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LAWYERS PROF. RESP. OFFICE

STATE OF MINNESOTA
IN SUPREME COURT

C3-90-1404

In Re Petition for Disciplinary Action
against H. Kent Rudeen, an Attorney
at Law of the State of Minnesota.

ORDER

WHEREAS, the Director of the Office of Lawyers Professional Responsibility has filed a petition for disciplinary action alleging that respondent H. Kent Rudeen while on supervised probation, violated the terms of his probation by failing to timely file 1993 individual federal and state income tax returns and by failing to cooperate with the Director's office in its investigation of the tax filing matters; and

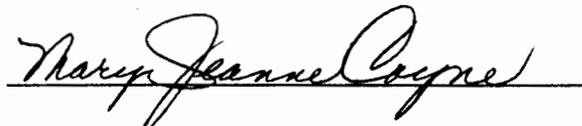
WHEREAS, the respondent has admitted the allegations of the petition, has submitted evidence to the Director that his 1993 and 1994 federal and state individual income tax returns have been filed, although not in a timely manner; has submitted certain evidence to the Director in mitigation which the Director admits a fact-finder could determine was a contributing factor to respondent's late filing and noncooperation; and has entered into a stipulation with the Director by which they jointly recommend a public reprimand and a 2-year extension of his current supervised probation on the same terms and conditions previously imposed by this court in its reinstatement order of October 23, 1991, with the exception of paragraphs 4 and 5, which the Director agrees may be waived; and

WHEREAS, this court has independently reviewed the record and agrees that the conduct admitted to by respondent warrants the agreed to discipline;

IT IS HEREBY ORDERED that respondent H. Kent Rudeen is publicly reprimanded and his current supervised probation is extended for a period of 2 years upon the same terms and conditions set out in paragraphs 1 through 3 of his reinstatement order of October 23, 1991, In Re Disciplinary Action Against Rudeen, 476 N.W.2d 779 (Minn. 1991).

Dated: *October 3, 1995*

BY THE COURT:

A handwritten signature in cursive script, reading "Mary Jeanne Coyne", written over a horizontal line.

Mary Jeanne Coyne
Associate Justice

PAGE, Justice (dissenting).

I respectfully dissent. Given Mr. Rudeen's disciplinary history, I believe that the conduct giving rise to the instant petition for disciplinary action warrants a suspension from the practice of law.