

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED
02/04/2019
Clerk of the
Appellate Courts

IN RE: DAPHNE MICHELLE DAVIS, BPR #028128
An Attorney Licensed to Practice Law in Tennessee
(Wilson County)

No. M2019-00184-SC-BAR-BP
BOPR No. 2018-2866-4-AJ

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against Attorney Daphne Michelle Davis on May 18, 2018; upon a Motion for Default Judgment and charges in Petition for Discipline Be Deemed Admitted filed on October 30, 2018; upon an Order for Default Judgment on November 20, 2018; upon Conditional Guilty Plea filed by Ms. Davis on December 6, 2018; upon an Order Recommending Approval of Conditional Guilty Plea entered on December 6, 2018; upon consideration and approval by the Board on December 14, 2018; 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 as the Court's Order.

On September 21, 2018, Ms. Davis was temporarily suspended by this Court pursuant to Tenn. Sup. Ct. R. 9, § 12.3 (Case No. M2018-01723-SC-BAR-BP). Ms. Davis has not requested, nor been granted, reinstatement.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT THAT:

(1) Pursuant to Tenn. Sup. Ct. R. 9, § 12.2, Daphne Michelle Davis is suspended from the practice of law for three (3) years.

(2) Pursuant to Tenn. Sup. Ct. R. 9, § 12.7, and as a condition precedent to any reinstatement, Ms. Davis shall make restitution to Ms. Christine Rodriguez in the amount of \$1,500.00. To the extent restitution is paid by the Tennessee Lawyer's Fund for Client Protection ("TLFCP"), Ms. Davis shall reimburse TLFCP for said amount and shall remain obligated to the individual listed above for any unpaid restitution.

(4) Ms. Davis shall comply in all aspects with Tenn. Sup. Ct. R. 9, §§ 28 and 30.4 regarding the obligations and responsibilities of suspended attorneys and the procedure for reinstatement.

(5) Prior to seeking reinstatement, Ms. Davis must meet all CLE requirements; have remitted all outstanding registration fees and outstanding professional privilege taxes, including those due from the date of this suspension until the date of reinstatement; and have remitted all court costs and Board costs in this matter.

(6) Further, the Order of Temporary Suspension, entered September 21, 2018, in Case No. M2018-01723-SC-BAR-BP, is hereby dissolved.

(7) Pursuant to Tenn. Sup. Ct. R. 9, § 28.1, this Order shall be effective immediately.

(8) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3, Ms. Davis shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$619.35 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.

(9) 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