



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

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RELEASE OF INFORMATION
RE: BENJAMIN S. DEMPSEY, BPR #009041
CONTACT: KRISANN HODGES
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

August 16, 2018

CARROLL COUNTY LAWYER TEMPORARILY SUSPENDED

On August 16, 2018, the Supreme Court of Tennessee temporarily suspended Benjamin S. Dempsey from the practice of law upon finding that Mr. Dempsey misappropriated funds and poses a threat of substantial harm to the public. Section 12.3 of Supreme Court, Rule 9, provides for the immediate temporary suspension of an attorney's license to practice law in cases of an attorney's misappropriation of funds.

Mr. Dempsey is immediately precluded from accepting any new cases, and he must cease representing existing clients by September 15, 2018. After September 15, 2018, Mr. Dempsey shall not use any indicia of lawyer, legal assistant, or law clerk nor maintain a presence where the practice of law is conducted.

Mr. Dempsey must notify all clients being represented in pending matters, as well as co-counsel and opposing counsel of the Supreme Court's Order suspending his law license. Mr. Dempsey is required to deliver to all clients any papers or property to which they are entitled.

This suspension remains in effect until dissolution or modification by the Supreme Court. Mr. Dempsey may for good cause request dissolution or modification of the suspension by petition to the Supreme Court.

Dempsey 2899-7 rel.doc

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

08/16/2018

Clerk of the
Appellate Courts

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