



BOARD OF PROFESSIONAL RESPONSIBILITY
of the
SUPREME COURT OF TENNESSEE

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RELEASE OF INFORMATION
DAVID E. CAYWOOD, BPR #7827
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BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

January 18, 2007

MEMPHIS ATTORNEY CENSURED

On January 12, 2007, David E. Caywood of Memphis, Tennessee, received a Public Censure from the Board of Professional Responsibility based upon three (3) complaints. Caywood was given notice of the Censure and did not request a hearing.

The first complaint concerned Caywood's representation of a client in a child support case. Caywood began representing the client in July, 2003 but still has not finalized the client's case. Caywood infrequently returns the client's calls. In mitigation, Caywood states delays with the case have been a result of Caywood's and his wife's health problems. Caywood's neglect of the client's case and his failure to communicate with the client violates Rules 1.3; 1.4 and 8.4(a)(d) of the Tennessee Rules of Professional Conduct.

In a second complaint filed against Caywood, the client retained Caywood in November, 2003, regarding a child support matter. A hearing was held on June 23, 2004. This June 23, 2004 hearing was postponed at the end of the second day and has never been reset. Caywood cites as explanation and mitigation Caywood's and his wife's health problems. Caywood's neglect of the client's case and his failure to respond to the client's inquiries violated Rules 1.3; 1.4 and 8.4(a)(d) of the Tennessee Rules of Professional Conduct.

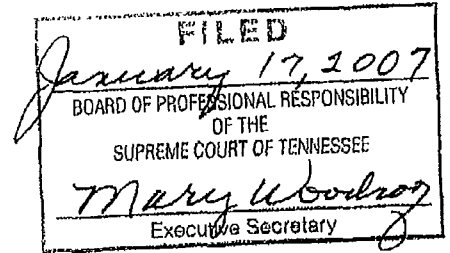
In a third complaint, the client retained Caywood to represent her in her divorce. Since January 4, 1999, Caywood has neglected to finalize a Qualified Domestic Relations Order for the client. In mitigation, Caywood cites to his and his wife's health problems. Caywood's neglect and failure to communicate with this client violates Rules 1.3; 1.4 and 8.4(a)(d) of the Tennessee Rules of Professional Conduct.

This Censure declares Caywood's actions to be improper but does not limit Caywood's right to practice law.

Caywood 29462-29503-29491 – 9 rel doc.

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

IN RE: DAVID E. CAYWOOD, BPR #7827
 Respondent, An Attorney
 Licensed to Practice
 Law in Tennessee
 (Shelby County)

FILE NO. 29462-9-SG
FILE NO. 29503-9-SG
FILE NO. 29491c-9-SG

PUBLIC CENSURE

FILE NO. 29462-9-SG

The Complainant retained the Respondent in July, 2003, to represent the Complainant in a child support case. The Complainant paid to the Respondent \$6,400 for a settlement which was not in writing and fell through. The Respondent still has not finalized the Complainant's case and infrequently returns the Complainant's calls. In mitigation, the Respondent states that delays with the Complainant's case have been a result of the Respondent's and his wife's health problems. The Respondent continues to represent the Complainant at no charge. The Respondent's neglect of the Complainant's child support case and his failure to

communicate with his client violates Rules 1.3; 1.4 and 8.4(a)(d) of the Tennessee Rules of Professional Conduct.

FILE NO. 29503-9-SG

The Complainant retained the Respondent in November, 2003, regarding the Complainant's husband's Petition to Decrease Child Support. On June 23, 2004, the Complainant did have a hearing on her husband's Petition for Modification of parenting Plan. This hearing was postponed at the end of the second day. The Complainant's case has never been set for a hearing. In mitigation, the Respondent states the Complainant's case has been neglected due to the Respondent and his wife's health problems. The Respondent's neglect of the Complainant's case and the Respondent's failure to be responsive to the Complainant's inquiries violates Rules 1.3; 1.4 and 8.4(a)(d) of the Tennessee Rules of Professional Conduct.

FILE NO. 29491c-9-SG

Approximately eight (8) years ago, the Complainant retained the Respondent to represent her in her divorce. Since January 4, 1999, the Respondent has neglected to prepare a Qualified Domestic Relations Order (QDRO) for the Complainant. In mitigation, the Respondent states the Complainant's QDRO has been delayed by the Respondent's and the Respondent's wife's health problems. The Respondent's neglect and failure to communicate

with his client, the Complainant, regarding her QDRO for seven (7) years violates Rules 1.3; 1.4 and 8.4(a)(d) of the Tennessee Rules of Professional Conduct.

It is therefore **ORDERED** by the Board of Professional Responsibility that the Respondent is issued a Public Censure.

FOR THE BOARD:



W. Ferber Tracy, Chairman
Board of Professional Responsibility
of the Supreme Court of Tennessee

DATE: 1/12/07