

FILE NO. A11-0224  
STATE OF MINNESOTA  
IN SUPREME COURT

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In Re Petition for Disciplinary Action  
against TERRY M. FITZPATRICK WALCOTT,  
a Minnesota Attorney,  
Registration No. 213688.  
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STIPULATION  
FOR DISBARMENT

THIS STIPULATION is entered into by and between Martin A. Cole, Director of the Office of Lawyers Professional Responsibility, hereinafter Director, and Terry M. Fitzpatrick Walcott, 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 certain rights pursuant to Rule 12(d), Rules on Lawyers Professional Responsibility (RLPR). Respondent waives those rights and agrees to the Court's immediate issuance of an order for reciprocal discipline consistent with this stipulation. Respondent hereby admits service of the petition for reciprocal discipline.

2. Respondent unconditionally admits the allegations of the petition which may be summarized as follows: On October 29, 2009, the Florida Supreme Court disbarred respondent from the practice of law in Florida. *The Florida Bar v. Walcott*, 22 So.3d 69 (Fla. 2009). Respondent's disbarment was based upon respondent's misappropriation of client funds and other misconduct in violation of Rules 4-1.5(f)(5), 4-1.15, and 4-8.4(c) of the Florida Rules of Professional Conduct, and Rules 5-1.1(a)(1), 5-1.1(b), 5 1.1(e), 5 1.1(f), and 5-1.2(b) of the Florida Rules Regulating Trust Accounts.

3. Respondent understands that by entering into this stipulation, the Director is not making any representations as to the sanction the Court will impose.

4. The Director and respondent join in recommending that reciprocal discipline of disbarment is appropriate. Respondent shall comply with the conditions set forth in the Florida Supreme Court's October 29, 2009, opinion. Respondent shall pay to the Director costs in the amount of \$900 pursuant to Rule 24(d), RLPR, and comply with Rule 26, RLPR.

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

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

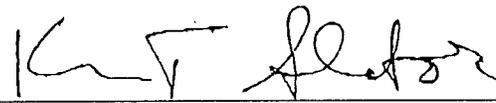
7. Respondent has been advised of the right to be represented herein by an attorney but has freely chosen to appear *pro se*.

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

Dated: May 1, 2013.

  
MARTIN A. COLE  
DIRECTOR OF THE OFFICE OF LAWYERS  
PROFESSIONAL RESPONSIBILITY  
Attorney No. 148416  
1500 Landmark Towers  
345 St. Peter Street  
St. Paul, MN 55102-1218  
(651) 296-3952

Dated: May 1, 2013.

  
KEVIN T. SLATOR  
SENIOR ASSISTANT DIRECTOR  
Attorney No. 204584

Dated: May 3, 2013.

  
TERRY M. FITZPATRICK WALCOTT  
RESPONDENT  
Attorney No. 213688  
1841 Winding Ridge Circle SE  
Palm Bay, FL 32909-2316  
(321) 482-8000