



**BOARD OF PROFESSIONAL RESPONSIBILITY  
OF THE  
SUPREME COURT OF TENNESSEE**

10 CADILLAC DRIVE, SUITE 220  
BRENTWOOD, TENNESSEE 37027  
TELEPHONE: (615) 361-7500  
(800) 486-5714  
FAX: (615) 367-2480  
E-MAIL: [ethics@tbpr.org](mailto:ethics@tbpr.org)  
Website: [www.tbpr.org](http://www.tbpr.org)

**RELEASE OF INFORMATION**  
**RE: JASON WADE BARNETTE, BPR #26960**  
**CONTACT: ALAN D. JOHNSON**  
**BOARD OF PROFESSIONAL RESPONSIBILITY**  
**615-361-7500**

October 12, 2017

**DAVIDSON COUNTY LAWYER SUSPENDED**

On October 12, 2017, the Tennessee Supreme Court suspended Jason Wade Barnette from the practice of law for three (3) years, with one (1) year served as active suspension and the remainder on probation. Mr. Barnette must pay restitution to five former clients as a condition of reinstatement to the practice of law. Mr. Barnette must pay the Board of Professional Responsibility's costs and expenses and court costs within ninety days.

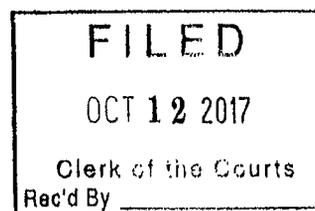
On November 10, 2016, a Petition for Discipline was filed against Mr. Barnette, and a Supplemental Petition for Discipline was filed on February 9, 2017. These Petitions for Discipline included seven (7) complaints. Mr. Barnette entered a Conditional Guilty Plea on September 6, 2017.

The complaints alleged that after paying Mr. Barnette for representation, he missed court dates resulting in default judgments and was non-responsive to requests for information. In two cases, Mr. Barnette was able to have default judgments set aside. In one case, Mr. Barnette failed to timely remit proceeds of a settlement. In another case, Mr. Barnette agreed to dismiss a case he filed on behalf of a client without consulting her.

Mr. Barnette's misconduct violated Rules of Professional Conduct 1.1 (competence), 1.2 (scope of representation), 1.3 (diligence), 1.4 (communication), 1.5 (fees), 1.15 (safekeeping property), 1.16 (terminating representation) and 8.4 (a), (c) and (d) (misconduct).

Mr. Barnette must comply with Tennessee Supreme Court Rule 9, Section 28 regarding the obligations and responsibilities suspended attorneys.

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE



**IN RE: JASON WADE BARNETTE, BPR #026960**  
An Attorney Licensed to Practice Law in Tennessee  
(Davidson County)

---

**No. M2017-02004-SC-BAR-BP**  
BOPR No. 2016-2654-5-AJ

---

**ORDER OF ENFORCEMENT**

This matter is before the Court upon a Petition for Discipline filed against Attorney Jason Wade Barnette on November 10, 2016; upon Answer to Petition for Discipline filed by Mr. Barnette on January 24, 2017; upon a Supplemental Petition for Discipline filed on February 9, 2017; upon an Amendment to Supplemental Petition for Discipline filed on March 9, 2017; upon Answer to Supplemental Petition for Discipline filed by Mr. Barnette on April 21, 2017; upon Conditional Guilty Plea filed by Mr. Barnette on September 6, 2017; upon an Order Recommending Approval of Conditional Guilty Plea entered on September 11, 2017; upon consideration and approval by the Board on September 22, 2017; and upon the entire record in this cause.

From all of which the Court approves the Order of the Hearing Panel and adopts the Hearing Panel's Order as the Court's Order.

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

(1) Pursuant to Tenn. Sup. Ct. R. 9, § 12.2, Jason Wade Barnette is suspended from the practice of law for three (3) years with one (1) year served as an active suspension. Pursuant to Tenn. Sup. Ct. R. 9, § 14.1, the remaining two (2) years of suspension shall be served on probation, subject to the following conditions:

- (a) Mr. Barnette shall engage a practice monitor at his own expense who shall meet with Mr. Barnette on a monthly basis to review basic office procedures such as trust accounting, account management, and office management procedures such as the scheduling and maintenance of case deadlines and the use of written communication and fee agreements.

- (b) The practice monitor shall send monthly reports of these meetings to the Board.
  - (c) Mr. Barnette shall select three (3) potential practice monitors and submit names to the Board for final approval within fifteen (15) days of the entry of the Order of Enforcement.
- (2) Pursuant to Tenn. Sup. Ct. R. 9, § 12.7, and as a condition precedent to any reinstatement, Mr. Barnette shall make restitution to the following individuals. In the event restitution is made by the Tennessee Lawyer's Fund for Client Protection (TLFCP), Mr. Barnette shall reimburse TLFCP the same amount:
- (a) Deborah Higgins - \$625.00
  - (b) Monti Fluellen - \$600.00
  - (c) Jackie Powers - \$500.00
  - (d) James Jernigan - \$500.00
  - (e) Amy Cantrell - \$2,900.00
- (3) In the event Mr. Barnette fails to meet any condition of probation, the probation may be revoked pursuant to Tenn. Sup. Ct. R. 9, § 14.2.
- (4) Mr. Barnette shall comply in all aspects with Tenn. Sup. Ct. R. 9, §§ 28 and 30.4 regarding the obligations and responsibilities of suspended attorneys and the procedure for reinstatement.
- (5) Prior to seeking reinstatement, Mr. Barnette must meet all CLE requirements; have remitted all outstanding registration fees and outstanding professional privilege taxes, including those due from the date of this suspension until the date of reinstatement; and have remitted all court costs and Board costs in this matter.
- (6) Pursuant to Tenn. Sup. Ct. R. 9, § 28.1, this Order shall be effective immediately.
- (7) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3, Mr. Barnette shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$1,197.65 and shall pay to the Clerk of this Court the costs incurred herein, within ninety (90) days of the entry of this Order, for all of which execution may issue if necessary.
- (8) The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 28.11.

PER CURIAM