

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

IN RE: Addie Marie Burks, No. 011805
Respondent, an attorney licensed
to practice law in Tennessee
(Shelby County)

FILE NO. 62564-9-ES

PUBLIC CENSURE

The above complaint was filed against Addie Marie Burks, 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 March 13, 2020.

A client hired Respondent to represent him in defense of a civil collection matter. After the plaintiff filed a motion for default, Respondent filed a Notice of Appearance with a certificate of service indicating it was mailed to opposing counsel on that date. Respondent, however, did not mail the notice to opposing counsel until a few days later. Respondent did not appear at the hearing on the motion for default, and the motion was granted.

Respondent then filed a motion to set aside the default, but this motion was never served on opposing counsel and was eventually struck by the court. Respondent did not appear at the hearing on the final judgment, and a final judgment was entered against her client for \$40,000.

By the aforementioned acts, Addie Marie Burks has violated Rules of Professional Conduct 3.3 (candor to the tribunal), 1.1 (competence) and 8.4(d) (prejudice to the administration of justice) and is hereby Publicly Censured for these acts.

FOR THE BOARD OF
PROFESSIONAL RESPONSIBILITY

Floyd S. Flippin

Floyd Flippin, Chair

4/14/20

Date