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of the
SUPREME COURT OF TENNESSEE

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RELEASE OF INFORMATION
IN RE: THOMAS KEITH McALEXANDER, BPR #11912
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October 15, 2004

MEMPHIS LAWYER SUSPENDED

Thomas Keith McAlexander, a Memphis lawyer, has been suspended from the practice of law by Tennessee Supreme Court Order filed on October 12, 2004. McAlexander was suspended for a period of two years beginning October 15, 2004.

In 2002, McAlexander falsified the status of two separate matters he was retained by one former client to handle. In the first matter, McAlexander prepared a fictitious Order of the Shelby County Circuit Court purporting to award \$170,000 to this former client in an employment discrimination action while in truth there was no such order ever filed awarding this client any damages. In the second matter, McAlexander falsely informed this former client that he had filed a motion to set aside a dismissal order in the client's Dyer County Circuit Court case, and prepared and mailed this fictitious motion to the client with a false certificate of service to all parties in the action, on August 19, 2002.

The Board of Professional Responsibility filed a petition for discipline against McAlexander pursuant to Tennessee Supreme Court Rule 9, and McAlexander filed an Answer and Amended Answer wherein he admitted all allegations against him included within the petition. In September of 2004, McAlexander tendered a Conditional Guilty Plea in which he pleaded guilty to the petition and agreed to be suspended from the practice of law for a two year period to commence on October 15, 2004.

Section 18 of Tennessee Supreme Court Rule 9 requires McAlexander to notify by registered or certified mail all clients being represented in pending matters; all co-counsel and opposing counsel of the Supreme Court's Order suspending him. Section 18 also requires McAlexander to deliver to all clients any papers or property to which they are entitled.

This disciplinary matter was conducted in accordance with Supreme Court Rules 8 and 9. Pursuant to Supreme Court Rule 9, Section 19, McAlexander is eligible to be considered for reinstatement from this two year suspension on October 14, 2006, but he must carry the burden

of proof by clear and convincing evidence that his reinstatement will not be detrimental to the integrity and standing of the bar or to the administration of justice, or be subversive to the public interest.

JDJ:mw

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