FILED
January 3, 2024
OFFICE OF
APPELLATE COURTS

STATE OF MINNESOTA

IN SUPREME COURT

A23-1615

In re Petition for Disciplinary Action against
Catherine A. McEnroe, a Minnesota Attorney,
Registration No. 0219587.

O R D E R

The Director of the Office of Lawyers Professional Responsibility filed a petition for disciplinary action alleging that respondent Catherine A. McEnroe committed professional misconduct warranting public discipline—namely, making knowingly false statements to a court and opposing counsel during a criminal trial and engaging in dishonest conduct to cover up the false statements.[1] *See* Minn. R. Prof. Conduct 3.3(a)(1), 4.1, 8.4(c), 8.4(d).

The parties entered into a stipulation for discipline. In it, respondent waives her right to answer, unconditionally admits the allegations of the petition, and waives her procedural rights under Rule 14, Rules on Lawyers Professional Responsibility (RLPR). The parties jointly recommend that the appropriate discipline is a 60-day suspension, effective as of the date of this order. The Director also provided a memorandum explaining

[1] The filings in this case state that Susan Humiston, the Director of the Office of Lawyers Professional Responsibility, is recused and did not take part in these proceedings. Instead, a deputy director and a senior assistant director of the Office of Lawyers Professional Responsibility have acted on behalf of the Director.

why a 60-day suspension is appropriate. This memorandum states, in part, that mitigating factors are present and that aggravating factors are not present.

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 Catherine A. McEnroe is suspended from the practice of law for a minimum of 60 days, effective as of the date of this order.

2. Respondent shall comply with Rule 26, RLPR (requiring notice of suspension to clients, opposing counsel, and tribunals), and shall pay $900 in costs under Rule 24(a), RLPR.

3. Respondent shall be eligible for reinstatement to the practice of law following the expiration of the suspension period provided that, not less than 15 days before the end of the suspension period, respondent files with the Clerk of the Appellate Courts and serves upon the Director an affidavit establishing that she is current in continuing legal education requirements, has complied with Rules 24 and 26, RLPR, and has complied with any other conditions for reinstatement imposed by the court.

4. Within 1 year of the date of this order, respondent shall file with the Clerk of the Appellate Courts and serve upon the Director proof of successful completion of the written examination required for admission to the practice of law by the Minnesota State Board of Law Examiners on the subject of professional responsibility. *See* Rule 4.A.(5), Rules for Admission to the Bar (requiring evidence that an applicant has successfully

completed the Multistate Professional Responsibility Examination). Failure to timely file the required documentation shall result in automatic suspension, as provided in Rule 18(e)(3), RLPR.

Dated: January 3, 2024

BY THE COURT:



Margaret H. Chutich
Associate Justice