

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

11/17/2021

Clerk of the
Appellate Courts

In Re: WHITNEY SUZANNE BAILEY, BPR #026785
(Hawkins County)

No. M2019-02300-SC-BAR-BP
BOPR #2021-3193-1-AW-30.4(d)

ORDER OF REINSTATEMENT

This matter is before the Court, pursuant to Tenn. Sup. Ct. R. 9, § 30.4(d), upon a Petition for Reinstatement filed on September 3, 2021, by the Petitioner, Whitney Suzanne Bailey. Ms. Bailey was suspended from the practice of law by Order of this Court filed on January 8, 2020. The Hearing Panel entered its Decision, Report, and Findings of Disciplinary Hearing Panel on October 28, 2021, recommending Ms. Bailey be reinstated with conditions. The Decision, Report, and Findings of Disciplinary Hearing Panel were considered and approved by the Board on November 5, 2021.

From all of which the Court approves the Decision, Report, and Findings of Disciplinary Hearing Panel and adopts the same as this Court's Order.

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT:

1. The Petitioner, Whitney Suzanne Bailey, is hereby reinstated to the practice of law in the State of Tennessee pursuant to Tenn. Sup. Ct. R. 9, § 30.4(d), subject to the following conditions:
 - a. Ms. Bailey continues and remains in substantial compliance with her current Tennessee Lawyers Assistance Program (TLAP) monitoring agreement and authorizes TLAP to timely report any substantial non-compliance to the Board of Professional Responsibility.
 - b. During the remaining period of her probation as provided for in the Order of Enforcement entered by this Court on January 8, 2020, Ms. Bailey, at her own expense, shall engage the services of a practice monitor, who shall be selected and approved in accordance with Tenn. Sup. Ct. R. 9, § 12.9(c). Ms. Bailey shall meet in person or by video conference with her Practice Monitor to identify and address any time management or timely communication issues of Ms. Bailey. The Practice Monitor shall have access to TLAP to facilitate Ms. Bailey's substantial compliance with the

terms and conditions of her monitoring agreement, and Ms. Bailey shall execute a release with TLAP to provide said access. The Practice Monitor shall provide written reports to the Board regarding Ms. Bailey's progress.

- c. Ms. Bailey shall incur no new disciplinary complaints for which the Board recommends disciplinary action during the remainder of her probation period.
2. As a further condition of reinstatement and pursuant to Tenn. Sup. Ct. R. 9, § 30.4(8), Ms. Bailey, shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$500.00, and the \$100.00 filing fee assessed by this Court, and shall pay to the Clerk of this Court the costs incurred herein, if any, within ninety (90) days of the entry of this Order, for all of which execution may issue if necessary.
3. That the psychological evaluation and records entered into evidence at the hearing and sealed by the Panel shall remain under seal until further orders of this Court.
4. The Board of Professional Responsibility shall cause notice of this reinstatement to be published as required by Tenn. Sup. Ct. R. 9, § 28.11.

PER CURIAM