

STATE OF MINNESOTA
IN SUPREME COURT
A15-1710



In re Petition for Disciplinary Action against
John G. Hoeschler, a Minnesota Attorney,
Registration No. 0045810.

ORDER

The Director of the Office of Lawyers Professional Responsibility has filed a petition for disciplinary action alleging that respondent John G. Hoeschler committed professional misconduct warranting public discipline—namely, filing and settling property tax appeals without the permission of the property owners. *See* Minn. R. Prof. Conduct 3.3(a)(1), 8.4(c), 8.4(d). In a stipulation for discipline, respondent unconditionally admitted the allegations of the petition; waived his procedural rights under Rule 14, Rules on Lawyers Professional Responsibility (RLPR); and with the Director recommended that the appropriate discipline is a public reprimand. In the stipulation for discipline, the Director indicated that a public reprimand is the appropriate discipline in light of evidence of mitigating factors present in this case.

Respondent’s misconduct includes making knowingly false statements to the tax court. “[W]e have suspended attorneys for misrepresentations made to our judicial officers.” *In re Jensen*, 542 N.W.2d 627, 634 (Minn. 1996); *see also In re Michael*, 836 N.W.2d 753, 762-67 (Minn. 2013) (30-day suspension for making a false statement to a court, disobeying a court order, making a frivolous argument, and improperly accusing a

judge of bias); *In re Warpeha*, 802 N.W.2d 361, 361 (Minn. 2011) (order) (60-day suspension for making a false statement about the attorney's criminal history during voir dire when he was a potential juror); *In re Van Liew*, 712 N.W.2d 758, 758 (Minn. 2006) (order) (90-day suspension for making a false statement to a tribunal and failing to file opposition to a motion); *In re Scott*, 657 N.W.2d 567, 568 (Minn. 2003) (order) (30-day suspension for making false statements to a court in attorney's divorce and custody proceeding).

The court has independently reviewed the file and, in light of the evidence of mitigating factors, approves the recommended disposition.

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

IT IS HEREBY ORDERED THAT:

1. Respondent John G. Hoeschler is publicly reprimanded; and
2. Respondent shall pay \$900 in costs pursuant to Rule 24, RLPR.

Dated: December 9, 2015

BY THE COURT:



David R. Stras
Associate Justice