

June 27, 2007

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The Honorable Michael Catalano
Clerk, Tennessee Supreme Court
Supreme Court Building, Room 100
401 Seventh Avenue North
Nashville, TN 37219

IN RE: RULE 9, SECTION 9.4 – RULES OF THE
TENNESSEE SUPREME COURT

Dear Mike:

Attached please find an original and six copies of the Comment of the Tennessee Bar Association in reference to the above matter.

As always, thank you for your cooperation. I remain,

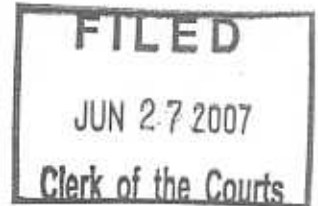
Very truly yours,

Allan F. Ramsaur
Executive Director

cc: Marcia M. Eason, President, Tennessee Bar Association
William L. Harbison, General Counsel
Lucian T. Pera, Chair, TBA Standing Committee on
Ethics & Professional Responsibility
Service List

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IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE



IN RE: RULE 9, SECTION 9.4
RULES OF THE
TENNESSEE SUPREME
COURT

)
) No. M2007-01197-SC-RL2-RL
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)
)

COMMENT OF THE TENNESSEE BAR ASSOCIATION

INTRODUCTION

The Tennessee Bar Association ("TBA"), by and through its President, Marcia M. Eason; General Counsel, William L. Harbison; Chair, Standing Committee on Ethics and Professional Responsibility, Lucian T. Pera; and Executive Director, Allan F. Ramsaur, files this comment on adoption of the proposed amendment to Rule 9, Section 9.4.

BACKGROUND

On June 4, 2007, this Honorable Court published for comment a proposed amendment to Rule 9, Section 9.4 of the Rules of the Tennessee Supreme Court on the handling of complaints against members of the Board of Professional Responsibility. The Tennessee Bar Association published the rule amendment and made it available to members of the TBA Standing Committee on Ethics and Professional Responsibility.

Based upon the review by the committee and the considered judgment of the leadership of the Tennessee Bar Association, the TBA recommends the adoption of the proposed amendment as a refinement to the procedure with respect to complaints against members of the Board of Professional Responsibility.

RESPECTFULLY SUBMITTED,

By: /s/ by permission _____

MARCIA M. EASON (011374)
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By: /s/ by permission _____

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By: /s/ by permission _____

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By: A. F. R.

ALLAN F. RAMSAUR (5764)
Executive Director,
Tennessee Bar Association
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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing has been served upon the individuals and organizations identified in Exhibit "A" by regular U.S. Mail, postage prepaid on June 27, 2007.

 A. F. R.
Allan F. Ramsaur



TENNESSEE BAR
ASSOCIATION

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Morris Hadden, Kingsport
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Lisa Richter, Springfield
Linda Warren Seely, Memphis
Chancellor Jeffrey Stewart, Winchester
H. Graham Swafford, Jasper
Danny Van Horn, Memphis
Greiley Wells, Jr., Blountville

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June 27, 2007

The Honorable Michael Catalano
Clerk, Tennessee Supreme Court
Supreme Court Building, Room 100
401 Seventh Avenue North
Nashville, TN 37219

IN RE: PROPOSED AMENDED RULE 31,
SECTION 11

Dear Mike:

Attached please find an original and six copies of the Motion for Additional Time To Comment of the Tennessee Bar Association in reference to the above matter.

As always, thank you for your cooperation. I remain,

Very truly yours,

Allan F. Ramsaur
Executive Director

cc: Chief Justice William M. Barker, Tennessee Supreme Court
Justice Janice M. Holder, Tennessee Supreme Court
Justice Cornelia A. Clark, Tennessee Supreme Court
Justice Gary R. Wade, Tennessee Supreme Court
Justice William C. Koch, Jr., Tennessee Supreme Court
Marcia M. Eason, President, Tennessee Bar Association
William L. Harbison, General Counsel
Lucian T. Pera, Chair, Standing Committee on Ethics and
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David K. Taylor, Chair, Dispute Resolution Section
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FILED

JUN 27 2007

Clerk of the Courts

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED
JUN 27 2007
Clerk of the Courts

IN RE: PROPOSED AMENDED RULE 31,)
SECTION 11) M2007-01253-SC-RL2-RL
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MOTION FOR ADDITIONAL TIME TO COMMENT

INTRODUCTION

The Tennessee Bar Association (“TBA”), by and through its President, Marcia M. Eason; General Counsel, William L. Harbison; Chair, Standing Committee on Ethics and Professional Responsibility, Lucian T. Pera; Chair, Dispute Resolution Section, David K. Taylor; and Executive Director, Allan F. Ramsaur, moves this Honorable Court to grant 45 days additional time, until August 16, 2007, to comment in the above matter.

BACKGROUND

On June 11, this Honorable Court issued an order proposing for comment amendments to its Rule 31, Section 11 dealing with the discipline of Rule 31 mediators. The comment period was set for 28 days until July 9, 2007.

Immediately upon issuance of the order, the staff of the TBA circulated the proposal to the TBA Executive Committee, the TBA Board of Governors, and to the leadership of the Dispute Resolution Section who were convening for their Annual Meeting in Nashville within 2 or 3 days. The TBA Board of Governors took up the matter on Saturday, June 16, 2007, and requested that the Standing Committee on Ethics and Professional Responsibility review the rule; the TBA resolved to request additional time to fully develop its response to the proposal.

While the proposed changes in the grievance committee procedure may appear to be the principal reason for solicitation of public comment, as is often the case in such situations, the reopening of Rule 31, Section 11 has led to an examination of the interplay between Tenn. Sup. Ct. Rule 8 TRPC and the procedure for

complaints and discipline for lawyers involved in court annexed alternative dispute resolution under Rule 31. During the additional time, the TBA will attempt to reconcile the viewpoints with respect to the issues presented and make a comprehensive recommendation with respect to this rule including, possibly some improvements in the grievance procedure for Rule 31 Mediators who are not lawyers.

CONCLUSION

For the reasons stated, thus the TBA hereby requests additional time to comment until August 16, 2007.

RESPECTFULLY SUBMITTED,

By: /s/ by permission

MARCIA M. EASON (011374)
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By:



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Tennessee Bar Association
Tennessee Bar Center
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(615) 383-7421

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing has been served upon the individuals and organizations identified in Exhibit "A" by regular U.S. Mail, postage prepaid on June 27, 2007.



Allan F. Ramsaur

M2007-01197-SE-RL2-RL

RL 9, Sec. 9.4

Linda Wagner - MICHAEL'S MOTHER

July 2, 2007

The Tennessee "courts" we were subjected to are a DEADLY MOCKERY of what judicial systems are supposed to be. I'm confident Michael and I would have NEVER been treated the way we were treated in this states "courts" in any other state in this great nation. I would like to say that this "proposed" amendment to rule 9, section 9.4 is WAY TOO LITTLE - WAY TOO LATE for Michael and me. I personally fail to see how the state of Tennessee can afford NOT to amend ALL the rules dealing with the legal disciplinary system and SECRECY as well. I can't help but wonder what percentage of the "public" even knows about this "proposed" amendment? For that matter; what percentage of the "public" in this state would even care about this "proposed" amendment? This "proposed" amendment would appear to relieve a complainant/victim of the outrageous responsibility of exposing the DEADLY corruption within the Tennessee legal disciplinary systems; to include the BOPR and the Tennessee Court of Judiciary. The mere fact that I DARED to litigate for justice in this DEADLY state became a DEATH sentence for my beautiful son Michael. We were subjected to discrimination, perjury, obstruction of justice, slander - even AFTER Michael lost his life, denied due process of law, theft of our documents, his father BRIBING a "judge" - just to name a few of the **CRIMES - NOT ETHICS VIOLATIONS - CRIMES. CRIMES** that were "covered up" by the BOPR and the Tennessee Court of Judiciary. So how many Tennessee licensed attorneys will respond negatively against this "proposed" amendment? Anyone of them who dares; should be investigated for unethical/criminal behavior. I hope the new chief disciplinary counsel of the BOPR attorney, Nancy Jones, writes a POSITIVE comment on this "proposed" amendment. I'm confident shes already been made aware of enough judicial corruption to last her the rest of her life. The same goes for senators Burchett and Woodson. Mr. Catalano:

IF MY RESPONSE IS NOT POSTED WITH OTHER RESPONSES ON YOUR WEBSITE, I WILL CONSIDER YOUR BEHAVIOR TOWARDS ME TO BE AN ACT OF DISCRIMINATION.