

FILE NO. _____

STATE OF MINNESOTA

IN SUPREME COURT

In Re Petition for Disciplinary Action
against DARCY A. WEILER,
a Minnesota Attorney,
Registration No. 147254.

**PETITION FOR
DISCIPLINARY ACTION**

TO THE SUPREME COURT OF THE STATE OF MINNESOTA:

The Director of the Office of Lawyers Professional Responsibility, hereinafter Director, files this petition upon the parties' agreement pursuant to Rules 10(a) and 12(a), Rules on Lawyers Professional Responsibility. The Director alleges:

The above-named attorney, hereinafter respondent, was admitted to practice law in Minnesota on May 6, 1983. Respondent's license to practice law is not currently active in that she has elected voluntary restricted status under the Rules of the Minnesota State Board of Continuing Legal Education and is not current in payment of the annual lawyer registration fee.

Respondent has committed the following unprofessional conduct warranting public discipline:

FIRST COUNT

1. Respondent was employed as a closing agent by Title and Closings, Inc. (TCI) from 1999 through July 2011.

2. On December 17, 2013, respondent was charged by Information in United States District Court with knowingly and willfully making a materially false, fictitious, and fraudulent statement to an agent of the United States Postal Inspection Service. Specifically, respondent was charged with falsely telling Postal Inspection agents that she was unaware that property sellers in matters that she closed while employed at TCI were participating in a program where the buyers of the real estate had an agreement

with the sellers whereby the buyers were to remain in the homes that were sold and to buy them back later.

3. Rule 19(a), RLPR, provides, in relevant part:

Criminal Conviction. A lawyer's criminal conviction in any American jurisdiction, even if upon a plea of nolo contendere or subject to appellate review, is, in proceedings under these Rules, conclusive evidence that the lawyer committed the conduct for which the lawyer was convicted.

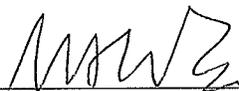
4. On March 4, 2014, respondent pled guilty to the crimes charged in the Information.

5. On July 28, 2014, respondent was sentenced to serve one year of probation and ordered to pay a \$2,000 fine.

6. Respondent's conduct violated Rule 8.4(b) and (c), Minnesota Rules of Professional Conduct.

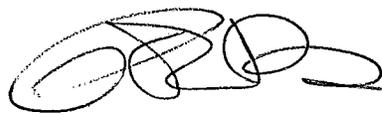
WHEREFORE, the Director respectfully prays for an order of this Court imposing appropriate discipline, awarding costs and disbursements pursuant to the Rules on Lawyers Professional Responsibility, and for such other, further or different relief as may be just and proper.

Dated: November 24, 2014.



MARTIN A. COLE
DIRECTOR OF THE OFFICE OF LAWYERS
PROFESSIONAL RESPONSIBILITY
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and



PATRICK R. BURNS
FIRST ASSISTANT DIRECTOR
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