



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

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RELEASE OF INFORMATION
RE: MATTHEW QUENTIN BASTIAN, BPR #12562
CONTACT: KRISANN HODGES
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

July 17, 2014

MAURY COUNTY LAWYER SUSPENDED

On July 9, 2014, Matthew Bastian, of Columbia, Tennessee, was suspended by Order of the Tennessee Supreme Court for eleven (11) months and twenty-nine (29) days. He was further ordered to pay restitution to James Miller in the amount of \$3,000.00 and to contact the Tennessee Lawyers Assistance Program ("TLAP") for evaluation. If TLAP determines that a monitoring agreement is appropriate, Mr. Bastian shall comply with the terms and conditions of the TLAP monitoring agreement. Mr. Bastian must also pay the Board's costs.

The Board of Professional Responsibility filed two (2) Petitions for Discipline against Mr. Bastian alleging that he improperly used his trust account for personal transactions, failed to timely respond to discovery requests, failed to appear at a hearing, and failed to timely respond to pleadings resulting in default and dismissal of his client's case. Mr. Bastian entered into a conditional guilty plea admitting to violations of Rules of Professional Conduct 1.1, Competence; 1.3, Diligence; 1.4, Communication; 1.15(a) and (b), Safekeeping Property; 3.2, Expediting Litigation; 1.16(a)(2), (c) and (d), Declining and Terminating Representation; and 8.4(a), (c), and (d), Misconduct.

Mr. Bastian must comply with the requirements of Tennessee Supreme Court Rule 9, Section 18 (2006) and Section 30.4 (2014) regarding the obligations and responsibilities of suspended attorneys and the procedures for reinstatement. He may not resume practice until reinstated by further order of this Court.

Bastian 2237-6; 2311-6 rel.doc

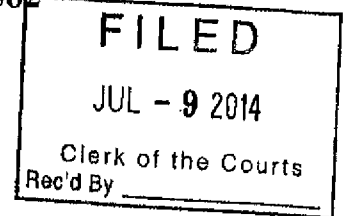
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IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: MATTHEW QUENTIN BASTIAN, BPR #012562
An Attorney Licensed to Practice Law in Tennessee
(Maury County)



No. M2014-01248-SC-BAR-BP
BOPR No. 2013-2237-6-KH and 2014-2311-6-KH

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against Matthew Quentin Bastian, Docket Number 2013-2237-6-KH, on July 9, 2013; upon Mr. Bastian's Response to Petition for Discipline filed on September 24, 2013; upon a second Petition for Discipline filed April 15, 2014, against Mr. Bastian in Docket Number 2014-2311-6-KH; upon the Board's Motion to Consolidate filed April 21, 2014; upon Mr. Bastian's Conditional Guilty Plea filed April 21, 2014; upon the Hearing Panel's Order to Consolidate and Order to Recommend Approval of Conditional Guilty Plea filed on April 22, 2014; and upon consideration by the Board of Professional Responsibility on June 13, 2014.¹

From all of which the Court approves the Conditional Guilty Plea and adopts the Hearing Panel's Order Recommending Approval of Conditional Guilty Plea as the Court's Order.

It is, therefore, ordered, adjudged and decreed by the Court that:

- (1) Matthew Quentin Bastian is suspended for eleven (11) months and twenty-nine (29) days pursuant to Tenn. Sup. Ct. R. 9, § 4.2 (2006) and Tenn. Sup. Ct. R. 9, § 12.2 (2014) subject to the following conditions:
 - (a) Mr. Bastian shall make restitution to James Miller in the amount of \$3,000.00. In the event restitution to Mr. Miller is paid by the Tennessee Lawyers Fund for Client Protection (TLFCP), Mr. Bastian shall reimburse

¹Because this cause was initiated prior to January 1, 2014, it is governed by Tenn. Sup. Ct. R. 9 (2006) except as otherwise noted.

TLFCP the amount paid. Full payment of restitution by Mr. Bastian is a condition precedent to reinstatement.

(b) Further, Mr. Bastian shall contact the Tennessee Lawyers Assistance Program ("TLAP") for evaluation. If TLAP determines that a monitoring agreement is appropriate, Mr. Bastian shall comply with the terms and conditions of the TLAP monitoring agreement.

(2) Additionally, Mr. Bastian shall comply in all aspects with Tenn. Sup. Ct. R. 9, § 18 (2006) and Tenn. Sup. Ct. R. 9, § 30.4 (2014) regarding the obligations and responsibilities of suspended attorneys and the procedure for reinstatement. Mr. Bastian must meet all CLE requirements and all registration requirements prior to reinstatement.

(3) Pursuant to Tenn. Sup. Ct. R. 9, § 18.5 (2006), this Order shall be effective ten (10) days after the date of entry.

(4) Pursuant to Tenn. Sup. Ct. R. 9, § 24.3 (2006), Mr. Bastian shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$ 1,164.76 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.

(5) The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 18.10 (2006).

FOR THE COURT:

Cornelia A. Clark
CORNELIA A. CLARK, JUSTICE