bentz had failed to provide information necessary for respondent's law firm to complete the paperwork necessary to file a bankruptcy petition and schedules on her behalf. The Director's May 14 letter requested respondent to identify that information.

78. Respondent replied to the Director's May 14 letter by letter dated May 28, 2009. Respondent's May 28 letter, however, did not address this issue.

79. By letter dated June 1, 2009, the Director again requested respondent to provide the information respondent claimed Bentz had failed to provide. Respondent replied by letter dated June 11, 2009. Respondent's June 11, 2009, letter, however, did not identify any such information.

80. By letter dated June 15, 2009, the Director requested respondent to provide no later than June 29, 2009, the information and documents requested in that letter regarding the Nepper matter. Respondent failed to respond.

81. By letter dated June 18, 2009, the Director advised respondent that respondent still had not provided the information respondent claimed that Bentz had failed to provide to respondent.

82. By letter dated June 26, 2009, the Director requested respondent to provide no later than July 10, 2009, the information and documents requested in that letter regarding the Nepper matter. Respondent failed to respond.

83. By letter dated July 7, 2009, the Director advised respondent that the Director had received no response to the Director's June 15 letter regarding the Nepper matter and requested respondent to provide at that time the information and documents requested in that June 15 letter. Respondent failed to respond.

84. By letter dated July 8, 2009, respondent provided the information regarding his client Bentz first requested in the Director's May 14, 2009, letter.

85. By letter dated July 13, 2009, the Director advised respondent that the Director had received no response to the Director's June 26 letter regarding the Nepper matter and requested respondent to provide at that time the information and documents requested in that June 26 letter. Respondent failed to respond.

86. By letter dated July 15, 2009, the Director advised respondent that the Director had received no response to the Director's June 15 and July 7, 2009, letters regarding the Nepper matter and requested respondent to provide at that time the information requested in that June 15 letter.

87. By letter received in the Director's Office on July 16, 2009, but dated July 14, 2009, respondent provided information requested in the Director's June 15 letter regarding the Nepper matter.

88. By letter dated July 21, 2009, the Director advised respondent that the Director had received no response to the Director's June 26 and July 13, 2009, letters regarding the Nepper matter and requested respondent to provide at that time the information and documents requested in that June 26 letter.

89. By letter dated July 22, 2009, respondent provided information requested in the Director's June 26 letter regarding the Nepper matter.

90. By letter dated July 24, 2009, the Director advised respondent that the enclosures referenced in respondent's July 22, 2009, letter regarding the Nepper matter were, in fact, not enclosed with that July 22 letter and requested respondent to provide the referenced enclosures at that time. Respondent failed to respond.

91. By letter dated August 3, 2009, the Director advised respondent that the Director had received no response to the Director's July 24, 2009, letter regarding the Nepper matter and requested respondent to provide at that time the documents requested in that July 24 letter.

92. By letter dated August 5, 2009, respondent provided the documents requested in the Director's July 24, 2009, letter regarding the Nepper matter.

93. By letter dated August 19, 2009, the Director (1) provided to respondent information and documents regarding the Hubbard matter which created a basis for a reasonable belief that respondent had created and submitted false evidence to a tribunal and (2) requested respondent to provide no later than September 2, 2009, the information and documents requested in that letter. Respondent failed to respond.

94. By letter dated September 4, 2009, the Director advised respondent that the Director had received no response to the Director's August 19, 2009, letter regarding the Hubbard matter and requested respondent to provide at that time the information and documents requested in that August 19 letter. Respondent failed to respond.

95. By letter dated September 11, 2009, the Director advised respondent that the Director had received no response to the Director's August 19 and September 4, 2009, letters regarding the Hubbard matter and again requested respondent to provide the information and documents requested in that August 19 letter. By letter dated September 17, 2009, but postmarked September 21, 2009, respondent provided some of the information, and none of the documents, requested in the Director's August 19 letter.

96. By letter dated September 30, 2009, the Director outlined for respondent the outstanding allegations against respondent, invited respondent to contact an Assistant Director when respondent received that letter to schedule an in-person meeting, and requested respondent to provide within three weeks of the date of that letter any additional information or comments he wished to provide about the outstanding allegations.

97. By letter dated October 19, 2009, respondent expressed dissatisfaction with the assigned Assistant Director's handling of the matter and stated that he would not respond to any letters signed by the assigned Assistant Director, including that September 30 letter, and requested the matter be assigned to a different Assistant Director.

98. By letter dated October 23, 2009, the Director advised respondent that the matter would not be reassigned, reminded respondent that the Minnesota Rules of Professional Conduct and the Rules on Lawyers Professional Responsibility (RLPR) require respondent to respond to the requests from the Director, urged respondent to comply with his duty to cooperate, and requested respondent to provide any response he wished to provide to the Director's September 30, 2009, letter within ten (10) days.

99. By letter dated October 29, 2009, respondent again requested the Director to reassign the matter. Respondent's October 29 letter did not respond substantively to the Director's September 30, 2009, letter.

100. By letter dated November 2, 2009, the Director advised respondent that the matter would not be reassigned and urged respondent to cooperate with the disciplinary system.

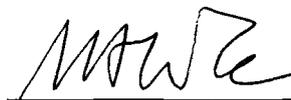
101. By letter dated November 10, 2009, respondent again requested the Director to reassign the matter. Respondent's November 10 letter did not respond substantively to the Director's September 30, 2009, letter.

102. By letter dated November 17, 2009, the Director advised respondent that the matter would not be reassigned and urged respondent to cooperate fully.

103. Respondent's conduct during the disciplinary investigation violated Rules 8.1(b) and 8.4(c) and (d), MRPC, and Rule 25, RLPR.

WHEREFORE, the Director respectfully prays for an order of this Court suspending respondent from the practice of law and imposing otherwise appropriate discipline, awarding costs and disbursements pursuant to the Rules on Lawyers Professional Responsibility, and for such other, further or different relief as may be just and proper.

Dated: March 30, 2010.



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