

ORDER

Various motions were heard on February 24, 2010, regarding the above-styled case. Counsel for Judge Dumas raised a concern about the entire hearing panel not participating in the decision of the Court. In an abundance of caution, this Court then asked a transcript of the entire hearing be prepared and forwarded to each member of the hearing panel, as well as the Order prepared by the presiding judge. There was no communication with the other members except a request to affirm or dissent from the Court's ruling. All members of the hearing panel concurred with the ruling of the presiding judge. The previous Order of the Court is affirmed.

IT IS SO ORDERED, this 7 day of M - 1, 2010.

JUDGE DON R. ASH PRESIDING JUDGE

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing was delivered this ______ day of May, 2010 by U. S. Mail to the following:

Joseph S. Daniel Disciplinary Counsel Patrick McHale Assistant Disciplinary Counsel 503 North Maple Street Murfreesboro, Tennessee 37130

William H. Farmer Jonathan P. Farmer One Nashville Place 150 4th Avenue North, Suite 1820 Nashville, Tennessee 37219

Ben H. Cantrell Suite 1700, Regions Center 315 Deaderick Street Nashville, Tennessee 37238-1700

rry P. Martin

Merry Peach Martin Judicial Assistant to Judge Don R. Ash