

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

SEP 26 2008

Clerk of the Courts

IN RE: HOWARD B. BARNWELL, BPR #868
An Attorney Licensed to Practice Law in Tennessee
(Hamilton County)

BOPR Docket No. 2006-1594-3(C)-JV

No. 2008-02171-SC-BPO-BP

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed by the Board of Professional Responsibility ("Board") against Respondent, Howard B. Barnwell, on April 20, 2006; upon a Supplemental Petition for Discipline filed by the Board against Respondent on January 31, 2007; upon a Second Supplemental Petition for Discipline filed by the Board against Respondent on April 27, 2007; upon the Board's Motion for Default Judgment filed on April 15, 2008; upon the Hearing Panel's Default Judgment filed on June 5, 2008; upon the Final Judgment of the Hearing Panel filed on July 15, 2008; and upon the entire record in this cause. Neither the Board nor Respondent appealed the Hearing Panel's Judgment.

From all of which the Court finds that the Hearing Panel's recommendation that Respondent be disbarred is appropriate under the circumstances of this case and that the Final Judgment of the Hearing Panel should be adopted as the Court's Order.

It is, therefore, **ORDERED, ADJUDGED** and **DECREED** by the Court that:

1. Respondent be and is hereby disbarred pursuant to Rule 9, § 4.1 of the Rules of the Supreme Court.
2. Respondent shall comply in all aspects with Rule 9, § 18 of the Rules of the Supreme Court regarding the obligations and responsibilities of disbarred attorneys.
3. Pursuant to Rule 9, § 24.3 of the Rules of the Supreme Court, Respondent shall pay to the Board the expenses and costs of this matter in the amount of \$4,488.83, and in addition shall pay to the Clerk of this Court the costs assessed herein, for all of which execution may issue, if necessary.
4. The Board shall cause notice of this disbarment to be published as required by Rule 9, § 18.10 of the Rules of the Supreme Court.

FOR THE COURT:

Cornelia A. Clark
CORNELIA A. CLARK, JUSTICE