



**BOARD OF PROFESSIONAL RESPONSIBILITY
OF THE
SUPREME COURT OF TENNESSEE**

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RELEASE OF INFORMATION
RE: ANDREW JACKSON DANCY, III, BPR #022063
CONTACT: JOSEPH K. BYRD
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

September 17, 2021

DAVIDSON COUNTY LAWYER CENSURED

On September 17, 2021, Andrew Jackson Dancy, III, an attorney licensed to practice law in Tennessee, received a Public Censure from the Supreme Court of Tennessee conditioned upon payment of restitution to his client totaling \$2,400.00, and payment of costs and expenses to the Board of Professional Responsibility.

A Pennsylvania resident hired Mr. Dancy's firm to work out a loan modification in the pending foreclosure of her home. Mr. Dancy is not licensed in Pennsylvania but associated with at least two attorneys in Pennsylvania on foreclosure matters. Mr. Dancy failed to supervise his non-attorney staff to ensure that the associated Pennsylvania attorney was notified and retained to assist in the representation in violation of Rules of Professional Conduct 5.3 (Responsibilities Regarding Nonlawyer Assistants). Mr. Dancy also failed to deposit client funds into his IOLTA account as provided in his fee agreement in violation of Rules of Professional Conduct 1.15 (Safekeeping Property and Funds).

A Public Censure is a rebuke and warning to the attorney, but it does not affect the attorney's ability to practice law.

Dancy 3148-5 rel.doc

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

09/17/2021

Clerk of the
Appellate Courts

IN RE: ANDREW JACKSON DANCY, III, BPR #022063
An Attorney Licensed to Practice Law in Tennessee
(Davidson County)

No. M2021-01078-SC-BAR-BP

BOPR No. 2020-3148-5-JB

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against Andrew Jackson Dancy, III, on December 10, 2020; upon an Answer to Petition for Discipline filed on March 1, 2021; upon entry of a Conditional Guilty Plea filed on August 19, 2021; upon an Order Recommending Approval of Conditional Guilty Plea entered on August 30, 2021; upon service of the Order Recommending Approval of Conditional Guilty Plea by the Executive Secretary of the Board on September 13, 2021; upon consideration and approval of the Conditional Guilty Plea by the Board on September 10, 2021; 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) Mr. Dancy is publicly censured pursuant to Tenn. Sup. Ct. R. 9, § 12.4.
- (2) Pursuant to Tenn. Sup. Ct. R. 9, § 28.1, this Order shall be effective upon entry.
- (3) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3(d), Mr. Dancy shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$464.50 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.

- (4) Pursuant to Tenn. Sup. Ct. R. 9, §12.7, Mr. Dancy shall be required to make restitution to Diana Comber in the amount of \$2,400.00 in three installments of \$800.00 each on or before October 15, 2021, November 15, 2021, and December 15, 2021.
- (5) 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