

IN DISCIPLINARY DISTRICT 2
OF THE
BOARD OF PROFESSIONAL RESPONSIBILITY
OF THE
SUPREME COURT OF TENNESSEE

IN RE: HORACE MAYNARD BROWN, BPR NO.1870
Respondent, an attorney licensed
to practice law in Tennessee
(Knox County)

FILE NO. 41415-2-PS

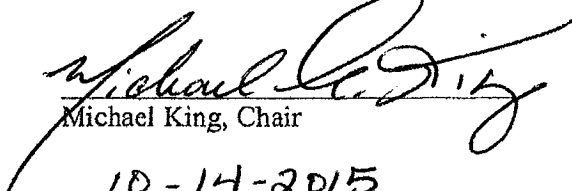
PUBLIC CENSURE

The above complaint was filed against Horace Maynard Brown, #1870, an attorney licensed to practice law in Tennessee, alleging certain acts of misconduct. Pursuant to Tenn. Sup. Ct. R. 9, the Board of Professional Responsibility considered these matters at its meeting on September 11, 2015.

Mr. Brown represented his client in a bankruptcy case. The client also had a personal injury case pending with another attorney, which settled in 2013. Mr. Brown did not file a motion to approve the settlement or the payment of attorney's fees to the personal injury lawyer, and none of the money was paid to the bankruptcy trustee. Mr. Brown received a portion of the settlement funds, but he failed to place the settlement proceeds in a trust account and he did not maintain records of the disbursements of the funds to his client's creditors. Mr. Brown violated RPC 1.15 by utilizing only one bank account for both his funds and client funds. The bankruptcy trustee moved for sanctions and Mr. Brown was ordered to disgorge his fee.

By the aforementioned acts, Horace Maynard Brown has violated Rule of Professional Conduct 1.1 (competence), 1.15 (safekeeping funds), and 3.4(c) (knowingly disobey an obligation) and is hereby Publicly Censured for these violations.

FOR THE BOARD OF
PROFESSIONAL RESPONSIBILITY



Michael King, Chair

10-14-2015
Date