

OFFICE OF THE CLERK

**Supreme Court of Wisconsin**

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June 23, 2006

To:

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Brian Keith Polk
1651 Russet Street
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Hon. Dennis J. Flynn
Reserve Judge

You are hereby notified that the Court has entered the following order:

In the Petition for Reinstatement of Attorney Brian K. Polk

On February 22, 2006, Attorney Brian K. Polk filed a petition for reinstatement of his license to practice law in Wisconsin following his suspension in 2001 for noncompliance with CLE requirements.

By memorandum of March 21, 2006, the Board of Bar Examiners (BBE) recommended the reinstatement of the license of Brian K. Polk to practice law in Wisconsin, subject to compliance with current CLE requirements. By memorandum of April 27, 2006, the Office of Lawyer Regulation (OLR) opposed Attorney Polk's reinstatement because of concerns about Attorney Polk's history of driving after suspension/revocation, including two criminal convictions, his receipt of a citation for loitering-illegal drug activity, inconsistencies between his version of the underlying loitering incident and the police report, and multiple outstanding civil judgments.

On May 4, 2006, Attorney Polk submitted a reply to the OLR's memorandum, responding to the OLR's concerns and giving reasons for his fitness to practice law in this state.

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June 23, 2006

In the Petition for Reinstatement of Attorney Brian K. Polk

IT IS ORDERED that the Hon. Dennis J. Flynn is appointed referee in this matter for the purpose of determining (1) the number and type of citations/convictions that Attorney Polk has received that involved his operation of a motor vehicle, (2) the facts surrounding the incident for which Attorney Polk received a citation for loitering--illegal drug activity and whether Attorney Polk misrepresented those facts to the OLR, and (3) the facts concerning the nature and status of any outstanding civil judgments against Attorney Polk. The referee may also consider any other matter that the referee deems helpful to this court's decision of the reinstatement petition.

Cornelia G. Clark
Clerk of Supreme Court