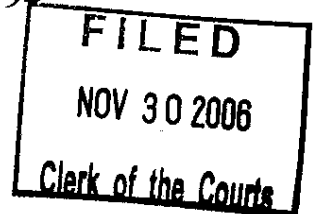


IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

RICHARD "RICK" HUGHES BATSON, II, BPR #11794
An Attorney Licensed In Tennessee
(Davidson County)



BPR DOCKET NO. 2004-1465-5-LC

NO. M2006-02545-5C-BPO-BP

ORDER OF ENFORCEMENT

The Board of Professional Responsibility of the Supreme Court of Tennessee, by and through Disciplinary Counsel, filed a Petition for Discipline and Supplemental Petition for Discipline against the Respondent, Richard "Rick" Batson, II, a Nashville, Tennessee lawyer.

Pursuant to Section 16.1 of Tennessee Supreme Court Rule 9, Respondent submitted a Conditional Guilty Plea in exchange for a stated form of discipline. The Guilty Plea embraces complaint numbers 27021c-5-LC and 27699-5-LC. A copy of the Conditional Guilty Plea is attached hereto as Exhibit A and incorporated herein. The Conditional Guilty Plea was approved by the Hearing Panel (see Exhibit B) and the Board of Professional Responsibility.

Respondent admitted his guilt of violating DR 1-102(A)(1)(4)(5)(6); DR 6-101(A)(1)(2)(3); DR 7-101(A)(1)(2)(3)(4) of the Code of Professional Responsibility and Rules 1.1; 1.2; 1.3; 1.4 and 8.4(a)(d) of the Tennessee Rules of Professional Conduct.

It is therefore **ORDERED, ADJUDGED and DECREED** that the Respondent, Richard "Rick" Hughes Batson, II, be suspended from the practice of law for a period of one (1) year and shall be evaluated by the Tennessee Lawyers Assistance Program (TLAP) and follow any recommendations of TLAP.

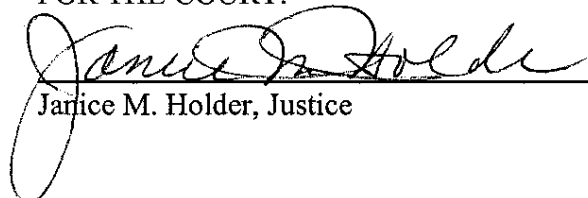
ORDER OF ENFORCEMENT
Richard "Rick" Hughes Batson, II, Respondent, BPR #11794
BPR Docket No. 2004-1465-5-LC

It is further **ORDERED, ADJUDGED and DECREED** that Respondent, Richard "Rick" Hughes Batson, II, shall pay the costs in this matter of \$1,526.00 and in addition, shall pay the Clerk of this Court the costs incurred herein, for all of which execution shall issue, if necessary.

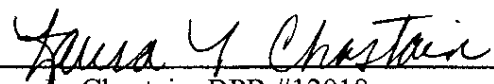
The Board of Professional Responsibility is directed to make notification of this suspension as provided in Section 18.5 of Supreme Court Rule 9.


ENTERED this 22nd day of November, 2006.

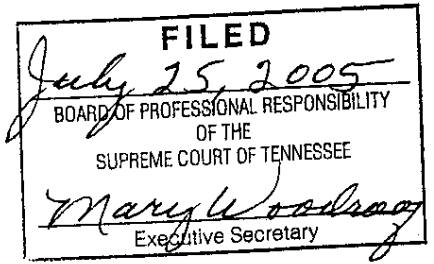
FOR THE COURT:


Janice M. Holder, Justice

APPROVED FOR ENTRY:


Laura L. Chastain, BPR #12018
Deputy Chief Disciplinary Counsel
1101 Kermit Drive, Suite 730
Nashville, TN 37217
615-361-7500
BatsonOrderEnforcement2005-LC


Richard "Rick" Hughes Batson, II, BPR #11794
509 Lake Valley Court
Franklin, TN 37069



**IN DISCIPLINARY DISTRICT V
OF THE
BOARD OF PROFESSIONAL RESPONSIBILITY
OF THE
SUPREME COURT OF TENNESSEE**

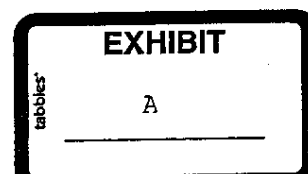
IN RE: RICHARD "RICK" BATSON, II
BPR #11794, Respondent, An
Attorney Licensed to Practice
Law in Tennessee
(Davidson County)

DOCKET NO. 2004-1465-5-LC

CONDITIONAL GUILTY PLEA

Comes now the Respondent, Richard "Rick" Batson, II, and pursuant to Section 16.1 of Tennessee Supreme Court Rule 9 tenders this Conditional Guilty Plea showing the Court as follows:

1. Respondent has been served with a Petition for Discipline on September 29, 2004 and a Supplemental Petition for Discipline on January 4, 2005,
2. Respondent is represented by himself.
3. Respondent has been advised by Disciplinary Counsel and is aware that he is entitled to a hearing to determine the extent of discipline based on the charges set forth in the Petition for Discipline and Supplemental Petition for Discipline before a Hearing Committee.



4. Respondent is aware that he is entitled to make appeals of the Hearing Committee's decision to the Chancery Court and to the Supreme Court of Tennessee if he is dissatisfied with the decision of the lower tribunal.

5. Respondent desires to specifically waive such hearing and appeals provided that this Conditional Guilty Plea is accepted by the Board of Professional Responsibility and the Supreme Court of Tennessee.

6. Respondent is aware that, should he desire a hearing as to the extent of discipline based upon the charges set forth in the Petition for Discipline, he would have the right to testify and to present evidence in his behalf, including the right to subpoena witnesses in his favor, however, he desires to waive those rights and to submit this Conditional Guilty Plea.

7. Respondent enters this Conditional Guilty Plea freely and voluntarily, without being subjected to coercion or duress, and he is fully aware of the implications of submitting this Conditional Guilty Plea.

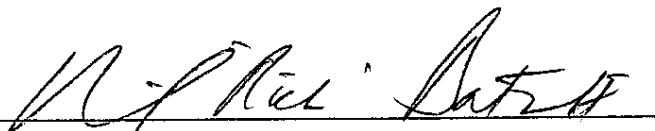
8. Respondent admits his guilt of violating the following Disciplinary Rules of the Code of Professional Responsibility: DR 1-102(A)(1)(4)(5)(6); DR 6-101(A)(1)(2)(3); DR 7-101(A)(1)(2)(3)(4) and Rules 1.1; 1.2; 1.3; 1.4 and 8.4(a)(d) of the Tennessee Rules of Professional Conduct. This Conditional Guilty Plea embraces File Nos. 27021c-5-LC and 27699-5-LC.

9. If approved, the discipline or stated form of punishment shall be that the Respondent shall be suspended from the practice of law for one (1) year and shall be evaluated by the Tennessee Lawyers Assistance Program (TLAP) and follow any recommendations of TLAP.

10. Respondent agrees to reimburse the Board of Professional Responsibility the cost of the expenses of this proceeding in the amount of \$_____.

11. In the event this Conditional Guilty Plea is not accepted and approved by the Board of Professional Responsibility and the Supreme Court of Tennessee, it shall be considered void and of no effect.

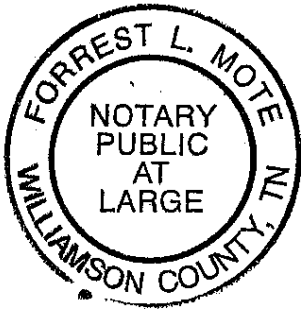
This Conditional Guilty Plea has been executed on this 25th day of July, 2005 by the Respondent.


Richard "Rick" Batson, II
BPR #11794
509 Lake Valley Court
Franklin, TN 37069

STATE OF TENNESSEE

COUNTY OF WILLIAMSON

Subscribed and sworn before me, a notary public, in the State of Tennessee, on this the 25TH day of JULY, 2005.



A handwritten signature in black ink, appearing to read 'Forrest L. Mote', written over a horizontal line.

Notary Public Forrest L. Mote

My Commission Expires: 11/17/07

This Conditional Guilty Plea is hereby submitted by Disciplinary Counsel, who has approved and recommends this discipline by consent of Respondent as evidenced by counsel's signature below.

A handwritten signature in black ink, appearing to read 'Laura L. Chastain', written over a horizontal line.

Laura L. Chastain, BPR #12018
Deputy Chief Disciplinary Counsel
1101 Kermit Drive, Suite 730
Nashville, TN 37217
615-361-7500

Tennessee Lawyers Assistance Program
TLAP

CONSENT for DISCLOSURE, RELEASE, and/or OBTAIN INFORMATION

I, Richard Batson II (NAME) 595-7144 (PHONE)

(ADDRESS)

hereby authorize the Tennessee Lawyers Assistance Program (TLAP) to

- DISCLOSE,
 RELEASE,
 OBTAIN

information, files, or records pertaining to me (including information, files, or records concerning alcohol/drug treatment or use, mental health treatment, physical treatment, AIDS/HIV and other communicable diseases, test results and/or diagnosis and treatment), for the purposes of assisting TLAP in designing my health monitoring plan and providing continuity of care.

Name of Authorized Person, Entity, or Organization LAURA CHASTAIN

Address BOARD OF PROFESSIONAL RESPONSIBILITY

City, State, Zip _____ Phone _____

The specific information to be disclosed, released, and/or obtained will be limited to the following:

<input type="checkbox"/>	History of Illness	<input checked="" type="checkbox"/>	Health and/or Monitoring Contract(s)
<input type="checkbox"/>	Diagnostic Summary	<input type="checkbox"/>	Progress Notes
<input checked="" type="checkbox"/>	Discharge Summary	<input checked="" type="checkbox"/>	Verification of Participation / Compliance
<input type="checkbox"/>	Social History	<input type="checkbox"/>	Attendance at Therapy
<input type="checkbox"/>	Physical Examination	<input type="checkbox"/>	Substance Abuse Treatment & Progress
<input checked="" type="checkbox"/>	Psychological Testing & Evaluation	<input type="checkbox"/>	Medical / ER / Clinic Report
<input type="checkbox"/>	Psychiatric Evaluation	<input type="checkbox"/>	Pertinent Laboratory Findings
<input type="checkbox"/>	Neurological Examination	<input checked="" type="checkbox"/>	Legal Information
<input type="checkbox"/>	OTHER	<input type="checkbox"/>	

I hereby release, discharge, and exonerate TLAP and any other person or organization supplying requested documents, records, or other information pertaining to me, from any and all liability of every nature and kind arising out of furnishing such document, record, and other information pursuant to this Authorization. I am aware that information obtained from other sources will not be made available to me by TLAP, and that to the extent I want copies of any such information, it will be my responsibility to obtain it directly from that source.

This Authorization is subject to written revocation by the undersigned at any time, except to the extent that action has been taken in reliance thereon. If not earlier revoked in writing, this authorization will terminate automatically three (3) years from the date below.

Authorizing Signature Richard H. Batson II

Printed Name Richard H. Batson II Date 7/25/05

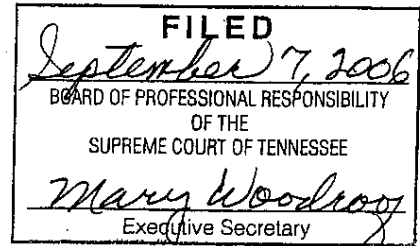
Witness Laura Chastain

Printed Name LAURA CHASTAIN Date 7-25-05

Please note this information may be disclosed to you from records whose confidentiality is protected by federal law. Federal regulation 42 CFR Part 2 prohibits you from making any further disclosure without specific written consent by the person to whom it pertains, or as otherwise permitted by such regulations. A general authorization for the release of medical or other information is not sufficient for this purpose.

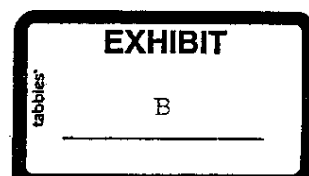
**IN THE DISCIPLINARY DISTRICT V
OF THE BOARD OF PROFESSIONAL RESPONSIBILITY
OF THE
SUPREME COURT OF TENNESSEE**

IN RE: RICHARD H. BATSON, II *
BPR NO. 011794 *
RESPONDENT. * DOCKET NO. 2004-1465-5-LC



OPINION AND ORDER OF HEARING PANEL

1. The initial Petition for Discipline in this matter was filed on September 28, 2004. A Supplemental Petition for Discipline was filed on January 14, 2005.
2. Respondent Batson failed to file an answer to either Petition. Thereafter, on March 23, 2005, this Hearing Panel granted Disciplinary Counsel's Motion for Default Judgment and set a hearing for sanctions on April 6, 2005.
3. On April 1, 2005, Respondent Batson filed a Motion to Set Aside Default Judgment and Motion to Reset Hearing. By Order dated May 31, 2005, the Hearing Panel denied the Motion to Set Aside Default Judgment and granted the Motion to Reset Hearing.
4. On the day before the reset hearing on sanctions, Respondent Batson and Disciplinary Counsel entered into a Conditional Guilty Plea dated July 25, 2005.
5. Thereafter on October 4, 2005, Respondent filed a Motion to Withdraw Conditional Guilty Plea Prior to Acceptance by the Supreme Court. A hearing on that Motion was initially scheduled on March 30, 2006. At the request of Respondent, due to injuries he suffered in an accident, that hearing was rescheduled to May 3, 2006. At the request of Disciplinary Counsel, who was subsequently scheduled to appear in a matter before the Tennessee Supreme Court, that hearing was rescheduled for August 23, 2006.

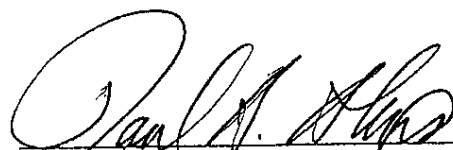


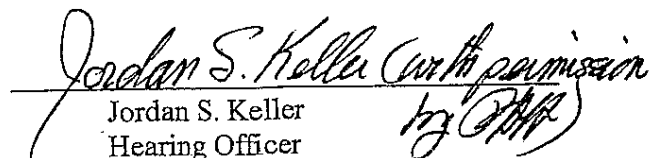
6. At the hearing on August 23, 2006, Respondent Batson requested permission to withdraw his previously filed Motion to Withdraw Conditional Guilty Plea. Respondent Batson also stated that he was willing to proceed with and to abide by the terms of the Conditional Guilty Plea initially entered into on July 25, 2005. Respondent's oral request to withdraw his Motion was not opposed by Disciplinary Counsel.

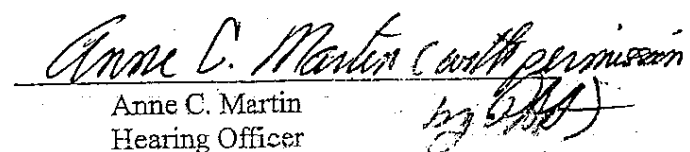
7. It is the opinion of this Hearing Panel that Respondent's oral request for permission to withdraw his Motion to Withdraw Conditional Guilty Plea should be granted and that the Conditional Guilty Plea dated July 25, 2005 should be recommended to the Tennessee Supreme Court. The Hearing Panel finds that no evidence offered at the hearing or in the record indicates that the Conditional Guilty Plea was entered under improper duress. Respondent willingly, and understanding the terms thereof, entered into the Conditional Guilty Plea. Respondent reiterated at the hearing his willingness to abide by the terms of the Conditional Guilty Plea.

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that Respondent Batson's request to withdraw his Motion to Withdraw Conditional Guilty Plea is granted and that the Conditional Guilty Plea dated July 25, 2005 should be recommended to the Tennessee Supreme Court.

This 7th day of September, 2006.


Paul A. Alexis
Chairperson Hearing Panel


Jordan S. Keller
Hearing Officer


Anne C. Martin
Hearing Officer

Board Professional Responsibility
1101 Kermit Dr., Suite 730
Nashville, TN 37217

Invoice submitted to:
Richard H. Batson, II
P. O. Box 198725
Nashville, TN 37219

September 13, 2005

Invoice # 2403

Professional Services

		<u>Hours</u>	<u>Amount</u>
3/10/2004 LLC	Review file and send second notice to Respondent. #27021	0.30	9.00
3/25/2004 LLC	Review file and send third letter to Respondent; calendar. #27021	0.30	9.00
4/20/2004 LLC	Review file and send fourth notice to Respondent. #27021	0.30	9.00
5/4/2004 LLC	Review file and Respondent's response; Send letter to Complainant. #27021	0.40	12.00
5/7/2004 LLC	Review file and Complainant's reply; Send letter to Respondent. #27021	0.40	12.00
5/25/2004 LLC	Review of file and sent second request for response to Respondent. #27021	0.30	9.00
6/10/2004 LLC	Review of file and sent third request for response to Respondent. #27021	0.30	9.00
6/15/2004 LLC	Letter to Respondent. #27021	0.30	9.00
7/19/2004 LLC	Review of file and sent fourth request for response to Respondent. #27021	0.30	9.00
7/29/2004 LLC	Telephone conference with Complainant's attorney; review file and send third letter to Respondent; calendar. #27021	0.80	24.00
8/11/2004 LLC	Review file and send fourth notice to Respondent. #27021	0.40	12.00
8/27/2004 LLC	Review file and Respondent's response; Send letter to Complainant. #27021	0.40	12.00
9/27/2004 LLC	Letter to Complainant. #27021	0.40	12.00
3/29/2005 LLC	Letter to Complainant. #27021	0.30	9.00

Richard H. Batson, II

7/7/2005 LLC Letter to McGowan/Brenda Baker/Dorine Crank.
 #27021
 LLC Letter to Complainant.
 #27021
 For professional services rendered

 Balance due

<u>Hours</u>	<u>Amount</u>
0.30	9.00
0.30	9.00
5.80	\$174.00
	<u>\$174.00</u>

Invoice # 2404

Professional Services

11/17/2004 LLC Letter to the Circuit Court Clerk.
 #27699
 12/21/2004 LLC Review file and send second notice to Respondent.
 #27699
 3/29/2005 LLC Letter to Complainant.
 #27699
 7/7/2005 LLC Letter to Complainant.
 #27699

<u>Hours</u>	<u>Amount</u>
0.30	9.00
0.30	9.00
0.30	9.00
0.30	9.00
1.20	\$36.00

For professional services rendered

Additional Charges :

11/23/2004 Dickson Co. Circuit Court Clerk, Pamela A. Myatt - copies on Case No. CV 1789 (48 pages
 @ \$0.50 per page & 1 page certified @ \$3 per page).
 #27699

27.00

Total costs

\$27.00

Total amount of this bill

\$63.00

Balance due

\$63.00

Invoice # 2405

Professional Services

	<u>Hours</u>	<u>Amount</u>
9/27/2004 LLC Prepared Petition for Discipline. Dkt #1465	1.00	80.00
11/15/2004 LLC Prepared Motion for Default. Dkt #1465	0.50	40.00
12/22/2004 LLC Prepared Supplemental Petition for Discipline. Dkt #1465	0.75	60.00
2/7/2005 LLC Prepared Motion for Default. Dkt #1465	0.50	40.00
3/28/2005 LLC Prepared Brief. Dkt #1465	2.00	160.00
4/4/2005 LLC Prepared Response to Respondent's Motion to Set Aside. Dkt #1465	0.75	60.00
LLC Affidavit of Cheryl Dunn regarding Respondent. Dkt #1465	0.50	40.00
7/22/2005 LLC Letter to Respondent. Dkt #1465	0.30	24.00
7/25/2005 LLC Prepared Conditional Guilty Plea. Dkt #1465	0.50	40.00
	<hr/>	<hr/>
For professional services rendered	6.80	\$544.00
Additional Charges :		
7/16/2005 Long distance phone expense. Dkt #1465		1.00
9/13/2005 Document Solutions, Inc. - estimate to copy and mail press release. Dkt #1465		135.00
Total costs		<hr/> \$136.00
Total amount of this bill		<hr/> \$680.00
Balance due		<hr/> <hr/> \$680.00

Board Professional Responsibility
 1101 Kermit Dr., Suite 730
 Nashville, TN 37217

Invoice submitted to:
 Richard H. Batson, II
 P. O. Box 198725
 Nashville, TN 37219

September 13, 2005

Invoice # 2403

Fees/ Costs	Service Tax/ Sales Tax/ Interest	Payments/ Credits/ Refunds	Prev. Bal/ New Chgs/ Pm/Cr/Ref/ New Bal
\$174.00	\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00	\$174.00
	\$0.00	\$0.00	\$0.00
			\$174.00

Invoice # 2404

\$36.00	\$0.00	\$0.00	\$0.00
\$27.00	\$0.00	\$0.00	\$63.00
	\$0.00	\$0.00	\$0.00
			\$63.00

Invoice # 2405

\$544.00	\$0.00	\$0.00	\$0.00
\$136.00	\$0.00	\$0.00	\$680.00
	\$0.00	\$0.00	\$0.00
			\$680.00

GRAND TOTAL	\$754.00	\$0.00	\$0.00	\$0.00
	\$163.00	\$0.00	\$0.00	\$917.00
		\$0.00	\$0.00	\$0.00
				\$917.00

Board Professional Responsibility
1101 Kermit Dr., Suite 730
Nashville, TN 37217

Invoice submitted to:
Richard H. Batson, II
P. O. Box 198725
Nashville, TN 37219

September 08, 2006

Invoice # 2602

Professional Services

		<u>Hours</u>	<u>Amount</u>
9/12/2005	LLC Letter to Respondent. Dkt #1465	0.30	24.00
	LLC Prepared Order of Enforcement. Dkt #1465	0.50	40.00
8/9/2006	LLC Prepared Subpoena for Laura Gatrell. Dkt #1465	0.50	40.00
	LLC Letter to Clerk and Master. Dkt #1465	0.30	24.00
	LLC Letter to Sheriff. Dkt #1465	0.30	24.00
8/23/2006	LLC Hearing. Dkt #1465	2.00	160.00
	LLC Hearing preparation. Dkt #1465	2.50	200.00
	For professional services rendered	<u>6.40</u>	<u>\$512.00</u>

Additional Charges :

8/9/2006	Sheriff of Davidson County - cost to serve subpoena on witness for 8/23/06 hearing. Dkt #1465		22.00
8/31/2006	Beres & Associates (Laurie Francisco, court reporter) - Inv. #1919 for per diem at hearing held 8/23/06. Dkt #1465		75.00
	Total costs		<u>\$97.00</u>

Total amount of this bill

\$609.00

7 917.00

1526.00