

STATE OF MINNESOTA

IN SUPREME COURT

46994

Amendments to Minnesota Rules on
Lawyers Professional Responsibility

Order Amending Rule 19

The above entitled matter comes before the court on the petition of the Lawyers Professional Responsibility Board dated June 5, 1979, seeking among other things an order amending Rule 19, Rules on Lawyers Professional Responsibility.

IT IS ORDERED that the petition as to Rule 19 be and the same is hereby granted.

Accordingly Rule 19 is amended to provide as follows:

"RULE 19. EFFECT OF PREVIOUS PROCEEDINGS

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

(b) Disciplinary proceedings.

(1) Conduct previously considered. Proceedings under these Rules may be based upon conduct considered in previous lawyer disciplinary proceedings of any jurisdiction, even if it was determined in the previous proceedings that discipline was not warranted or that the proceedings should be discontinued after the lawyer's compliance with conditions.

(2) Previous finding. A finding by a Panel or equivalent or by a court in the previous proceedings that a lawyer committed conduct warranting a warning, reprimand, probation,

SUPREME COURT
FILED

JAN 13 1981

JOHN McCARTHY,
CLERK

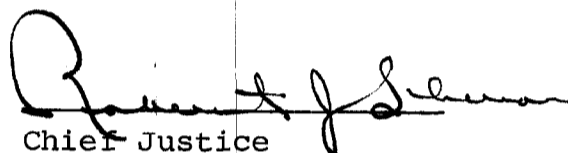
suspension, disbarment, or equivalent is, in proceedings under these Rules, prima facie evidence that he committed the conduct.

(3) Previous disposition. The fact that the lawyer received a warning directed by a Panel or equivalent, reprimand, probation, suspension, disbarment, or equivalent in the previous proceedings is admissible in evidence in proceedings under these Rules.

(c) Stipulation. Unless the referee or this Court otherwise directs or the stipulation otherwise provides, a stipulation before a Panel remains in effect at subsequent proceedings regarding the same matter before the referee or this Court."

Dated: January 12, 1981.

BY ORDER OF THE COURT


Chief Justice