

**FILED**

February 11, 2025

**OFFICE OF  
APPELLATE COURTS**

STATE OF MINNESOTA

IN SUPREME COURT

A24-1566

In re Petition for Disciplinary Action against  
Patrick M. Kennedy, a Minnesota Attorney,  
Registration No. 0400857.

O R D E R

The Director of the Office of Lawyers Professional Responsibility has filed a petition for disciplinary action alleging that respondent Patrick M. Kennedy has committed professional misconduct warranting public discipline—namely, failing to supplement his client’s discovery responses and making false statements regarding the existence and location of funds that potentially belonged to a protected person and that were the subject of ongoing litigation. *See* Minn. R. Prof. Conduct 3.4(d), 4.1, 8.4(c), 8.4(d).

Respondent and the Director have entered into a stipulation for discipline. In it, respondent waives his procedural rights under Rule 14, Rules on Lawyers Professional Responsibility (RLPR), waives his right to answer, and unconditionally admits the allegations in the petition, except for one allegation in one paragraph of the petition. The parties jointly recommended that the appropriate discipline is a public reprimand and two years of supervised probation. The stipulation for discipline states that the reasons for

recommending a public reprimand, and not a short suspension, include respondent's inexperience practicing law when the misconduct occurred and his remorse.

The court has independently reviewed the file and approves the jointly recommended disposition.

Based upon all the files, records, and proceedings herein,

IT IS HEREBY ORDERED THAT:

1. Respondent Patrick M. Kennedy is publicly reprimanded.
2. Respondent must pay \$900 in costs under Rule 24(a), RLPR.
3. Respondent is placed on probation for a period of 2 years, subject to the

following terms and conditions:

- a. Respondent must abide by the Minnesota Rules of Professional Conduct.
- b. Respondent must cooperate fully with the Director's Office in its efforts to monitor compliance with this probation. Respondent must promptly respond to the Director's correspondence by its due date. Respondent must provide to the Director a current mailing address and must immediately notify the Director of any change of address. Respondent must cooperate with the Director's investigation of any allegations of unprofessional conduct that may come to the Director's attention. Upon the Director's request, respondent must provide authorization for release of information and documentation to verify compliance with the terms of this probation.
- c. Respondent must be supervised by a licensed Minnesota attorney experienced in civil litigation, appointed by the Director to monitor compliance with the terms of this probation. Respondent must provide the Director with the names of four attorneys who have agreed to be nominated as respondent's supervisor within two weeks from the date of this order. If, after diligent effort, respondent is unable to locate a supervisor acceptable to the Director, the Director will seek to appoint a supervisor. Until a supervisor has signed a consent to supervise, respondent must, on the first day of each month, provide the Director with an inventory of active client files described in paragraph (d) below. Respondent must make active client files available to the Director upon request.

d. Respondent must cooperate fully with the supervisor in the supervisor's efforts to monitor compliance with this probation. Respondent must contact the supervisor and schedule a minimum of one in-person meeting per calendar quarter. Respondent shall discuss with the supervisor compliance with probation, any relevant discovery challenges, and procedures for resolving discovery disputes. Respondent may communicate with the supervisor at any time about any subject related to respondent's practice. Respondent must submit to the supervisor an inventory of all active client files by the first day of each month during the probation. With respect to each active file, the inventory must disclose the client name, type of representation, date opened, most recent activity, next anticipated action, date of any discovery served on respondent's client, date of all responses to discovery, and anticipated closing date. Respondent's supervisor must file written reports with the Director at least quarterly, or at such more frequent intervals as may reasonably be requested by the Director.

e. Respondent must initiate and maintain office procedures ensuring that there are prompt responses to any discovery served on any of respondent's clients and that discovery responses are updated as required by the applicable rules of procedure.

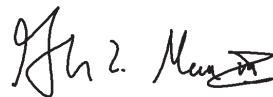
f. Within 30 days from the date of this order, respondent must provide to the Director and to the probation supervisor, once one has been appointed, a written plan outlining office procedures designed to ensure that respondent is in compliance with probation requirements. Respondent must provide progress reports as requested.

g. For each year of probation, respondent must complete a minimum of 3.0 continuing legal education (CLE) credits in the subject of ethics and professional responsibility and a minimum of 6.0 CLE credits in the subject of civil litigation. Respondent must, at least quarterly, enter his CLE credits into the OASIS system and provide a report of CLE's attended to his supervisor or, if unable to locate a supervisor, to the Director.

h. If sanctioned related to his conduct in discovery, respondent must notify the Director and must provide the Director with a copy of the order for sanctions within 10 days after the order is filed.

Dated: February 11, 2025

BY THE COURT:

A handwritten signature in black ink, appearing to read "Gordon L. Moore, III". The signature is stylized and includes a flourish at the end.

Gordon L. Moore, III  
Associate Justice