



**BOARD OF PROFESSIONAL RESPONSIBILITY  
of the  
SUPREME COURT OF TENNESSEE**

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**POSNER, MARVIN**

**BPR # 007940**

October 31, 1996

County: Shelby

District: 9

Public censure on October 31, 1996. Between early 1992 and June 1994, Posner assumed the responsibility of monitoring the real estate practice of his former partner, Kelvin Massey. He sent quarterly reports of Massey's progress during this time frame and consistently reported to the Board that Massey could continue to practice without harming the public and that the partnership's real estate escrow account was under signature control limited to Posner and his office manager. The Board concluded that Posner's efforts fell short of what a similarly-situated, reasonably vigilant partner would have done to discharge his fiduciary responsibilities.



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