

FILED

01/10/2018

Clerk of the
Appellate Courts

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: DANIEL GRAHAM BOYD, BPR #22448

An Attorney Licensed to Practice Law in Tennessee
(Hawkins County)

No. M2017-02555-SC-BAR-BP
BOPR No. 2016-2638-1-WM

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against Daniel Graham Boyd on October 3, 2016; upon the Answer to Petition for Discipline filed by Mr. Boyd on January 5, 2017; upon a Supplemental Petition for Discipline filed on April 18, 2017; upon a Response to Supplemental Petition for Discipline filed on June 1, 2017; upon entry of a Conditional Guilty Plea filed by Mr. Boyd on September 20, 2017; upon an Order Recommending Approval of Conditional Guilty Plea entered on September 29, 2017; upon consideration and approval by the Board on December 8, 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 Recommending Approval of Conditional Guilty Plea as the Court's Order.

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

(1) Daniel Graham Boyd is suspended for three (3) years, with one hundred-twenty (120) days to be served as an active suspension, pursuant to Tenn. Sup. Ct. R. 9, § 12.2, and the remainder to be served on probation, pursuant to Tenn. Sup. Ct. R. 9, § 14.1, subject to the following conditions of probation:

- (a) Mr. Boyd shall engage a practice monitor for the entire period of probation who shall be selected and approved in accordance with Tenn. Sup. Ct. R. 9, § 12.9(c). Mr. Boyd shall provide a list of potential practice monitors for selection by the Board within fifteen (15) days of entry of this order.

- (b) The Practice Monitor shall meet with Mr. Boyd monthly and assess Mr. Boyd's case load, case management, timeliness of performing tasks and adequacy of communication with clients and provide a monthly written report of Mr. Boyd's progress to Disciplinary Counsel.
- (c) No later than thirty (30) days after the execution of the Conditional Guilty Plea, Mr. Boyd shall contact the Tennessee Lawyers Assistance Program (TLAP) for evaluation. If TLAP determines that a monitoring agreement is appropriate, Mr. Boyd shall comply with the terms and conditions of the TLAP monitoring agreement. Mr. Boyd shall give TLAP permission to communicate with the Board regarding any monitoring agreement.
- (d) In addition to the required fifteen hours of continuing legal education, Mr. Boyd shall obtain an additional six hours per year for three years in the areas of ethics and/or practice management and shall provide proof of attendance to Disciplinary Counsel.
- (e) During the period of suspension and probation, Mr. Boyd shall incur no new complaints of misconduct that relate to conduct occurring during the period of suspension and probation and which results in the recommendation by the Board that discipline be imposed.

(2) In the event Mr. Boyd fails to meet any condition of probation, the probation may be revoked pursuant to Tenn. Sup. Ct. R. 9, § 14.2.

(3) Prior to seeking reinstatement, Mr. Boyd 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.

(4) Additionally, Mr. Boyd 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) Pursuant to Tenn. Sup. Ct. R. 9, § 28.1, this Order shall be effective upon entry.

(6) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3(d), Mr. Boyd shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$1,056.08 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.

(7) 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