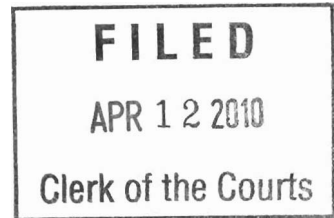


IN THE TENNESSEE COURT OF THE JUDICIARY

**IN RE: THE HONORABLE JOHN A. BELL
JUDGE, GENERAL SESSIONS COURT
COCKE COUNTY, TENNESSEE**

Docket No. M2009-02115-CJ-CJ-CJ

**COMPLAINT OF DAVID PLEAU
FILE NO. 08-3508**



SUPPLEMENTAL RESPONSE TO MOTION FOR PROTECTIVE ORDER

NOW INTO COURT comes The Honorable John A. Bell, Judge, General Sessions Court, Cocke County, Tennessee (“Judge Bell”), and submits this Supplemental Response to Disciplinary Counsel’s Motion for Protective Order:

Judge Bell seeks to take the deposition of Disciplinary Counsel, J.S. Daniel, due to Mr. Daniel’s status as a witness in these proceedings. Mr. Daniel protests being deposed as a witness. He has asked the Court to enter a protective order prohibiting any such deposition from occurring, arguing, among other things, that such testimony is protected in some as-yet unexplained way by the “attorney-client privilege” and by the “work product” doctrine.

In response, Judge Bell agreed to postpone the noticed deposition pending the Court’s resolution of Mr. Daniel’s motion and responded by opposing Mr. Daniel’s motion for protective order. In short, Judge Bell’s response explained precisely how he believes Mr. Daniel became a witness¹ in this matter. Judge Bell also argues that Mr. Daniel has failed to satisfy his burden to establish that the “attorney-client” privilege or the “work-product” doctrine actually applies.

¹For instance, Judge Bell explained that Mr. Daniel’s personal investigation into David Pleau’s allegations included speaking with Mr. Pleau, corresponding with Judge Bell, engaging the services of an investigator, and personally interviewing witnesses, including Judge Bell’s attorney.

Since Judge Bell’s initial response to Disciplinary Counsel’s motion for a protective order, Judge Bell’s counsel has discussed Mr. Daniel’s attempt to invoke the “attorney-client” privilege and “work-product” doctrine with Lucian T. Pera, a legal ethics expert. Mr. Pera has prepared an affidavit, submitted herewith, which supports Judge Bell’s request that he be permitted to depose Mr. Daniel. Significantly, Mr. Pera opines that Mr. Daniel’s assertion of the “attorney-client” privilege appears to be contrary to Tennessee law and not in accord with established ethical practices in this particular instance. Specifically, Mr. Pera opines, among other things, as follows:

(1) that Disciplinary Counsel “does not ordinarily establish or maintain an attorney-client relationship with a complainant in an investigation or proceeding before the Court of the Judiciary,” *see* Affidavit of Lucian Pera, ¶ 11;

(2) that Disciplinary Counsel’s “role is clearly intended to be very similar to that of Disciplinary Counsel to the Board of Professional Responsibility of the Supreme Court of Tennessee,” *see* Affidavit of Lucian Pera, ¶ 12;

(3) that “[l]awyers serving as disciplinary counsel to the Board of Professional Responsibility are prohibited by Supreme Court Rule from engaging in private practice, *see* Affidavit of Lucian Pera, ¶ 12;

(4) that “the uniform, longstanding custom and practice of the office of disciplinary counsel to the Board of Professional Responsibility is to treat complainants who file disciplinary complaints against lawyers **as witnesses** with certain limited access to information about the progress of the complaint, *see* Affidavit of Lucian Pera, ¶ 12 (emphasis added);

(5) that if Disciplinary Counsel “were to seek to establish an attorney-client relationship with a complainant, the representation of the complainant by Disciplinary Counsel while also serving as Disciplinary Counsel in the same investigation or proceeding would be very likely to create a conflict of interest for Disciplinary Counsel,” citing Tenn. Sup. Ct. R. 8, RPC 1.7(b) (prohibiting

representation by a lawyer where a representation “may be materially limited by the lawyer’s responsibility to another client or to a third person...”), *see* Affidavit of Lucian Pera, ¶ 13;

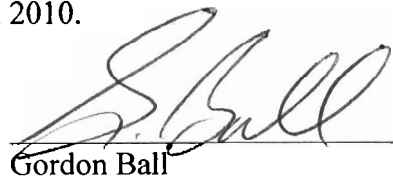
(6) that “[i]f such a conflict were to exist, Disciplinary Counsel would be required to assess whether the conflict was one to which the prospective client could consent and, if so, Disciplinary Counsel would need to obtain the informed consent of the complainant to take on the representation notwithstanding the conflict of interest,” citing Tenn. Sup. Ct. R. 8, RPC 1.7(b)(1) and (2) (allowing consent in some circumstances); *see* Affidavit of Lucian Pera, ¶ 13; and

(7) that “In such a circumstance Disciplinary Counsel would also likely need the consent of the Court of the Judiciary to take on the representation,” *see* Affidavit of Lucian Pera, ¶ 13.

Consequently, along with the reasons previously set forth in Judge Bell’s initial response to Disciplinary Counsel’s motion for a protective order, Judge Bell would respectfully submit that Mr. Pera’s affidavit provides still an additional reason for permitting Judge Bell’s counsel to depose Mr. Daniel: to discover whether or not Mr. Daniel may be subject to disqualification in this matter due to the presence of a conflict.

WHEREFORE, Judge Bell would ask that Disciplinary Counsel’s motion for a protective order be denied and that the Court enter an order requiring Disciplinary Counsel to schedule a mutually agreeable date to depose Mr. Daniel and produce the documents requested.

Respectfully submitted, this 9th day of April, 2010.



Gordon Ball
Allen McDonald
Ball & Scott Law Offices
550 W Main Street, Suite 601
Knoxville, TN 37902
Telephone: (865) 525-7028

CERTIFICATE OF SERVICE

A copy of the foregoing was served upon the following by United States Mail, first class postage prepaid, and by electronic mail, upon:

Joseph S. Daniel
tlawdaniel@comcast.net
Disciplinary Counsel
Patrick J. McCall
patrickjmchale@gmail.com
Assistant Disciplinary Counsel
Court of the Judiciary
503 North Maple Street
Murfreesboro, Tennessee 37130

This 9th day of April, 2010.



Gordon Ball

IN THE TENNESSEE COURT OF THE JUDICIARY

IN RE: THE HONORABLE JOHN A. BELL
 JUDGE, GENERAL SESSIONS COURT
 COCKE COUNTY, TENNESSEE

Docket No. M2009-02115-CJ-CJ-CJ

COMPLAINT OF DAVID PLEAU
FILE NO. 08-3508

AFFIDAVIT OF LUCIAN T. PERA

STATE OF TENNESSEE)
)
COUNTY OF SHELBY)

LUCIAN T. PERA, being sworn, states as follows:

1. Upon the request of counsel for Judge John A. Bell, I have prepared this affidavit concerning my opinions and conclusions concerning this matter.

2. Specifically, I have been asked by counsel for Judge Bell to address the question of whether Disciplinary Counsel to the Tennessee Court of the Judiciary ordinarily establishes or maintains an attorney-client relationship with a complainant in an investigation or proceeding before the Court of the Judiciary.

QUALIFICATIONS

3. I am an attorney licensed to practice and practicing law in Tennessee. I have been continuously licensed in Tennessee since 1985. I am a partner in the law firm of Adams and Reese LLP, resident in the firm's Memphis office, and I have been a partner in the firm since May 1, 2006. From September 1986 through April 30, 2006, I practiced law with Armstrong Allen, PLLC, and I was a partner or member of that firm from January 1994 through April 2006.

From 1985 through 1986, I served as a law clerk to Judge Harry W. Wellford of the United States Court of Appeals for the Sixth Circuit. A copy of my current curriculum vitae is attached as Exhibit B.

4. For many years, I have devoted significant time and attention to the study of matters relating to legal ethics, professional responsibility, legal malpractice, sanctions for lawyer misconduct, loss prevention, and related topics concerning the practice of law. For more than fifteen years, I have counseled lawyers practicing with my law firm about such matters and, in more recent years, I have represented and counseled lawyers, law firms, and their clients about such matters as a part of my practice.

5. I also teach and write on these subjects. Most of the seminars that I have done in recent years, as well as most of the articles that I have authored or contributed to, are listed on the attached curriculum vitae.

6. I have served on several bar association committees whose work related to these subjects. Among the bar association committees on which I have served is the Tennessee Bar Association Standing Committee on Ethics and Professional Responsibility, serving as Vice Chair from 1995 until 2000, Chair from 2000 through 2009, and as a member since 2009. For five years, this Committee worked to develop a draft set of new lawyer ethics rules for Tennessee. Based on this work, the TBA filed a petition in 2000 asking the Supreme Court of Tennessee to adopt these draft ethics rules. In August 2002, the Tennessee Supreme Court granted the TBA's petition and adopted these proposed ethics rules, effective March 1, 2003. Subsequently, for several years, the Committee studied the ABA's more recent revisions to the ABA Model Rules of Professional Conduct and prepared and filed on behalf of the TBA a further petition in 2009 seeking the adoption of many of these revisions as a part of Tennessee's

ethics rules. The Supreme Court of Tennessee sought and received comments on the petition, and the petition is now awaiting final action by the Court.

7. From 1997 through 2002, I served on the thirteen-person American Bar Association Special Commission on the Evaluation of the Rules of Professional Conduct (also known as the “Ethics 2000 Commission”), which was charged with reviewing the ABA Model Rules of Professional Conduct and submitting a report to the ABA House of Delegates concerning any recommended changes in them. After two sessions of debate, the ABA House of Delegates approved most of Ethics 2000’s recommended changes to the ABA Model Rules of Professional Conduct at its meeting in February 2002.

8. I am familiar with the rules of ethics and other law related to the practice of law in Tennessee, including the duties of Tennessee lawyers to their clients and others under tort and other law, including their fiduciary duties. My opinions stated in this declaration reflect the application of these rules and related law.

9. On a number of occasions, I have been retained to serve as an expert in a number of lawyer discipline, legal malpractice, disqualification, and other matters involving the conduct of lawyers. In a number of these engagements, I have provided testimony by affidavit and otherwise for use in a number of different state and federal courts, including Tennessee federal courts.

INFORMATION CONSIDERED

10. In order to form my opinions and conclusions, and in order to prepare this Affidavit, the documents that I have been provided or reviewed concerning this matter include the following documents:

- a. Motion to Amend Complaint/Formal Charges, *In re: Judge John A. Bell*.

- b. Memorandum in Support of Motion for Summary Judgment, *In re: Judge John A. Bell* (filed March 1, 2010).
- c. Disciplinary Counsel's Memorandum in Support of Response to Judge Bell's Motion for Summary Judgment, *In re: Judge John A. Bell* (filed March 1, 2010).
- d. Memorandum of Joseph S. Daniel entitled, "Statement of Tom Testerman," dated July 18, 2009.
- e. Letter of Joseph S. Daniel to Mark Gwyn, dated February 25, 2009.
- f. Correspondence with counsel for Judge John A. Bell.

I have also discussed the facts of this matter with counsel for Judge Bell.

OPINIONS AND CONCLUSIONS

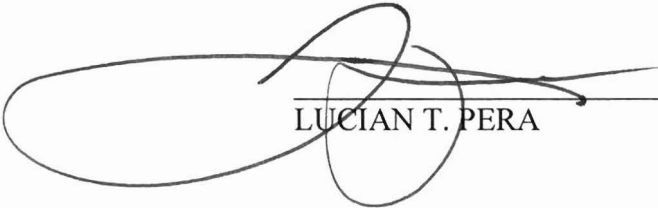
11. In my opinion, Disciplinary Counsel to the Tennessee Court of the Judiciary does not ordinarily establish or maintain an attorney-client relationship with a complainant in an investigation or proceeding before the Court of the Judiciary.

12. The governing statutes and the Rules of the Court of the Judiciary provide some guidance on the role and authority of Disciplinary Counsel, and Disciplinary Counsel's role is clearly intended to be very similar to that of Disciplinary Counsel to the Board of Professional Responsibility of the Supreme Court of Tennessee. *See, e.g.*, Tenn. Code Ann. § 17-5-301 (especially § 17-5-301(d) (permitting the Board of Professional Responsibility to act as or provide support for Disciplinary Counsel)); Rules or Practice and Procedure of the Tennessee Court of the Judiciary. Lawyers serving as disciplinary counsel to the Board of Professional Responsibility are prohibited by Supreme Court Rule from engaging in private practice, Tenn. Sup. Ct. R. 9, § 7, and the uniform, longstanding custom and practice of the office of disciplinary counsel to the Board of Professional Responsibility is to treat complainants who file disciplinary complaints against lawyers as witnesses with certain limited access to information about the progress of the complaint.

13. If, in a particular instance, Disciplinary Counsel were to seek to establish an attorney-client relationship with a complainant, the representation of the complainant by Disciplinary Counsel while also serving as Disciplinary Counsel in the same investigation or proceeding would be very likely to create a conflict of interest for Disciplinary Counsel. *See* Tenn. Sup. Ct. R. 8, RPC 1.7(b) (prohibiting representation by a lawyer where a representation “may be materially limited by the lawyer’s responsibility to another client or to a third person...”). If such a conflict were to exist, Disciplinary Counsel would be required to assess whether the conflict was one to which the prospective client could consent and, if so, Disciplinary Counsel would need to obtain the informed consent of the complainant to take on the representation notwithstanding the conflict of interest. *See* Tenn. Sup. Ct. R. 8, RPC 1.7(b)(1) and (2) (allowing consent in some circumstances). In such a circumstance, Disciplinary Counsel would also likely need the consent of the Court of the Judiciary to take on the representation. In assessing whether Disciplinary Counsel had a conflict of interest in such a situation, or whether such a conflict could be consented to, Disciplinary Counsel would be required to consider that his duties are very much akin to those of a prosecutor, as discussed in Tennessee Rule of Professional Conduct 3.8, and he would need to remain free to carry out those duties fully and fairly. *See, e.g.,* Tenn. Sup. Ct. R. 8, RPC 3.8(a) (requiring a prosecutor to “refrain from prosecuting a charge that the prosecutor knows is not supported by probable cause”), 3.8(d) (disclosure obligations), Comment [1] (“A prosecutor has the responsibility of a minister of justice whose duty is to seek justice rather than merely to advocate for the State’s victory at any given cost. . .”).

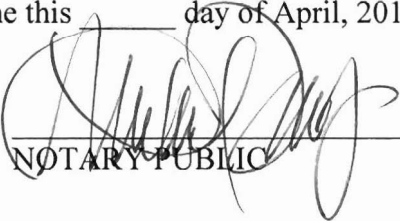
14. Further, as a lawyer, Disciplinary Counsel to the Court of the Judiciary is required to follow the applicable Tennessee Rules of Professional Conduct in the discharge of his duties.

For example, Tennessee Rule of Professional Conduct 4.3 requires that a lawyer who deals with an unrepresented person clearly communicate his role to that person. *See* Tenn. Sup. Ct. R. 8, RPC 4.3 (“In dealing on behalf of a client with a person who is not represented by counsel, a lawyer shall not state or imply that the lawyer is disinterested. When the lawyer knows or reasonably should know that the unrepresented person misunderstands the lawyer’s role in the matter, the lawyer shall make reasonable efforts to correct the misunderstanding.”).



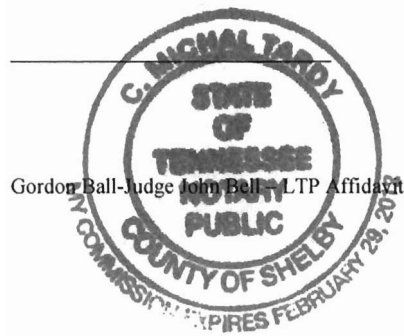
LUCIAN T. PERA

Sworn to and subscribed to before me this _____ day of April, 2010.



NOTARY PUBLIC

My Commission Expires:



LUCIAN T. PERA

Brinkley Plaza
80 Monroe Avenue, Suite 700
Memphis, Tennessee 38103-2467
(901) 524-5278 (direct)
(901) 524-5378 (telecopier)

1741 Carr Avenue
Memphis, Tennessee 38104-5129
(901) 272-2975

Email: Lucian.Pera@arlaw.com

Member, Adams and Reese, LLP, Memphis, Tennessee, May 2006 to Present.

Member, Armstrong Allen, PLLC, Memphis, Tennessee, 1994 to April 2006. Associate, 1986 to 1993.

Law Clerk, Judge Harry W. Wellford, U.S. Court of Appeals for the Sixth Circuit, Memphis, Tennessee, 1985 to 1986.

Licensed to Practice Law, State of Tennessee. Admitted to practice before all Tennessee courts, U.S. District Court for the Western District of Tennessee, U.S. District Court for the Middle District of Tennessee, U.S. District Court for the Eastern District of Arkansas, U.S. Court of Appeals for the Sixth Circuit, and U.S. Court of Appeals for the Second Circuit.

Civil Mediator, Certified by Tennessee Supreme Court Under Tennessee Supreme Court Rule 31, 1997, to present; Member, Mediation Panel, U.S. District Court for the Western District of Tennessee, April 1998 to present.

Education

Vanderbilt University School of Law 1985

Juris Doctor. Academic standing, top one-quarter. American Jurisprudence Award, Secured Transactions. Articles/Symposium Editor, *Vanderbilt Journal of Transnational Law* (Symposium: *Advising the Foreign Investor in the Southeastern United States*, 18 VAND. J. TRANSNATL L. 191-480 (1985)).

Princeton University 1982

Bachelor of Arts, with honors, History. Senior thesis: *Arthur Krock and the New Deal: A Study of the Press and Policymaking*. Contributing Editor, *The Daily Princetonian*. Executive Vice President, Moderator, Producer, and various other positions, Focus On Youth Network, Inc. (student-organized and -operated network producing and distributing nationally two weekly public affairs radio programs to over 450 commercial stations).

Christian Brothers High School, Memphis, Tennessee 1978

Professional Activities

American Bar Association

House of Delegates	
Tennessee Bar Association Delegate	2000 to 2010 1991 to 1994
Member, House Technology Committee	2006 to 2010
Member, Board of Governors	1994 to 1997
Standing Committee on Strategic Communications	
Special Advisor	2009 to 2010
Liaison to Standing Committee on Technology and Information Systems	2009 to 2010
<i>ABA/BNA Lawyers' Manual on Professional Responsibility</i>	
Member, Editorial Board	2000 to 2010
Chair, Editorial Board	2002 to 2004
ABA National Conference on Professional Responsibility	
Member, Planning Committee	2005 to 2010
Standing Committee on Technology and Information Systems	
Chair	2006 to 2009
Member	2003 to 2009
Liaison from Standing Committee on Strategic Communications	2009 to 2010
Center for Professional Responsibility Policy Implementation Committee (Formerly Joint Committee on Lawyer Regulation)	
Member	2005 to 2009
Section of Business Law	
Committee on Professional Conduct	
Chair	2005 to 2007
Co-Chair	2004 to 2005
Member, Council	2004 to 2007
Standing Committee on Specialization	
Examination Reviewer	2007
Center for Professional Responsibility-Section Officers Conference	
Joint Committee on Ethics and Professionalism	
Representative, ABA Business Law Section	2004 to 2007
Standing Committee on Ethics and Professional Responsibility	
Liaison from Section of Business Law	2004 to 2007

Professional Activities (cont.)

American Bar Association (cont.)

Section of Intellectual Property Law Member, Task Force on Proposed U.S. Patent and Trademark Office Professional Conduct Rules	2004
Center for Professional Responsibility Member, Coordinating Council	2002 to 2004
Special Commission on the Evaluation of the Rules of Professional Conduct (“Ethics 2000”)	1997 to 2002
Commission on Multijurisdictional Practice Liaison from Ethics 2000 Commission	2000 to 2002
Board of Governors Young Lawyer Member-at-Large	1994 to 1997
Executive Committee	1996 to 1997
Finance Committee Chair (1st young lawyer Committee chair)	1996 to 1997
Vice Chair	1995 to 1996
Liaison, <i>ABA Journal</i>	1995 to 1997
Member	1994 to 1995
Member, Board committees on law school accreditation, technology, and Lawyers Communication Network (satellite television CLE network)	1995 to 1997
Member, Board working groups on technology and <i>ABA Journal</i> financial reform	1994 to 1995
Standing Committee on Membership Young Lawyers Division Liaison	1992 to 1994
Young Lawyers Division Cabinet & Executive Council	1991 to 1997
	1988 to 1990
Liaison Coordinator	1993 to 1994
Director	1992 to 1993
Nashville AOP Conference (Fall 1993) Host Committee	1992 to 1993
Budget Director	1991 to 1992
AOP Affiliate Assistance Program	1990 to 1991
Task Force on Membership	1989 to 1991
Publications Committee	1988 to 1991
Communications Director	1988 to 1990
<i>Barrister</i> Magazine Board of Editors	1988 to 1990
Tennessee Membership Chair	1988 to 1989

Professional Activities (cont.)

American Bar Association (*cont.*)

Young Lawyers Division (*cont.*)

Memphis AOP Conference (Spring 1989) Host Committee 1988 to 1989

Member: Section of Litigation; Law Practice Management Section; Forum Committee on Communications Law; Center for Professional Responsibility (charter member).

American Law Institute

Member

2002 to present

American Bar Foundation

Life Fellow

2008 to present

Fellow

2003 to present

Association of Professional Responsibility Lawyers

President

2009 to 2010

President-Elect

2008 to 2009

Secretary

2007 to 2008

Treasurer

2006 to 2007

Board of Directors

2004 to 2008

Public Statements Committee

2004 to 2008

Charter Member

1990

Media Law Resource Center

Chair, Ethics Committee, Defense Counsel Section

2004 to 2009

Tennessee Bar Association

Standing Committee on Ethics and Professional Responsibility
(formerly known as the Committee for the Study of
Standards of Professional Conduct)

Chair

2000 to 2009

Vice Chair

1995 to 2000

Member

1995 to 2009

TBALink (TBA website)

Member, Editorial Board

1995 to 2007

Chair, Editorial Board

1998 to 2001

Tennessee Bar Journal

Editorial Board

1990 to 2004

President's Award

2003, 2000

Professional Activities (cont.)

Tennessee Bar Association (*cont.*)

Secretary	1999 to 2000
Board of Governors Member	1999 to 2000 1992 to 1994
Associate General Counsel for Western Tennessee	1998 to 1999
Law Office Technology and Management Section Secretary-Treasurer Board of Directors	1994 to 1998 1994 to 1998
Chair's Distinguished Service Award	1996
Commission on Women and Minorities in the Profession (ABA YLD Award of Achievement, 1993) Founder and Member	1992 to 1997
Standing Committee on Publications	1995 to 1997
Judiciary Committee	1995 to 1997
President-Elect's Advisory Committee (formerly Vice President's Advisory Committee)	1993 to 1995
Litigation Section Board of Directors	1988 to 1993
Long Range Planning Committee	1990 to 1992
Continuing Legal Education Committee	1988 to 1990
Young Lawyers Division (formerly the Tennessee Young Lawyers Conference)	
Immediate Past President	1994 to 1995
President	1993 to 1994
Board of Directors	1987 to 1995
TBA YLD Commission on Women and Minorities in the Profession (ABA YLD Award of Achievement, 1993) Founder and Member	1992 to 1995
President-Elect	1992 to 1993
Moving Vice President	1991 to 1992

Professional Activities (cont.)

Tennessee Bar Association (cont.)

Young Lawyers Division (cont.)

Long Range Planning Committee	
Chair	1991 to 1992
Member	1990 to 1993
<i>Tennessee Ethics Handbook</i> (ABA YLD Award of Achievement, 1991)	
Editor-in-Chief	1989 to present
<i>Tennessee Local Rules of Court</i> (ABA YLD Award of Achievement, 1993)	
Editor-in-Chief	1990 to 1995
Southern Regional Affiliate Conference	
Co-Founder and Chair	1991 to 1992
Treasurer	1990 to 1991
Trial Practice Institute (ABA YLD Award of Achievement, 1990)	
Founding Chair	1989 to 1990
Secretary	1988 to 1990
Member Benefit Projects (including CLE)	
Chair	1988 to 1989
Executive Council Coordinator	1987 to 1988

Tennessee Bar Foundation

Member	1996 to present
Oral History Committee	1998 to 2000

Fellows of the Tennessee Bar Association Young Lawyers Division

President	2003 to 2004
President-Elect	2002 to 2003
Member	1996 to present

Federal Bar Association

Memphis Mid-South Chapter	
Monthly Program Chairman	1986 to 1987
Board of Directors	1986 to 1987
Host Committee, 1987 Annual Convention (Memphis, Tennessee)	1986 to 1987

Memphis Bar Association

Continuing Legal Education Committee	
Chair	1991
Vice-Chair	1990
Member	1998, 1990 to 1991
Long Range Planning Committee	1997 to 1998

Professional Activities (cont.)

Memphis Bar Association (*cont.*)

Counsel, regularly represent MBA in several proceedings before Presiding Judge to have attorneys appointed pursuant to § 22.1, Tenn. Rules Disc. Enforcement, Tenn. Sup. Ct. R. 9, to inventory files and contact clients of suspended or disbarred local attorneys. 1992 to present
Public Relations Committee 1987 to 1989
Vice-Chair 1989

Memphis Bar Foundation
Fellow 2008 to present

Miller Becker Center for Professional Responsibility,
The University of Akron Law School
Advisory Board 2008 to present

ABA/BNA Lawyers' Manual on Professional Responsibility
Chair, Editorial Board 2002 to 2004
Member, Editorial Board 2000 to 2010

Open Government (2006 Tennessee Public Chapter 887) Joint Study Committee
Tennessee General Assembly Member (representing Society of
Professional Journalists) 2006 to 2008

Law School for Journalists (sponsored by U.S. District Court for the Western
District of Tennessee, University of Memphis Cecil C. Humphreys School of
Law, Journalism Department of the College of Communication and Fine Arts
of the University of Memphis, and Memphis Bar Association)
Chair, Planning Committee 2006 to 2010
Member, Planning Committee 2005 to 2010

West Group Tennessee Editorial Advisory Board
Member 1997 to 1998

University of Memphis School of Law
Adjunct Professor 1988 to 1989

Member: ABA Center for Professional Responsibility (charter member); Defense Counsel
Section, Media Law Resource Center (formerly "Libel Defense Resource Center"); First
Amendment Lawyers Association; American Society of Writers on Legal Subjects; St.
Thomas More Catholic Lawyers Guild; American Counsel Association; Tennessee
Lawyers Association for Women; Association for Women Attorneys (Memphis).

Honors and Awards

Member, American Law Institute (2002 to present).

Life Fellow, American Bar Foundation (2008 to present; Fellow, 2003 to present).

Fellow, Tennessee Bar Foundation (1996 to present).

Fellow, Memphis Bar Foundation (2008 to present).

Member, Fellows of the American Bar Association Young Lawyers Division (1997 to present;
Member, *ex officio*, Board of Directors, 1994 to 1997).

Member, Fellows of the Tennessee Bar Association Young Lawyers Division (1996 to present).

President's Award, Tennessee Bar Association (2003 and 2000).

Sam A. Myar, Jr. Memorial Award, Memphis Bar Association (1997).

Justice Joseph W. Henry Award for Outstanding Legal Writing in the *Tennessee Bar Journal*,
Tennessee Bar Association (1992).

Listed in "Leaders in Their Field" in commercial litigation by Chambers USA (2008 through
2010).

Listed in *SuperLawyers: Corporate Counsel Edition*, under Business Litigation (2008 through
2010).

Listed in *Mid-South SuperLawyers* (Business Litigation, 2007-2009; listed in "The Top 100
Tennessee" for 2008 and 2009; listed in "The Top 50 in Memphis" for 2008 and 2009).

Listed in "150 Best Lawyers," *Business Tennessee*, under Business Litigation (2006 to 2009),
First Amendment Law (2006 to 2010).

The Best Lawyers in America, First Amendment Law (2004 to present), Ethics and Professional
Responsibility Law (2007 to present), Commercial Litigation (2008 to present), Health
Care Law (2009 to present), Legal Malpractice Law (2009 to present).

Who's Who in American Law (1992 to present).

President's Distinguished Service Award, Tennessee Bar Association Young Lawyers
Conference (1990).

Publications

Co-Author, Tennessee Chapter, 2009 to Present, "50-State Survey of Legal Malpractice Law," American Bar Association Section of Litigation, *available at* http://www.abanet.org/litigation/committees/professional/malpractice_survey.html (co-authored with Brian S. Faughnan and Sayera J. Iqbal Qasim).

Co-Author, "From Trusted Counselor to Vigilant Gatekeeper: The Evolving Liability Environment for Corporate Counsel," Association of Corporate Counsel (Sept. 2007), *available at* <http://www.acc.com/resource/getfile.php?id=8918> (co-authored with Brian S. Faughnan, Jeffrey E. Richardson, and Martin A. Stern).

Co-Author, "Ethics Opinions Affecting Corporate Counsel: 2006-07," *Legal Ethics for In-House Corporate Counsel*, BNA Corporate Practice Series No. 87 (2007) (co-authored with Tricia T. Olson).

Author, 1998 to present, Tennessee Survey, *MLRC 50-State Survey: Media Libel Law* (Media Law Resource Center).

Author, 1999 to present, Tennessee Survey, *MLRC 50-State Survey: Employment Libel and Privacy Law* (Media Law Resource Center).

Author, Tennessee Chapter, 2007 to present, "Reporter's Privilege Compendium," Reporters Committee for Freedom of the Press, *available at* <http://www.rcfp.org/privilege/index.php>.

Author, "Grading ABA Leadership on Legal Ethics Leadership: State Adoption of the Revised ABA Model Rules of Professional Conduct," 30 Okla. City Univ. L. Rev. 637 (Fall 2005; published Jan. 2007), *available at* <http://www.adamsandreesee.com/pdf/ABAethics2000StateAdoptionsArticle.pdf>.

Author, "In Search of an Ethics Guide," *Business Law Today* (Nov./Dec. 2006).

Author, "The Ethics Nerd's Guide to the Media Lawyer's Ethics Library," *MediaLawLetter* (June 2006).

Co-Author, "First Amendment Earthquake: Can the Tennessee Supreme Court Retrofit Our Judicial Speech Rules?," *Tenn. Bar Journal*, June 2006 (co-authored with Brian S. Faughnan).

Co-Author, "Paradise Tarnished: Today's Sources of Liability Exposure for Corporate Counsel," Association of Corporate Counsel (co-authored with Brian S. Faughnan; 2004 and 2005), *available at* <http://www.acc.com/resource/v4960>.

Co-Author, "Lawyers as Whistleblowers: The Emerging Law of Retaliatory Discharge of In-House Counsel," Association of Corporate Counsel (co-authored with Brian S. Faughnan; 2004 and 2005), *available to ACC members at* http://www.acca.com/protected/article/governance/wrong_discharge.pdf.

Publications (cont.)

Co-Author, "Chapter Two: Who's the Client?", In-House Legal Department Ethical and Professional Conduct Manual, Association of Corporate Counsel (co-authored with Brian S. Faughnan; 2003), *available to ACC members at* <http://www.acca.com/protected/legres/conductmanual>.

Co-Author, *Ethics and Lawyering Today*, 2001 to 2004 (free monthly email newsletter, hosted at www.EthicsandLawyering.com).

Editor-in-Chief, *Tennessee Ethics Handbook* (Tennessee Bar Association Young Lawyers Division, 1990 to present, five editions) (ABA YLD Award of Achievement, 1991).

Co-Author, 1998 to 2006, Tennessee Chapter, *State Trademark and Unfair Competition Law* (International Trademark Association/Clark Boardman).

Author, "Ethics Corner: Lawyers, Lies, and Secret Taping," *MediaLawLetter* (Media Law Resource Center, Nov. 2003).

Co-Author, "Your Ethics Roadmap," *Tenn. Bar Journal*, Dec. 2002, at 14-21, 23-24, 30, 33 (co-authored with Prof. Carl A. Pierce).

Author, "Questions and Answers About the New Tennessee Ethics Rules," *Memphis Lawyer*, Sept./Oct. 2002, at 2-4, 12.

Author, "Ethics Corner: Suing Government Clients for Fun and Profit?," *MediaLawLetter* (Libel Defense Resource Center, Aug. 2002).

Author, "ABA Ethics 2000 Update," *In Re TLAW* (Tennessee Lawyers Association for Women, Winter 2002).

Author, "Ethics 2000: Debating the Rules," *Pretrial Practice and Discovery* (ABA Litigation Section, Committee on Pretrial Practice and Discovery, Spring 2001).

Author, "Ethics 2000: Model Rule Reform on the Horizon," *Pretrial Practice and Discovery* (ABA Litigation Section, Committee on Pretrial Practice and Discovery, Winter 2001).

Co-Author, "Updating Ethics? The Proposed Tennessee Rules of Professional Conduct, Part 2," *Tenn. Bar Journal*, May-June 1998, at 25-35 (co-authored with Prof. Carl A. Pierce).

Co-Author, "Time for a Change? The Proposed Tennessee Rules of Professional Conduct, Part 1," *Tenn. Bar Journal*, March-April 1998, at 23-30 (co-authored with Prof. Carl A. Pierce).

Author, *Guide to Resources and Materials on Professional Responsibility Issues*, 23 Mem. St. Univ. L. Rev. 589 (1993).

Publications (cont.)

Editor-in-Chief, *Tennessee Local Rules of Court* (Tennessee Bar Association Young Lawyers Division, 1993 & various supplements) (ABA YLD Award of Achievement, 1993).

Author, "Rule 11 Comes to Tennessee: The Emerging State Law of Sanctions," *Tenn. Bar Journal*, Jan.-Feb. 1992, at 24-32 (1992 TBA Justice Joseph W. Henry Award for Outstanding Legal Writing).

Getting The Word Out: Public Relations for Local Affiliates (American Bar Association Young Lawyers Division, 1990).

Co-author and editor of numerous articles on legal topics related to health care published in the *Memphis Health Care News* (1988 to 1997).

Seminars and Professional Presentations (1999 to present)

Presenter, "Just Sign Here...: Conflict Waiver Letters," Miller & Martin Academy, Miller & Martin, PLLC, Firm-Wide Videoconference including Atlanta, Chattanooga, and Nashville Offices, March 19, 2010.

Moderator and Presenter, "Ripped from the Case Law: Corporate Internal Investigations, Multiple Representations, and *U.S. v. Ruehle*," Caribbean Insolvency Symposium, American Bankruptcy Institute, Boca Raton, Florida, February 12, 2010.

Moderator and Presenter, "Annual Ethics Update, Parts I and II," Professional Education Broadcast Network/WebCredenza, Inc., National Teleconferences, February 2 and 3, 2010.

Moderator and Presenter, "Conflicts of Interest Update 2010," Center for Professional Responsibility, American Bar Association, National Teleconference, January 26, 2010.

Presenter, "Accidental Clients," Attorney Training Day, Wilson & Associates, PLLC, Westin Hotel, Memphis, Tennessee, January 18, 2010.

Presenter, "Websites, Blogs, and More, Oh, My: The Risks for Law Firms," Staying Out of Trouble 2009, Practising Law Institute, New York, New York, and webcast, December 21, 2009.

Co-Presenter, "Annual Review Seminar: Ethics," Tennessee Law Institute, various Tennessee locations, September 10, October 1, 8, and 29, November 19, and December 15, 2009.

Presenter, "Ripped from the Case Law: Corporate Internal Investigations, Multiple Representations, and *U.S. v. Ruehle*," 30th Annual Mid-South Commercial Law Institute, Nashville, Tennessee, December 3, 2009.

Moderator and Presenter, "Managing Information in a Wired World," Aon Annual Large Law Firm Symposium, San Francisco, California, October 15, 2009.

Presenter, "When to Take Off the Robe: Judicial Ethics in Today's World," Southern Region High Court Conference, Conference of Chief Justices, Conference of State Court Administrators, and National Center for State Courts, Nashville, Tennessee, October 9, 2009.

Presenter, "Hot Topics in Legal Ethics 2009," ALI-ABA, National Teleconference, August 27, 2009 (replay, December 30, 2009).

Presenter, "Risk Roundtable Webinar: Understanding and Responding to Recent ABA Changes to Rule 1.10 Screening Requirements," IntApp, Inc., National Webinar and Teleconference, June 18, 2009.

Seminars and Professional Presentations (1999 to present); (cont.)

- Moderator and Presenter, "2009 Annual Ethics Update: Parts I and II," Professional Education Broadcast Network/WebCredenza, Inc., National Teleconference Seminar, June 2 and 3, 2009.
- Moderator and Panelist, "From Model Rule to Court Rule? The Perils, Pitfalls, and Best Practices of Rulemaking for the Legal Profession," American Bar Association National Conference on Professional Responsibility, Chicago, Illinois, May 28, 2009.
- Panelist, "Professional Ethics in Immigration Law," Annual Immigration Law Seminar, Federal Bar Association – Mid-South Chapter, University of Memphis School of Law, Memphis, Tennessee, May 16, 2009.
- Panelist, "Ethics for Criminal Attorneys Representing Non-U.S. Citizens," Annual Immigration Law Seminar, Federal Bar Association – Mid-South Chapter, University of Memphis School of Law, Memphis, Tennessee, May 16, 2009.
- Panelist, "Laterally Challenged: Working Your Way Through the Ethical Minefield," National Legal Malpractice Conference, American Bar Association Standing Committee on Lawyers' Professional Liability, Miami, Florida, April 23, 2009.
- Moderator and Presenter, "Civility and the Law: Can a Good Lawyer Be a Good Person?," Best Lawyers[®], Atlanta, Georgia, April 24, 2009.
- Presenter, "What Lawyers Need to Know About Using the Tennessee Public Records Act," 2009 Bench-Bar Conference, Memphis Bar Association, Destin, Florida, May 2, 2009.
- Presenter, "Ethics for Judicial Law Clerks," United States Bankruptcy Court for the Western District of Tennessee, March 20, 2009, Memphis, Tennessee.
- Presenter, "Federal Rule of Evidence 502 and the New World of Privilege Waiver," FedEx Corporation Law Department, Memphis, Tennessee, February 9, 2009.
- Presenter, "Conflict of Interest Update," American Bar Association Center for Professional Responsibility, National Teleconference, December 10, 2008.
- Presenter, "Proposed Revisions to Tennessee's Ethics Rules: Previews of Coming Attractions," Mid-South Commercial Institute, Nashville, Tennessee, December 4, 2008.
- Co-Presenter, "Annual Review Seminar: Ethics," Tennessee Law Institute, various Tennessee locations, September 4 and 18, October 2 and 23, November 13, and December 1, 2008.
- Presenter, "Avoiding the Ambush: Protecting Your Executives from Unnecessary Depositions," 5th Annual Corporate Counsel Symposium, Federation of Defense and Corporate Counsel, Dallas, Texas, September 25, 2008.

Seminars and Professional Presentations (1999 to present); (cont.)

Presenter, Super-Regional Records Management Conference, Attorneys' Liability Assurance Society, Nashville, Tennessee, September 10, 2008.

Moderator and Presenter, "Annual Ethics Update," Professional Education Broadcast Network/WebCredenza, Inc., National Video Webcast Seminar, August 29, 2008.

Presenter, "Comparing the Proposed New York Rules of Professional Conduct to the ABA Model Rules of Professional Conduct: A Business Law Perspective," Annual Meeting, American Bar Association Section of Business Law Section, New York, New York, August 8, 2008.

Presenter, "Ethical Tips and Traps for the Advertising Lawyer," *SuperLawyers* (Key Professional Media), Teleconference for Tennessee Participants, July 16, 2008.

Presenter, "Basic Digital Hygiene: Protecting Yourself in the Age of Lawyering Electronically," Miller & Martin Academy, Miller & Martin PLLC, Atlanta, Nashville, and Chattanooga, July 11, 2008.

Presenter, "The Litigation Quiz Show," National Conference on Professional Responsibility, American Bar Association, Boston, Massachusetts, May 29, 2008.

Moderator and Presenter, "The Qualcomm Decision: Important Implications for Lawyers, Co-Counsel and Clients in Every Complex Case," Professional Education Broadcast Network/WebCredenza, Inc., National Video Webcast Seminar, May 23, 2008.

Presenter, "Basic Digital Hygiene: A Checklist for Law Firm GCs," Law Firm General Counsel Summit, American Counsel Institute, New York, New York, April 30, 2008.

Presenter, "The Year in Review: Ethics Opinions and Case Law for Corporate Counsel" and "Ethics for Corporate Counsel: A Few Real Real-World Hypotheticals," Anheuser-Busch Companies, Inc., St. Louis, Missouri, April 25, 2008.

Presenter, "Accidental Clients," 17th Annual Conference, International Association of Attorneys and Executives in Real Estate (AECRE), Napa, California, April 11 and 12, 2008.

Presenter and Facilitator, "In-House Counsel Forum on Liability Issues," 17th Annual Conference, International Association of Attorneys and Executives in Real Estate (AECRE), Napa, California, April 11, 2008.

Presenter, "An Ethics Double Feature: 'Accidental Clients' and 'Conflicts Potpourri'," Bryan Cave LLP, St. Louis, Missouri, March 7, 2008.

Moderator and Presenter, "Ethics in Civil Litigation, Parts I and II," Professional Education Broadcast Network/WebCredenza, Inc., National Teleconference Seminars, February 26 and 27, 2008.

Seminars and Professional Presentations (1999 to present); (cont.)

Moderator and Presenter, "Practical Lawyer Ethics: Representation, Conflicts and The Privilege," Professional Education Broadcast Network/WebCredenza, Inc., National Teleconference Seminar, January 31, 2008.

Moderator and Presenter, "Ethics for Corporate Counsel: The Evolving Liability Environment", Adams and Reese LLP and Association of Corporate Counsel, Memphis and Nashville, Tennessee, January 29-30, 2008.

Presenter, "Holiday Double-Feature: 'Accidental Clients' and 'Basic Digital Hygiene for Lawyers'," Memphis Bar Association, Memphis, Tennessee, December 21, 2007.

Moderator and Presenter, "Evidence in Civil Litigation: 2007 Trends and Developments," Professional Education Broadcast Network/WebCredenza, Inc., National Teleconference Seminars, December 18, 2007.

Presenter, "Accidental Clients," Mid-South Commercial Law Institute, Nashville, Tennessee, November 30, 2007.

Presenter, "A Disqualification Motion Ripped from Case Law: *Meridian Automotive and Milbank Tweed*," Mid-South Commercial Law Institute, Nashville, Tennessee, November 29, 2007.

Presenter, "Technology as Risk v. Technology as a Risk Management Tool," 6th Annual Law Firm General Counsels' Forum: Managing Risks in a New Paradigm," The Hildebrandt Institute and Hinshaw & Culbertson LLP, New York, New York, October 30, 2007.

Moderator and Presenter, "Limiting Opinion Liability – Strategy and Ethics," 2007 Fall Legal Opinion Seminar, ABA Working Group on Legal Opinions and ABA Section of Business Law, New York, New York, October 30, 2007.

Presenter, "Disclosure of Adverse Authority Under Rule 3.3(a)(2)," Chambliss Bahner & Stophel, P.C., Chattanooga, Tennessee (Teleconference), September 24, 2007.

Presenter, "Document Retention in Law Firms," Association of Legal Administrators Memphis Chapter, Memphis, Tennessee, September 13, 2007.

Co-Presenter, "Annual Review Seminar: Ethics," Tennessee Law Institute, various Tennessee locations, September 6 and 27, October 4 and 11, November 8, and December 6, 2007.

Presenter, "Media Lawyer Ethics: What Ethics Lawyers Need to Know About the Ethics Problems of Your Media and Entertainment Lawyer Partners and Clients," 2008 Annual Meeting, Association of Professional Responsibility Lawyers, San Francisco, California, August 11, 2007.

Seminars and Professional Presentations (1999 to present); (cont.)

Presenter, "Ethics Workshop 2007: Real-World Hypotheticals for Bankruptcy Lawyers," 12th Annual Southeast Bankruptcy Workshop, American Bankruptcy Institute, Kiawah Island, South Carolina, July 25-28, 2007.

Presenter, "Gatekeeper Ethics," 2007 Legal Education Conference, National Association of Public Pension Attorneys, Vail, Colorado, June 27, 2007.

Presenter, "Breaking the Billable Hour Habit: Ethics & Best Practices, TransformativeLaw.com and InternetBar.org, Podcast (recorded and posted in June 2007), available at <http://www.freeiq.com/billablepodcast> and <http://www.transformativelaw.com>.

Presenter, "Breaking the Billable Hour Habit: Ethics & Best Practices, TransformativeLaw.com and InternetBar.org, Podcast (recorded and posted in June 2007), available at <http://www.freeiq.com/billablepodcast> and <http://www.transformativelaw.com>.

Presenter, "Technology & The Emergence of ODR/ADR as a Practice Area: Ethics and Best Practices," TransformativeLaw.com and InternetBar.org, Podcast (recorded and posted in June 2007), available at <http://www.freeiq.com/odrpodcast> and <http://www.transformativelaw.com>.

Presenter, "How to Productize Your Practice: Ethics & Best Practices," TransformativeLaw.com and InternetBar.org, Podcast (recorded June 2007; podcast pending).

Presenter, "Business Development in the Constant Comm. World: Ethics & Best Practices," TransformativeLaw.com and InternetBar.org, Podcast (recorded and posted in June 2007), available at <http://www.freeiq.com/constantcommmpodcast> and <http://www.transformativelaw.com>.

Presenter, "Crisis Planning Consulting for Lawyers: Ethics & Best Practices," TransformativeLaw.com and InternetBar.org, Podcast (recorded and posted in June 2007), available at <http://www.freeiq.com/crisispodcast> and <http://www.transformativelaw.com>.

Presenter, "Multicasting Your Practice: Ethics & Best Practices," TransformativeLaw.com and InternetBar.org, Podcast (recorded June 2007; podcast pending).

Presenter, "Growing Your Practice with Podcasts: Ethics & Best Practices," TransformativeLaw.com and InternetBar.org, Podcast (recorded June 2007; podcast pending).

Presenter, "Growing Your Practice with Webcasts: Ethics & Best Practices," TransformativeLaw.com and InternetBar.org, Podcast (recorded June 2007; podcast pending).

Seminars and Professional Presentations (1999 to present); (cont.)

- Presenter, "Growing Your Practice with Blogs: Ethics & Best Practices," TransformativeLaw.com and InternetBar.org, Podcast (recorded June 2007; podcast pending).
- Presenter, "Growing Your Practice with E-courses: Ethics & Best Practices," TransformativeLaw.com and InternetBar.org, Podcast (recorded June 2007; podcast pending).
- Presenter, "Ethics in Negotiating Licenses" and "Pretexting and Trademark Investigations," 5th Annual Rocky Mountain Intellectual Property & Technology Institute, Colorado Bar Association CLE, Denver, Colorado, May 24 and 25, 2007.
- Presenter, "Should They Stay or Should They Go? Document Retention Issue for Clients and Lawyers in a Post-E-Discovery World," Miller & Martin Academy, Miller & Martin PLLC, Atlanta, Nashville, and Chattanooga, May 4, 2007.
- Moderator and Presenter, "2007 Ethics Update - Parts I and II," Professional Education Broadcast Network/WebCredenza, Inc., National Teleconference Seminars, May 1 and 2, 2007.
- Presenter, "Ethics Opinions That Matter," Spring 2007 National Legal Malpractice Conference, ABA Standing Committee on Lawyer Professional Liability, Washington, D.C., April 26, 2007.
- Presenter, "A Construction Attorney's Ethical Obligations Regarding Electronically Stored Information Under the Amendments to the Federal Rules of Civil Procedure Ethics Presentation," 2007 Annual Meeting, ABA Forum on Construction Law, San Juan, Puerto Rico, April 13, 2007.
- Presenter, "E-Discovery Under the New Federal Rules: A Primer for Health Care Risk Managers," West Tennessee Chapter for Health Care Risk Management, Memphis, Tennessee, April 2, 2007.
- Moderator and Presenter, "Ethics in Civil Litigation 2007 - Parts I and II," Professional Education Broadcast Network, National Teleconference, March 27 and 28, 2007.
- Presenter, "Sunshine Laws: Do Politicians Prefer the Dark?," Society of Professional Journalists, Mid-South Chapter and University of Memphis Student Chapter, Memphis, Tennessee, March 27, 2007.
- Presenter, "Firm Counsel Project: Practical Resources for Firm Counsel," 1st Annual Firm Counsel Project Forum, ABA Section of Business Law Spring Meeting, Washington, D.C., March 15, 2007.

Seminars and Professional Presentations (1999 to present); (cont.)

Moderator and Presenter, "Privacy Issues and the Law," 2nd Annual Law School for Journalists, U.S. District Court for the Western District of Tennessee, University of Memphis School of Journalism, University of Memphis School of Law, and Memphis Bar Association, March 3, 2007, Memphis Tennessee.

Presenter, "Updating the City of Memphis' Code of Ethics," Memphis City Council, Memphis, Tennessee, January 16, 2007.

Presenter, "Accidental Clients," Memphis Bar Association Labor and Employment Law Section Annual Seminar, Memphis, Tennessee, December 1, 2006.

Co-Presenter, "Out of Bounds," Mid-South Commercial Law Institute, Nashville, Tennessee, November 15, 2006.

Moderator and Presenter, "The New Federal E-Discovery Rules: A Primer for Non-Litigators," Adams and Reese LLP, Firm Teleconference (Part III), All Offices, November 29 & 30, 2006.

Moderator and Presenter, "The New Federal E-Discovery Rules: Producing and Reviewing Electronic Materials," Adams and Reese LLP, Firm Teleconference (Part II), All Offices, November 7 & 8, 2006.

Presenter, "Accidental Clients," Tennessee Association of Construction Counsel, Nashville, Tennessee, November 3, 2006.

Moderator and Presenter, "The New Federal E-Discovery Rules: Preparing You and Your Client for the New Meet-and-Confer," Adams and Reese LLP, Firm Teleconference (Part I), All Offices, October 24 & 25, 2006.

Presenter, "Ethics for Public Defenders," Tennessee District Public Defenders Conference, Annual Training Seminar, Nashville, Tennessee, October 19, 2006.

Moderator and Presenter, "Malpractice Claims Against Expert Witnesses," Professional Education Broadcast Network, National Teleconference, October 18, 2006.

Presenter, "Ethics Issues in Opinion Practice," American Bar Association Section of Business Law, Legal Opinion Risk Seminar, New York, New York, October 17, 2006

Presenter, "Accidental Clients or Ten (Easy?) Pieces," Miller & Martin Academy, Miller & Martin PLLC, Nashville, Chattanooga, and Atlanta, September 15, 2006.

Co-Presenter, "Annual Review Seminar: Ethics," Tennessee Law Institute, various Tennessee locations, September 7 and 28, October 24, November 3 and 16, and December 6, 2006.

Presenter, "Ethics Issues in Opinion Practice," American Bar Association Section of Business Law, Legal Opinion Risk Seminar, New York, New York, October 17, 2006

Seminars and Professional Presentations (1999 to present); (cont.)

- Presenter, “Accidental Clients or Ten (Easy?) Pieces,” Miller & Martin Academy, Miller & Martin PLLC, Nashville, Chattanooga, and Atlanta, September 15, 2006.
- Co-Presenter, “Annual Review Seminar: Ethics,” Tennessee Law Institute, various Tennessee locations, September 7 and 28, October 24, November 3 and 16, and December 6, 2006.
- Presenter, “Working with Lawyers: Why You Should Care About Lawyer Ethics,” Tennessee Association of Private Investigators, Collierville, Tennessee, August 26, 2006.
- Presenter, “Ethical Issues and Financial Data,” Basics of Accounting and Finance (Summer 2006), Practising Law Institute, Chicago, Illinois, July 28, 2006.
- Presenter, Presentation to Memphis City Schools Communications Department Personnel on Media Law Issues (Tennessee Public Records Act and Open Meetings Law), Memphis City Schools Teaching and Learning Academy, Memphis, Tennessee, July 20, 2006.
- Presenter, “The Impact of Open Records Law on Human Resources,” Tennessee Personnel Management Association, Memphis, Tennessee, July 21, 2006.
- Presenter, “Ethics and Attorney-Client Privilege Issues for Municipal Attorneys,” Tennessee Municipal Attorneys Association, Nashville, Tennessee, June 26, 2006.
- Moderator and Presenter, “Practical Ethics for Lawyers: 2006 Update, Parts 1 and 2,” Professional Education Broadcast Network/WebCredenza, Inc., National Teleconference Seminars, June 27 and 28, 2006.
- Moderator and Presenter, “Problem, Role Plays, and PowerPoint: Effective Tools for Teaching Ethics,” 32nd National Conference on Professional Responsibility, American Bar Association, Vancouver, British Columbia, Canada, June 2, 2006.
- Moderator and Panelist, “Professional Ethics and Immigration Law,” Annual Immigration Seminar, Federal Bar Association and U.S. District Court for the Western District of Tennessee, Memphis, Tennessee, May 18, 2006.
- Presenter, “Ethics and the Real Estate Professional: Real-Life Hypotheticals,” 2006 Annual Meeting and Convention, Tennessee Land Title Association, Memphis, Tennessee, May 4, 2006.
- Presenter, “Ethics: Real-Life Hypotheticals,” Lon V. Boyd Seminar, Kingsport Bar Association and Bristol Bar Association, Asheville, North Carolina, April 23, 2006.
- Panelist, “Free Speech in Judicial Elections: Where Do We Draw The Line?,” Memphis Lawyers' Chapter of the Federalist Society, Memphis, Tennessee, April 27, 2006.

Seminars and Professional Presentations (1999 to present); (cont.)

Moderator and Producer, "Ethical Issues Facing the Young Business Lawyer," Institute for the Young Business Lawyer, ABA Section of Business Law Spring Meeting, Tampa, Florida, April 6, 2006.

Panelist, "The Impaired Lawyer from the Law Firm's Point of View," Tennessee Lawyer Assistance Program, Nashville, Tennessee, March 31, 2006.

Moderator, "Things I Hate About You . . . : Journalists and Lawyers Square Off," Law School for Journalists, U.S. District Court for the Western District of Tennessee, Memphis Bar Association, University of Memphis Law School, and University of Memphis Journalism Department, Memphis, Tennessee, March 6, 2006.

Presenter, "Access to the Courts," Law School for Journalists, U.S. District Court for the Western District of Tennessee, Memphis Bar Association, University of Memphis Law School, and University of Memphis Journalism Department, Memphis, Tennessee, March 6, 2006.

Panelist, "Judicial Recusal and Abortion Bypass Cases," Fifth Circuit Spring Meeting and Election, American Bar Association Law Student Division, Memphis, Tennessee, February 25, 2006.

Co-Presenter, "The Attorney as Whistleblower Provision and Other Ethical Considerations," Practising Law Institute, New York, January 19, 2006.

Moderator and Presenter, "Ethical Issues in Civil Litigation, Parts 1 and 2," Professional Education Broadcast Network/WebCredenza, Inc., December 15-16, 2005.

Presenter, "Ethics and Environmental Law Winter Program 2005," Videoconference, Tennessee Bar Association Environmental Law Section, Memphis, Tennessee, and other locations, December 7, 2005.

Co-Presenter, "Annual Review Seminar: Ethics," Tennessee Law Institute, various Tennessee locations, September 8, 20, and 29, October 6 and 20, November 15, and December 15, 2005.

Presenter, "Ethics Primer for Attorneys and Accountants," 2005 44th Annual Arkansas Federal Tax Institute, Little Rock, Arkansas, December 2, 2005.

Panelist, "Lawyer Ethics v. Judicial Ethics: Lies! And The Lawyers and Clients Who Tell Them," Justice Programs, Jackson, Tennessee, November 30, 2005.

Presenter and Moderator, "Law Firm Internal Investigations: Principles and Privilege," 2005 Large Law Firm Symposium, AON Risk Services, Chicago, Illinois, October 19, 2005.

Co-Presenter, "Corporate Counsel in the Crosshairs," Tennessee Chapter, Association of Corporate Counsel, Memphis, Tennessee, October 7, 2005.

Seminars and Professional Presentations (1999 to present); (cont.)

Presenter, "Grading ABA Leadership on Legal Ethics: State Adoption of the Revised ABA Model Rules of Professional Conduct," Oklahoma City University Law School Ethics Conference, Oklahoma City, Oklahoma, September 23, 2005.

Panelist, "Ethics for Environmental Practitioners," ABA Section of Administrative and Regulatory Practice, ABA Annual Meeting, Chicago, Illinois, August 5, 2005.

Moderator and Panelist, "ABA Model Rules: A Practical Update on Ethics for Practicing Attorneys, Part 2," Professional Education Broadcast Network/WebCredenza, Inc., June 29, 2005.

Moderator and Panelist, "ABA Model Rules: A Practical Update on Ethics for Practicing Attorneys, Part 1," Professional Education Broadcast Network/WebCredenza, Inc., June 28, 2005.

Panelist, "We Have Met The Enemy and It Is Us: Ethics and Impaired Lawyers," Tennessee Judicial Conference, Knoxville, Tennessee, June 16, 2005.

Panelist, "Real Justice and Reel Justice," 124th Annual Convention, Tennessee Bar Association, Knoxville, Tennessee, June 17, 2005.

Presenter, "Where Were the Lawyers?" ABA BLS Bar Leaders Conference, Chicago, Illinois, May 11, 2005.

Presenter, "Coming to a Neighborhood Near You: Proposed Revisions to the Missouri Rules of Professional Conduct," Bryan Cave, LLP, St. Louis, Missouri, May 7, 2005.

Presenter, "Just Sign Here. . . : Conflict Waivers and Engagement Letters Under the Tennessee Rules of Professional Conduct," Miller & Martin Academy, Miller & Martin, PLLC, Nashville, Tennessee, April 29, 2005.

Presenter, "Coming Soon to a Neighborhood Near You: Proposed Revisions to the Ohio Rules of Professional Conduct," Current Issues in Business Law, Cincinnati Bar Association, Cincinnati, Ohio, April 8, 2005.

Presenter, "Coming Soon to a Neighborhood Near You: Proposed Revisions to the Ohio Rules of Professional Conduct," Litigation Section, Dinsmore & Shohl LLP, Cincinnati, Ohio, April 8, 2005.

Presenter, "Just Sign Here. . . : Conflict Waivers Under the Proposed Arkansas Rules of Professional Conduct," Arkansas Trial Lawyers Association, Jonesboro, Arkansas, February 18, 2005.

Co-Presenter, "1st Annual Lawyer Ad Film Festival," The Leo Bearman, Sr. American Inn of Court, Memphis, Tennessee, February 8, 2005.

Seminars and Professional Presentations (1999 to present); (cont.)

Co-Presenter, "On the Road: The Ethical Perils of Multi-Jurisdictional Practice," Media Law Resource Center and Southwestern Law School, Los Angeles, California, January 27, 2005.

Co-Presenter, "The Attorney as Whistleblower Provision and Other Ethical Considerations," Practising Law Institute, New York, January 20, 2005.

Presenter, "Legal Ethics in Arkansas: Just Sign Here . . . : Conflict Waiver and Engagement Letters Under the Arkansas Rules of Professional Conduct," Lorman Education Services, Little Rock, January 18, 2005.

Panelist, "TBA Environmental Law," Tennessee Bar Association, Video Conference, December 14, 2004.

Presenter, "TBA Annual Ethics Roadshow: Just Sign Here . . . : Conflict Waiver and Engagement Letters Under the Tennessee Rules of Professional Conduct," Tennessee Bar Association, Nashville, Knoxville, and Chattanooga, Tennessee, December 9, 16, and 17, 2004.

Producer, Moderator, and Presenter, "The New World of Lawyering: Recent Developments and an Introduction" and "The New World of Lawyering: A Bad Day at Berlinger Industries," 25th Annual Mid-South Commercial Law Institute, Nashville, Tennessee, December 3, 2004.

Presenter, "How the New Rules Affect Real Estate Closings in Tennessee," Southern Title Insurance Company, Nashville, Tennessee, November 16, 2004.

Presenter, "Ethics Primer for Attorneys and Accountants," 55th Annual Tennessee Federal Tax Institute, Nashville, Tennessee, November 10, 2004.

Moderator, "When 'Jeopardy' Is No Longer a Game Show: Safeguarding Against Personal, Professional, and Fiduciary Liability," Closing Plenary, Annual Meeting, Association of Corporate Counsel, Chicago, Illinois, October 27, 2004.

Moderator, "Just Sign Here . . . : Conflict Waivers Under the Tennessee Rules of Professional Conduct," 16th Annual Health Law Forum, Tennessee Bar Association Health Law Section, Nashville, Tennessee, October 22, 2004.

Panelist, "The Regulation of Attorney Conduct," Symposium: 21st Century Law, Technology & Ethics, University of Memphis Law Review, University of Memphis Cecil C. Humphreys School of Law, Memphis, Tennessee, October 15, 2004.

Panelist, "An Ethical Perfect Storm: Corporate Obligations Bring Together Ethical Codes of Conduct, Sarbanes-Oxley and Global Warming (Including a Case Study Involving the Petroleum Industry)," ABA Section of Environment, Energy, and Resources, 12th Section Fall Meeting, San Antonio, Texas, October 9, 2004.

Seminars and Professional Presentations (1999 to present); (cont.)

Moderator and Panelist, "When the Experts Get It Wrong: Malpractice Claims Against Expert Witnesses," Professional Education Broadcast Network/WebCredenza, Inc., September 14, 2004.

Co-Presenter, "Annual Review Seminar: Ethics," Tennessee Law Institute, various Tennessee locations, September 2, 16, and 23, October 12, November 4 and 18, and December 8, 2004.

Panelist, "Ethics for the Environmental Practitioner," ABA Section of Administrative Law and Regulatory Practice and ABA Standing Committee on Environmental Law, ABA Annual Meeting, Atlanta, Georgia, August 7, 2004.

Moderator and Panelist, "Timekeeping and Billing for Fun, Profit and Happiness: Firm Policies, Management and Culture," Association of Professional Responsibility Lawyers Annual Meeting, Atlanta, Georgia, August 7, 2004.

Presenter, "Hot Topics: Recent Proposals to Amend Arkansas Ethics," Arkansas Trial Lawyers Association, Fayetteville, Arkansas, June 24, 2004.

Panelist, "SONREEL Teleconference," MJP and Environmental Practice, American Bar Association, June 15, 2004.

Panelist, "Ethical Considerations in the Trial Consultant's Practice," 2004 National Conference, American Society of Trial Consultants, Memphis, Tennessee, June 12, 2004.

Presenter, "Whistleblowing in the Wind: Retaliatory Discharge of Lawyers Who Follow the Ethics Rules," ABA National Conference on Professional Responsibility, Naples, Florida, June 7, 2004.

Presenter, "What We Talk About When We Talk Legal Ethics, and Why We Do It," Champions of Professionalism Series, Memphis Bar Association, Memphis, Tennessee, May 14, 2004.

Presenter, "Contract Attorneys: Business and Ethical Issues in Hiring Contract Lawyers," International Paper Company, Memphis, Tennessee, May 13, 2004.

Presenter, "An Update on Multijurisdictional Practice, Amendment of Rules 1.6 and 1.13 in the States Following ABA Adoption in August 2003," 2004 Business Bar Leaders Conference, Chicago, Illinois, May 12, 2004.

Producer and Moderator, "Emerging Responsibilities and Liabilities of the CLO When a Company Goes Awry," ABA Section of Business Law Spring Meeting, Seattle, Washington, April 3, 2004.

Presenter, "Coming Attractions: Proposed Revisions to the Arkansas Rules of Professional Conduct," Arkansas Trial Lawyers Association, Jonesboro, Arkansas, February 20, 2004.

Seminars and Professional Presentations (1999 to present); (cont.)

Presenter, “Contract Attorneys: Business and Ethical Issues in Hiring Contract Lawyers,” Federal Express Corp. Law Department and West Tennessee Legal Services, Inc., Memphis, Tennessee, February 18, 2004.

Presenter, “Conflicts of Interest Workshop,” Vanderbilt University Law Department, Nashville, Tennessee, January 30, 2004.

Presenter, “Contract Attorneys: Business and Ethical Issues in Hiring Contract Lawyers,” West Tennessee Legal Services, Inc., Jackson, Tennessee, January 21, 2004.

Presenter, “New Tennessee Rules of Professional Conduct,” Tennessee Bar Association Business Law Section, Memphis, Tennessee, December 16, 2003.

Moderator, “End of Year Ethics Update: New Rules and New Challenges,” WebCredenza/Bar Association Teleseminar, December 9, 2003.

Co-Presenter, “Annual Review Seminar: Ethics,” Tennessee Law Institute, various Tennessee locations, September 4, 11, 18, and 25, October 2 and 14, and November 21, 2003.

Presenter, “Just Sign Here . . . : Conflict Waivers Under the New Tennessee Rules of Professional Conduct,” Tennessee Land Title Association and Tennessee Bar Association, Nashville, Tennessee, November 14, 2003.

Presenter, “Just Sign Here . . . : Conflict Waivers Under the New Tennessee Rules of Professional Conduct,” Memphis Bar Association Real Estate Section, Memphis, Tennessee, November 12, 2003.

Presenter, “Just Sign Here . . . : Conflict Waivers Under the New Tennessee Rules of Professional Conduct,” Mid-South Commercial Law Institute, Nashville, Tennessee, November 6, 2003.

Presenter, “Conflict Waivers Under the New Tennessee Rules of Professional Conduct: Real-Life Hypotheticals,” Annual Real Estate Continuing Education Seminar, First American Title, various Tennessee locations, October 8, 9, 15, and 16, 2003.

Producer, Moderator, Presenter, “Business Lawyering Post-Enron: What You Need to Know About the SEC, the ABA, and Tennessee's New Rules,” Second Annual Judge Jerome Turner Seminar, Memphis Bar Association, Memphis, Tennessee, October 10, 2003.

Presenter, “Business and Ethical Issues in Hiring Contract Lawyers,” Memphis Bar Association, Memphis, Tennessee, September 17, 2003.

Presenter, “ABA Ethics 2000: Coming Soon to a Jurisdiction Very Near You,” Region IV Annual Conference, National Association of Legal Secretaries, Memphis, Tennessee, July 19, 2003.

Seminars and Professional Presentations (1999 to present); (cont.)

Producer and Moderator, "Life in the Trenches: Exploring a Conflict of Interest in Three Acts," 122nd TBA Annual Convention, Tennessee Bar Association, Memphis, Tennessee, June 13, 2003.

Presenter, "The Ethics and Lawyering Roadshow," 24th Annual Bench and Bar Conference, Bar Association of Metropolitan St. Louis, Lake of the Ozarks, Missouri, June 6, 2003.

Presenter, "Truth and Lies: Are the Rules Different for Lawyers?" 29th National Conference on Professional Responsibility, American Bar Association, Chicago, Illinois, May 31, 2003.

Presenter, "Lawyers as Accomplices," 29th National Conference on Professional Responsibility, American Bar Association, Chicago, Illinois, May 29, 2003.

Presenter, "Tennessee Rules of Professional Conduct," Memphis Legal Secretaries' Association, Memphis, Tennessee, March 13, 2003.

Presenter, "Tennessee Rules of Professional Conduct," Liaison Committee of the U.S. Bankruptcy Court for the Western District of Tennessee, Eastern Division at Jackson, and Jackson-Madison County Bar Association, Jackson, Tennessee, March 6, 2003.

Presenter, "Tennessee Rules of Professional Conduct," Tennessee General Sessions Judges Conference, Nashville, Tennessee, February 26, 2003.

Co-Presenter, "30 Top Tips for Avoiding Techno.Trouble: Ethics and Malpractice Issues," Tennessee Bar Association, Nashville, Tennessee, January 23, 2003.

Presenter and Panelist, "The Final Word on Ethics 2000," *ABA Journal* and Various ABA Entities, National Teleconference (more than 5,000 registrants, highest registration in ABA Connection program history; more than 3,600 attending, highest attendance in program history), December 18-19, 2002.

Presenter, "Tennessee Rules of Professional Conduct," Thomason Hendrix Harvey Johnson & Mitchell, Memphis, Tennessee, December 13, 2002.

Presenter, "Things Every Tennessee Labor and Employment Lawyer Should Know About the New Ethics Rules," Memphis Bar Association Labor and Employment Section, Memphis, Tennessee, December 6, 2002.

Presenter, "Tennessee Rules of Professional Conduct," Memphis Bar Association, Memphis, Tennessee, December 5, 2002.

Panelist, "Preventing Legal Malpractice Claims and Ethics Complaints in General Practice," Tennessee Bar Association and American National Lawyers Insurance Reciprocal (ANLIR), Memphis, Tennessee, December 4, 2002.

Seminars and Professional Presentations (1999 to present); (cont.)

Presenter, “Tennessee Rules of Professional Conduct,” Leo Bearman, Sr., American Inn of Court, Memphis, Tennessee, December 3, 2002.

Author, “The New Ethics Rules: A Comprehensive Tour” (4-hour online course), Tennessee Bar Association, www.tba.org (over 1500 one-hour segments taken in first 45 days online).

Producer, Moderator, and Presenter, “Tennessee Rules of Professional Conduct: A Comprehensive Review,” Tennessee Bar Association, various Tennessee locations, November 5, 6, 7, 12, 13, and 14, 2002 (over 800 attendees).

Co-Presenter, “Annual Review Seminar: Ethics,” Tennessee Law Institute, various Tennessee locations, September 12, 15, and 26, October 3, 10, and 25, and November 19, 2002.

Moderator and Presenter, “Problems Involving Firm Lawyers: The Duty to Report Rogues,” Association of Professional Responsibility Lawyers Annual Meeting, Washington, D.C., August 9, 2002.

Presenter, “Legal Ethics: Real-Life Hypotheticals,” National Association of Legal Assistants Annual Convention, Savannah, Georgia, July 13, 2002.

Presenter, “Ethics 2002,” Anheuser-Busch Companies, Inc., Law Department Annual Meeting, Lake of the Ozarks, Missouri, July 11, 2002.

Presenter, “Ethics 2000,” National Conference on Professional Responsibility, American Bar Association, Vancouver, B.C., Canada, June 1, 2002.

Presenter, “The Revised ABA Model Rules of Professional Conduct and the Professional Responsibilities of Lawyers Representing Debtors and Creditors,” Bankruptcy Bar Association of the Southern District of Florida, Palm Beach, Florida, May 12, 2002.

Presenter, “Ethics 2000: Why We Fight,” Tennessee Law Review and the University of Tennessee College of Law Center for Advocacy and Dispute Resolution, Knoxville, Tennessee, April 4, 2002.

Presenter, “Ethics Seminar 2002,” Bryan Cave LLP, St. Louis, Missouri, March 30, 2002.

Presenter, “Workshop: Ethics in Commercial Transactions,” Mid-South Commercial Law Institute 22nd Annual Seminar, Nashville, Tennessee, November 16, 2001.

Presenter, “Hot Topics in Real Estate: Ethics and Dirt Lawyering In the New Millennium,” Tennessee Land Title Association and Tennessee Bar Association, Nashville, Tennessee, November 8, 2001.

Presenter, “Will the Bold Be Not So Beautiful? The Future of Lawyer Regulation,” Dorsey & Whitney 12th Annual Corporate Counsel Seminar, Minneapolis, Minnesota, October 24, 2001.

Seminars and Professional Presentations (1999 to present); (cont.)

Panelist, "Ethics and the Proposed Tennessee Rules of Professional Conduct," Tennessee Law Institute, Memphis, Tennessee, October 18, 2001.

Presenter, "2001 CLE Seminar: Selected Ethical Issues for Government Lawyers," United States Attorney's Office, Memphis, Tennessee, October 18, 2001.

Panelist, "The 2001 Legal Ethics Conference - Legal Ethics: What Needs Fixing?," Hofstra University School of Law, Hempstead, New York, September 9-11, 2001.

Presenter, "Tennessee's Ethics Horizon: The TBA's Proposed New Rules," West Tennessee Legal Services, Inc. Pro Bono Project, Selmer, Tennessee, August 15, 2001.

Presenter, "Ethics: Candor in Negotiations, Confidentiality, and Conflicts," Association for Women Attorneys, Memphis, Tennessee, July 26, 2001.

Presenter and Panelist, "The ABA Ethics 2000 Commission: Proposals Significant to Large Law Firms," Annual General Meeting, Attorneys' Liability Assurance Society, Inc., Bermuda, June 23, 2001.

Presenter and Panelist, "Changing the ABA Model Rules on Ethics: An Update," *ABA Journal* and Various ABA Entities, National Teleconference (more than 3,600 registrants -- highest registration in ABA Connection program history), May 16-17, 2001.

Presenter, "Internet Access to Court Records," U.S. District Court for the Western District of Tennessee, Memphis, Tennessee, April 27, 2001.

Presenter, "Tennessee's Legal Ethics Horizon: The TBA's Proposed New Rules," Greater Memphis Paralegal Alliance, Memphis, Tennessee, April 20, 2001.

Presenter, "Tennessee's Ethics Horizon: The TBA's Proposed New Rules," Tennessee Judicial Conference, Montgomery Bell State Park, Burns, Tennessee, April 18, 2001.

Panelist, "Multijurisdictional Practice and Interstate Cooperation," The Role of the Court in Improving Lawyer Conduct and Professionalism ("Rancho Bernardo II"), ABA Center for Professional Responsibility, Del Mar, California, March 24, 2001.

Presenter, Moderator, and Producer, "Sneaking Around: Practicing Law Across State Lines," Memphis Bar Association, First Annual Judge Jerome Turner Ethics Seminar, Memphis, Tennessee, February 22, 2001.

Presenter, "What Every Lawyer Should Know About Ethics 2000: Highlights of the Proposed Changes to the ABA Model Rules of Professional Conduct," American Bar Association Center for Professional Responsibility, American Bar Association MidYear Meeting, San Diego, California, February 18, 2001.

Seminars and Professional Presentations (1999 to present); (cont.)

Presenter and Panelist, "New Frontiers in Ethics: The Proposed Tennessee Rules of Professional Conduct and Other Adventures," Mid-South Commercial Law Institute, Nashville, Tennessee, November 17, 2000.

Presenter, "An Ethics Update & Another Idiosyncratic Tour of the Internet," Memphis Paralegal Association, Memphis, Tennessee, November 8, 2000.

Presenter, "Ethics 2000 Presentation," Indianapolis Bar Association, Indianapolis, Indiana, November 1, 2000.

Panelist, "Ethical Hazards in Today's Legal Environment: A Showcase of Pitfalls and Solutions for Practicing Lawyers," 8th Section Fall Meeting, American Bar Association Section of Environment, Energy, and Resources, New Orleans, Louisiana, September 23, 2000.

Presenter, "Conflicts of Interest and Disinterestedness," Chapter 7 Panel U.S. Trustee Training Western District of Tennessee, Memphis, Tennessee, September 22, 2000.

Presenter and Panelist, "The New Ethics Rules: A Report on the Work of the ABA Ethics 2000 Commission," National Convention, Federal Bar Association, Cleveland, Ohio, September 21, 2000.

Presenter, "Ethics 2000: Real-Life Hypotheticals," Association for Women Attorneys, Memphis, Tennessee, June 29, 2000.

Presenter, "Ethics 2000," National Conference on Professional Responsibility, American Bar Association, New Orleans, Louisiana, June 3, 2000.

Presenter, "Ethical Issues in Employment Law," Annual Labor and Employment Law Forum, Tennessee Bar Association, Nashville, Tennessee, May 9, 2000.

Presenter, "The Ethics Horizon: Tennessee and the ABA," Annual Federal Practice Seminar, U.S. District Court for the Western District of Tennessee and Federal Bar Association, Memphis, Tennessee, April 28, 2000.

Panel Moderator and Presenter, "Raising Capital: The Ethical Perspective," Annual Corporate and Business Law Forum, Tennessee Bar Association, Nashville, Tennessee, April 14, 2000.

Presenter, "Real-Life Hypotheticals," Greater Memphis Paralegal Alliance, Memphis, Tennessee, April 7, 2000.

Presenter, "The Ethics Horizon: Tennessee and the ABA," Federal Bar Association, March 3, 2000.

Presenter, "Unauthorized Practice of Law," Attorneys' Liability Assurance Society, Nationwide Teleconference Seminar, December 2, 1999.

Seminars and Professional Presentations (1999 to present); (cont.)

Panel Moderator and Presenter, "Ethics 1999: Real-Life Hypotheticals, Real-Life Answers," Memphis Bar Association, Memphis, Tennessee, November 12, 1999.

Presenter, "Legal Ethics Under the Proposed Tennessee Rules of Professional Conduct -- Transactional and Bankruptcy Practice," Mid-South Commercial Law Institute, Nashville, Tennessee, November 5, 1999.

Presenter, "Legal Ethics," Greater Memphis Paralegal Alliance, Memphis, Tennessee, September 16, 1999.

Presenter, "A Quick, Idiosyncratic Tour of the Internet," Greater Memphis Paralegal Alliance, Memphis, Tennessee, September 16, 1999.

Presenter, "ABA Ethics 2000," Annual General Meeting, Attorneys' Liability Assurance Society, Toronto, Canada, June 25, 1999.

Panel Moderator and Presenter, "Ethical Issues in Employment Law," Annual Labor and Employment Law Forum, Tennessee Bar Association, Nashville, Tennessee, May 14, 1999.

Presenter, "Ethics for the Business Lawyer," Annual Corporate and Business Law Forum, Tennessee Bar Association, Nashville, Tennessee, April 30, 1999.

Presenter, "Legal Ethics," Greater Memphis Paralegal Alliance, Memphis, Tennessee, April 21, 1999.

Presenter, "TBALink," Tennessee Judicial Conference, Dickson, Tennessee, April 9, 1999.

Moderator and Presenter, "Legal Ethics Potpourri," Tennessee Valley Public Power Association, Nashville, Tennessee, February 12, 1999.

Community Activities

Democratic Policy Council Board of Directors	1999 to 2002
Memphis Race Relations & Diversity Institute Member, Executive Committee	1998 to 1999
Member, Board of Directors	1998 to 1999
Princeton Alumni Association of Memphis Alumni Schools Committee	1985 to 1997
Regional Chair, Princeton University Annual Giving Campaign	1987 to 1989
Memphis Public Affairs Council Co-Founder, Program Chairman, and Member of Board of Directors	1986 to 1990
Methodist Hospitals of Memphis, Inc. Institutional Review Committee	1987 to 1989
Shelby County Democratic Party County Committee	1987 to 1989
Chair, Convention Credentials Committee	1989
Co-Chair, Convention and Rules Subcommittee	1987 to 1989
Girls, Incorporated Sustaining Member	1988 to 2000