

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

2014 MAR 25 PM 1:03

IN RE: THOMAS FRANCIS DILUSTRO, BPR #18624

APPELLATE COURT CLERK
NASHVILLE

An Attorney Licensed to Practice Law in Tennessee
(Knox County)

No. M2014-00534-SC-BAR-BP
BOPR No. 2012-2169-2-SG

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed by the Board of Professional Responsibility (Board) against Thomas Francis diLustro on October 25, 2012; upon the Answer to Petition for Discipline filed by Mr. diLustro on November 27, 2012; upon the final hearing held October 28, 2013, for which Mr. diLustro did not appear; upon the Judgment of the Hearing Panel entered November 8, 2013; upon the Amended Judgment of the Hearing Panel entered November 14, 2013; upon Mr. diLustro's Motion for Rehearing filed December 3, 2013; upon the Response of the Board to the Motion for Rehearing filed December 10, 2013; upon the Order of the Hearing Panel denying the Motion for Rehearing filed December 17, 2013; upon consideration and approval by the Board on December 6, 2013; upon expiration of the appeal period with no appeal taken; and upon the entire record in this cause.

From all of which the Court approves the Amended Judgment of the Hearing Panel and adopts the Amended Judgment of the Hearing Panel as this Court's Order.

On October 9, 2013, Mr. diLustro was temporarily suspended by this Court pursuant to Tenn. Sup. Ct. R. 9, § 4.3 (Case No. M2013-02233-SC-BAR-BP). The underlying complaint of misconduct was resolved by the issuance of a Public Censure by the Board on January 13, 2014.

It is, therefore, ordered, adjudged and decreed by the Court that:

(1) Thomas Francis diLustro is hereby disbarred from the practice of law pursuant to Tenn. Sup. Ct. R. 9, § 4.1¹.

¹Because this case was initiated prior to January 1, 2014, it is governed by the pre-2014 version of Tenn. Sup. Ct. R. 9.

(2) Upon entry of this Order, the Temporary Suspension entered on October 9, 2013, pursuant to Tenn. Sup. Ct. R. 9, § 4.3, shall be dissolved.

(3) Mr. diLustro shall comply in all aspects with Tenn. Sup. Ct. R. 9, §§ 18 and 19 regarding the obligations and responsibilities of disbarred attorneys.

(4) Pursuant to Tenn. Sup. Ct. R. 9, § 18.5, this Order shall be effective ten (10) days after the date of entry.

(5) Pursuant to Tenn. Sup. Ct. R. 9, § 24.3, Mr. diLustro shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$5,081.65 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.

(6) The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 18.10.

FOR THE COURT:



CORNELIA A. CLARK, JUSTICE