

STATE OF MINNESOTA

IN SUPREME COURT

SUPREME COURT
FILED

JUL 18 1981

JOHN McCARTHY,
CLERK

ORDER REPEALING
RULE 6(C), RULES ON
LAWYERS PROFESSIONAL
RESPONSIBILITY

WHEREAS, the Director of Lawyers Professional Responsibility has recommended the repeal of Rule 6(c), Rules on Lawyers Professional Responsibility, to avoid inconsistency between statutory authority and the Rules on Lawyers Professional Responsibility, and

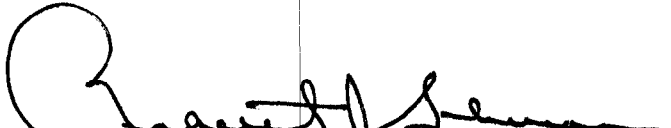
WHEREAS, this Court has carefully considered the Director's recommendation, and is fully advised of the implications thereof,

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. Rule 6(c), Rules on Lawyers Professional Responsibility, is hereby repealed effective July 1, 1981.
2. The Director of Lawyers Professional Responsibility is authorized to cooperate with the Attorney General in completing the review process in any review commenced under Rule 6(c) prior to July 1, 1981.

Dated: 6/30/81, 1981.

BY THE COURT:


Robert J. Sheran
Chief Justice

MEMORANDUM

Upon approval of Minn. Stat. §481.15, Sub. 3, the Court, by November 1, 1976 Order, adopted Rule 6(c), Rules on Lawyers Professional Responsibility, which provides:

"Attorney General. The Director shall notify the Attorney General of each complaint made to him or reported to him by a District Chairman. The Director shall inform each complainant that if he is not satisfied with the disposition made by the Director, he may take his complaint to the Attorney General. Unless otherwise directed by this Court, the Director may allow the Attorney General access to files, records, and proceedings of the District Committees, the Board, and the Director, subject to the Attorney General's agreement to keep them confidential as provided in Rule 20(a). Upon petition by the Attorney General, a Panel may make any disposition specified in Rule 9(e). Upon appeal by the Attorney General, this Court may direct the Panel to make any disposition specified in Rule 9(e) or may take any other action as the interests of justice may require."

Since Minn. Stat. §481.15, Sub. 3, has been repealed, effective July 1, 1981, Rule 6(c), if it remains in effect, will be inconsistent with that repeal. The Court has made an independent examination of this matter and has determined that Rule 6(c) should be repealed effective July 1, 1981.

The Director should have continuing authority, however, to cooperate with any investigations initiated by the Attorney General pursuant to Rule 6(c) prior to July 1, 1981. This will enable the Attorney General to complete his responsibilities concerning files transmitted him pursuant to Rule 6(c) prior to July 1, 1981.