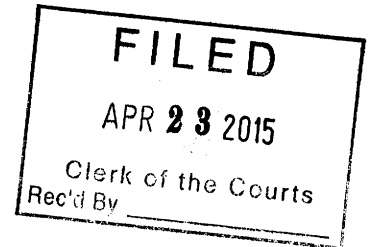


IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: AMENDMENT TO TENNESSEE SUPREME COURT RULE 9

No. ADM2015-00732

ORDER



On August 30, 2013, the Court filed an Order adopting a comprehensive revision of Tennessee Supreme Court Rule 9, which sets out the rules governing disciplinary enforcement with respect to attorneys. As provided in the Order, the revised Tennessee Supreme Court Rule 9 took effect January 1, 2014. It has come to the Court's attention that subsections (c) and (e) of section 15.4 may appear to be duplicative. The Court has determined that a minor housekeeping amendment is necessary to clarify the application of these subsections.

After due consideration, the Court hereby amends Tennessee Supreme Court Rule 9, section 15.4, subsections (c) and (e), in the form set out in the attached Appendix to this order. This amendment is effective immediately.

The Clerk shall provide a copy of this order to LexisNexis and to Thomson Reuters. In addition, this order shall be posted on the Tennessee Supreme Court's website.

IT IS SO ORDERED.

PER CURIAM

APPENDIX

AMENDMENT TO TENN. SUP. CT. R. 9, § 15.4 (c) and (e)

[New text is indicated by underlining]

Section 15. Initiation, Investigation, and Hearing

...

15.4.

...

(c) If the Court finds that the punishment imposed under subsection (b) appears to be inadequate or excessive, it shall issue an order advising the Board and the respondent attorney that it proposes to increase or to decrease the punishment. If the Court proposes to increase the punishment, the respondent attorney shall have twenty days from the date of the order to file a brief and request oral argument; if the Court proposes to decrease the punishment, the Board shall have twenty days from the date of the order within which to file a brief and request oral argument. Reply briefs shall be due within twenty days of the filing of the preceding brief. If a party requests oral argument, the Court may grant it. Upon termination of such proceedings as are requested, the Court may modify the judgment of the hearing panel or the settlement in such manner as it deems appropriate. There shall be no petition for rehearing.

...

(e) If the Court finds that the punishment imposed under subsection (d) appears to be inadequate or excessive, it shall issue an order advising the Board and the respondent attorney that it proposes to increase or to decrease the punishment. If the Court proposes to increase the punishment, the respondent attorney shall have twenty days from the date of the order to file a brief and request oral argument; if the Court proposes to decrease the punishment, the Board shall have twenty days from the date of the order within which to file a brief and request

oral argument. Reply briefs shall be due within twenty days of the filing of the preceding brief. If a party requests oral argument, the Court may grant it. Upon termination of such proceedings as are requested, the Court may modify the judgment of the trial court in such manner as it deems appropriate. There shall be no petition for rehearing.