

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: RICHARD A. DEMONBREUN, BPR #14565
An Attorney Licensed to Practice Law in Tennessee
(Davidson County)

FILED
SEP 16 2011
Clerk of the Courts

No.M2011-01973-SC-BPO-BP - Filed: September 16, 2011

BOPR No. 2008-1735-5-RS

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed on March 7, 2008 by the Board of Professional Responsibility (hereinafter, "the Board"); upon a Response to the Petition filed by Respondent on March 31, 2008; upon a Supplemental Petition for Discipline filed by the Board on December 31, 2008; upon an Answer to the Supplemental Petition for Discipline filed by the Respondent on January 13, 2009; upon the Judgment entered by a Hearing Panel on September 3, 2009; upon a Petition for Writ of Certiorari filed by the Respondent in the Chancery Court of Davidson County on September 8, 2009; upon a Petition for Writ of Certiorari filed by the Board in the Chancery Court of Davidson County on September 29, 2009; upon an Order dismissing the Board's Petition for Writ of Certiorari on April 4, 2011; upon a Judgment entered by the Chancery Court on September 1, 2011; upon a letter dated September 9, 2011, from the Respondent stating he would not appeal the Chancery Court's Judgment; upon review and approval by the Board of Professional Responsibility on September 11, 2009; and upon the entire record in this cause.

From all of which the Court approves the recommendation of the Hearing Panel.

It is, therefore, **ORDERED, ADJUDGED** and **DECREED** by the Court:

1. The Respondent, Richard A. Demonbreun, is suspended from the practice of law for four (4) months, pursuant to Supreme Court Rule 9, Section 4.2, and subject to the following conditions.

2. The Respondent must comply fully and completely with the Order of Protection and/or the Orders of Retirement, specifically the provisions enjoining the Respondent from direct or indirect contact with his ex-wife.

3. The Respondent must resume psychiatric and/or psychological therapy with a Tennessee-licensed physician, psychiatrist, and/or psychologist during his period of suspension.

4. As a condition of reinstatement, the Respondent must submit a letter from his treating physician, psychiatrist, and/or psychologist describing the Respondent's treatment, and certifying that the Respondent is mentally fit to resume the practice of law. The Respondent shall not be reinstated to practice law until the Board receives such a letter certifying the Respondent's fitness.

5. The Respondent shall be referred to the Tennessee Lawyers' Assistance Program (hereinafter, "TLAP") pursuant to Supreme Court Rule 9, Section 28.1 and shall comply with all recommendations made by TLAP.

6. That, pursuant to Supreme Court Rule 9, Section 24.3, the Respondent shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$6,098.03 and in addition, shall pay to the Clerk of this Court the costs incurred herein, within ninety (90) days from the entry of this Order, for all of which execution may issue if necessary.

7. The Respondent shall comply in all aspects with Rule 9, Section 18 of the Rules of the Supreme Court regarding the obligations and responsibilities of suspended attorneys.

8. The suspension shall become effective ten (10) days after the filing of this Order.

9. The Board of Professional Responsibility shall cause notice of this suspension to be published as required by Supreme Court Rule 9, Section 18.10.

FOR THE COURT:



WILLIAM C. KOCH, JR., JUSTICE