

FILED

06/19/2018

Clerk of the
Appellate Courts

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: JAMAAL L. BOYKIN, BPR #031037
An Attorney Licensed to Practice Law in Tennessee
(Davidson County)

No. M2018-01083-SC-BAR-BP
BOPR No. 2017-2739-5-WM

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against Jamaal L. Boykin on June 30, 2017; upon the Amended Answer to Petition for Discipline filed by Mr. Boykin on August 22, 2017; upon a Supplemental Petition for Discipline filed on December 14, 2017; upon the Answer to [Supplemental] Petition for Discipline filed by Mr. Boykin on January 3, 2018; upon entry of a Conditional Guilty Plea filed by Mr. Boykin on April 9, 2018; upon an Order Recommending Approval of Conditional Guilty Plea entered on April 9, 2018; upon consideration and approval by the Board on June 8, 2018; 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) Jamaal L. Boykin is suspended for two (2) years with six (6) months 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. Boykin 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. Boykin 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. Boykin monthly and assess Mr. Boykin's case load, timeliness of performing tasks, adequacy of communication with clients and compliance with proper trust accounting procedures and provide a monthly written report of Mr. Boykin's progress to Disciplinary Counsel.
- (c) Mr. Boykin shall contact the Tennessee Lawyers Assistance Program (TLAP) for evaluation. If TLAP determines that a monitoring agreement is appropriate, Mr. Boykin shall comply with the terms and conditions of the TLAP monitoring agreement. Mr. Boykin shall give TLAP permission to communicate with the Board regarding any monitoring agreement. TLAP has been consulted and accepted involvement in the matter.
- (d) Mr. Boykin shall obtain one (1) hour of continuing legal education on the subject of trust accounting procedures and provide proof of its completion to Disciplinary Counsel.
- (e) Mr. Boykin shall pay restitution to Carrie Miller in the amount of \$1,100.00, representing the fee she paid on behalf of Victor Powell. In the event the ordered restitution is paid by the Tennessee Lawyers Fund for Client Protection (TLFCP), Mr. Boykin shall reimburse TLFCP the amount so paid.
- (f) During the period of suspension and probation, Mr. Boykin 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. Boykin 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. Boykin 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. Boykin 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. Boykin shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$1,208.31 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

ROGER A. PAGE, J., not participating.