

FILED

08/16/2018

Clerk of the
Appellate Courts

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: BENJAMIN S. DEMPSEY, BPR #009041
An Attorney Licensed to Practice Law in Tennessee
(Carroll County)

No. M2018-01482-SC-BAR-BP
BOPR No. 2018-2899-7-KH-12.3

ORDER OF TEMPORARY SUSPENSION

This matter is before the Court on a Petition of the Board of Professional Responsibility of the Supreme Court of Tennessee, by and through Disciplinary Counsel, for the temporary suspension of Benjamin S. Dempsey from the practice of law, pursuant to Tenn. Sup. Ct. R. 9, § 12.3. The Petition has been authorized by the Chair of the Board of Professional Responsibility and is supported by attached copies of the Order and Memorandum Opinion of the United States Bankruptcy Court, Western District of Tennessee, Eastern Division, and the Affidavit of Kevin Balkwill, Disciplinary Counsel.

Based upon the Petition and the supporting attachments, the Court finds that Benjamin S. Dempsey has misappropriated funds and poses a threat of substantial harm to the public.

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

1. Benjamin S. Dempsey is hereby temporarily suspended from the practice of law as provided in Tenn. Sup. Ct. R. 9, § 12.3.
2. Benjamin S. Dempsey shall comply with Tenn. Sup. Ct. R. 9 in all respects and particularly as provided in Tenn. Sup. Ct. R. 9, § 28, regarding the responsibilities of suspended attorneys.
3. Benjamin S. Dempsey may make application for dissolution or modification of this Order as provided in Tenn. Sup. Ct. R. 9, § 12.3.
4. This Order shall serve as an injunction to any bank maintaining an account against which Mr. Dempsey may make withdrawals prohibiting the bank from making further payment from such accounts on any obligation except in accordance with restrictions imposed by the Court. See Tenn. Sup. Ct. R. 9, § 12.3(b).

5. The Board of Professional Responsibility shall cause notice of this suspension of Benjamin S. Dempsey to be published as required by Tenn. Sup. Ct. R. 9, § 28.11.

PER CURIAM