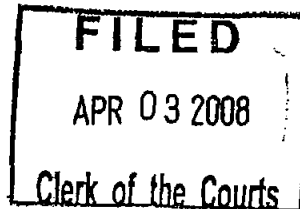


IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE



**IN RE: JAMES SCOTT EVANS, BPR #10433**  
An Attorney Licensed to Practice Law in Tennessee  
(Key West, Florida)

---

BPR Docket Nos. 2007-1702-2(K)-TH & 2006-R167-2(K)-TH(21)

No. M2007-01819-SC-BPR-BP

---

**ORDER**

This matter is before the Court upon a Petition for Reinstatement filed by Respondent, James Scott Evans, on August 25, 2006, seeking reinstatement to active status from disability inactive status; upon the Findings and Recommendations of a Hearing Panel of the Board of Professional Responsibility ("Board") filed on May 10, 2007; upon Respondent's Conditional Guilty Plea to thirty-eight complaints of misconduct filed on August 13, 2007; and upon the entire record in this cause.

From all of which the Court adopts the Hearing Panel's Findings and Recommendations and approves the Conditional Guilty Plea filed by Respondent in this cause.

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

1. Pursuant to Rule 9, § 21.6 of the Rules of the Supreme Court, Respondent is hereby reinstated to active status, having shown by clear and convincing evidence that Respondent's disability has been removed.
2. Having been reinstated to active status, Respondent is hereby suspended from the practice of law for five (5) years retroactive to July 8, 1997, the date Respondent was transferred to disability inactive status.
3. In order to be reinstated from disciplinary suspension, Respondent must furnish certification by the state of Florida or by the Board of Law Examiners of Tennessee evidencing that Respondent has taken and successfully completed the Florida bar examination or the essay portion of the Tennessee bar examination.
4. After reinstatement from disciplinary suspension, Respondent shall be placed on probation for a period of three (3) years and indefinitely thereafter until Respondent files an affidavit, acceptable to the Board, evidencing that:

(a) Respondent has remained abstinent from any illegal substances as indicated in monthly drug screens and in any random drug screens requested by Disciplinary Counsel during the period of Respondent's probation; and

(b) Respondent has attended weekly meetings of Alcoholics Anonymous and/or Narcotics Anonymous during the period of Respondent's probation; and

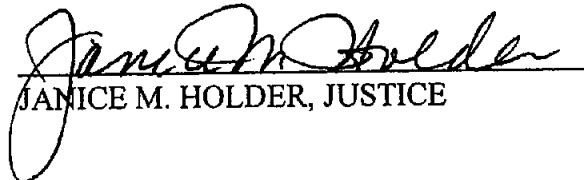
(c) Respondent has been monitored during the period of Respondent's probation by Wayne Smith, Esq., of the Florida bar or any other attorney approved by Disciplinary Counsel who shall meet with Respondent on at least a monthly basis and report to Disciplinary Counsel.

4. Pursuant to Rule 9, § 24.3 of the Rules of the Supreme Court, Respondent shall pay to the Board the expenses and costs of this matter in the sum of \$5,583.67, plus any additional costs assessed by the Clerk of this Court, for all of which execution may issue, if necessary; and

5. The Board shall cause notice of this suspension to be published as required by Rule 9, § 18.10 of the Rules of the Supreme Court.

6. Pursuant to Rule 9, § 25.2 of the Rules of the Supreme Court, this order shall become public record upon filing; however, all other documents relating to Respondent's Petition for Reinstatement shall not be public records and shall be kept confidential.

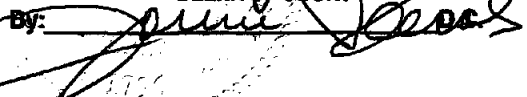
FOR THE COURT:

  
JANICE M. HOLDER, JUSTICE

I, Michael W. Catalano, Clerk, hereby certify that this is a true and exact copy of the original

filed in the cause.

This 7 day of April, 2008  
CLERK OF COURT

By: 



**BOARD OF PROFESSIONAL RESPONSIBILITY**  
of the  
**SUPREME COURT OF TENNESSEE**

1101 KERMIT DRIVE, SUITE 730  
NASHVILLE, TENNESSEE 37217  
TELEPHONE: (615) 361-7500  
(800) 486-5714  
FAX: (615) 367-2480  
E-MAIL: [ethics@tbpr.org](mailto:ethics@tbpr.org)  
Website: [www.tbpr.org](http://www.tbpr.org)

RELEASE OF INFORMATION  
IN RE: JAMES S. EVANS, BPR #10433  
CONTACT: DR. WILLIAM W. HUNT, III  
BOARD OF PROFESSIONAL RESPONSIBILITY  
615-361-7500

April 9, 2008

**FORMER KNOXVILLE ATTORNEY REINSTATED AND RE-SUSPENDED**

Several years ago, upon petition by James S. Evans who last practiced law in Knoxville, the Supreme Court transferred his law license to Disability Inactive Status. (Mr. Evans now resides in Florida.) Pursuant to Rule 9, Rules of the Supreme Court, this transfer prevented any prosecution of complaints against Mr. Evans until his law license was reinstated.

On August 25, 2006, Mr. Evans filed a petition for reinstatement of his law license. A hearing before a hearing panel was held and the hearing panel recommended that Mr. Evans' law license be transferred from Disability Inactive Status, subject to certain conditions. The Supreme Court approved this decision on April 3, 2008.

Both the Hearing Panel's recommendation and the Supreme Court's order required that Mr. Evan's law license be suspended for five (5) years upon the transfer of his law license to active status. The Panel and the Court agreed to allow the suspension to be retroactive to the date when his law license was transferred to Disability Inactive Status (July 8, 1997). This suspension involved charges of illegal drugs and thefts of client monies. Mr. Evans agreed to this five year suspension.

Mr. Evans cannot be reinstated from the disciplinary suspension until he has another hearing, in which he has the burden of proving that his law license be reinstated from the disciplinary suspension. The Court required that in order for Mr. Evans to return to the practice of law, he must successfully complete either the Florida bar examination or the written portion of the Tennessee bar examination. Upon reinstatement from the disciplinary suspension, he is also required to be monitored by a supervising attorney.

Evans R167-2 rel.doc

**PLEASE NOTE**

**YOU MAY SUBSCRIBE TO RECEIVE INFORMATIONAL RELEASES, FORMAL ETHICS OPINIONS, NEWSLETTERS AND ANNUAL REPORTS ELECTRONICALLY BY SIGNING IN AT THE BOARD'S WEBSITE**

**[www.tbpr.org/Subscriptions](http://www.tbpr.org/Subscriptions)**