

FILE NOS. A12-1002 AND A12-1830

STATE OF MINNESOTA

IN SUPREME COURT

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In Re Petition for Disciplinary Action  
against VINCENT FRANCIS WATERS,  
a Minnesota Attorney,  
Registration No. 225964.  
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**AMENDED STIPULATION FOR  
DISPENSING WITH PANEL  
PROCEEDINGS, FOR FILING  
PETITION FOR DISCIPLINARY  
ACTION, FOR DISCIPLINE,  
AND FOR REINSTATEMENT**

THIS STIPULATION is entered into by and between Martin A. Cole, Director of the Office of Lawyers Professional Responsibility, hereinafter Director, and Vincent Francis Waters, 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. By order filed on July 27, 2012, respondent was suspended from the practice of law for 30 days, effective 14 days from the date of that order.
2. Respondent has served and filed an affidavit seeking reinstatement.
3. 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 reaffirms his agreement in the original stipulation filed October 12, 2012, to the previous filing of the petition for disciplinary action, hereinafter petition, in the Minnesota Supreme Court.
4. Respondent understands that this matter is of public record.

5. 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.

6. Respondent waives the right to answer and unconditionally admits the allegations of the petition.

7. 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.

8. The Director does not object to respondent's reinstatement at this time.

9. The Director and respondent join in recommending that the appropriate discipline is a public reprimand and placement on unsupervised probation. The Director and respondent also join in recommending that respondent be reinstated to the practice of law and that upon reinstatement respondent shall be placed on unsupervised probation for three years on the following terms and conditions:

a. 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 provide to the Director a current mailing address and shall immediately notify the Director of any change of address. Respondent shall cooperate with the Director's investigation of any allegations of unprofessional conduct which 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.

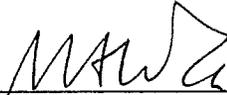
b. Respondent shall abide by the Minnesota Rules of Professional Conduct.

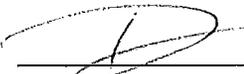
10. This stipulation is entered into by respondent freely and voluntarily, without any coercion, duress or representations by any person except as contained herein.

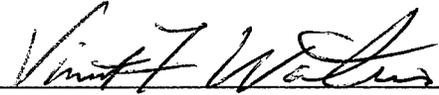
11. Respondent hereby acknowledges receipt of a copy of this stipulation.

12. 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: Oct. 25, 2012.   
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: October 25, 2012.   
TIMOTHY M. BURKE  
SENIOR ASSISTANT DIRECTOR  
Attorney No. 19248x

Dated: \_\_\_\_\_, 2012.   
VINCENT FRANCIS WATERS  
RESPONDENT

Dated: Oct 29, 2012.   
EDWARD F. KAUTZER  
ATTORNEY FOR RESPONDENT  
Attorney No. 54112  
Suite 313, Spruce Tree Centre  
1600 University Avenue West  
St. Paul, MN 55104-3829  
(651) 645-9359