

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: KYLE ERIC CROWE, BPR #011458

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

NO. M2012-01524-SC-BPR-BP
BOPR NO. 2011-2030-8-SG

FILED

MAY - 6 2013

Clerk of the Court

ORDER OF MODIFICATION

This matter is before the Court upon Motion to Control and Disburse Funds in Attorney's Trust Accounts filed by Kyle Eric Crowe; upon affidavit of Kyle Eric Crowe; upon the Board's Response to Motion to Control and Disburse Funds in Attorney's Trust Accounts; and upon the entire record in this cause.

On August 1, 2012, the Court entered an Order of Enforcement requiring Mr. Crowe to identify and disburse funds held in his attorney trust accounts with the assistance of attorney Langdon S. Unger. The Order further required that, at the end of ninety (90) days, any funds for which ownership could not be ascertained must be disposed of pursuant to the Unclaimed and Abandoned Property Act. If Mr. Crowe fails to comply with the provisions of the Unclaimed Abandoned Property Act within a reasonable time, but no later than 180 days from the Order, his disciplinary probation is subject to revocation. The Order also provides that Mr. Crowe shall only be permitted to work in a supervised firm setting where he will not have any control over trust accounts. Mr. Crowe has filed this Motion and supporting affidavit asserting that he has made every effort to comply with the Order; however, there are funds which cannot be identified and disbursed within the timeframes set forth in the Order. Therefore, he is requesting a modification of the Order of Enforcement in order to permit the remaining funds to be turned over to Mr. Unger for control and disbursement. The Board has filed a response indicating that there is no objection to Mr. Crowe's proposal.

Therefore, after consideration of the entire file, the Court is of the opinion that the Motion is well taken and that the Order of Enforcement should be modified.

It is, therefore, ordered, adjudged, and decreed by the Court that:

1. The Order of Enforcement entered on August 1, 2012 shall be modified as follows.

2. Mr. Crowe shall turn over identified funds in the amount of \$9,145.79 to Langdon S. Unger, Jr., as trustee, to be deposited in an appropriate bank or other financial institution agreeable to Disciplinary Counsel. The trustee shall report at the appropriate times, but not less than quarterly, the disposition or investment of these funds, and shall render a proper accounting to Disciplinary Counsel on an annual basis, until such time as these funds shall be rendered to the State of Tennessee as abandoned property.

3. Further, the unidentified funds in the amount of \$11,308.87 shall also be turned over to the trustee, to be accounted for and disbursed in the same manner as the identified funds.

FOR THE COURT:

Cornelia A. Clark
CORNELIA A. CLARK, JUSTICE