

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

JUN 21 2011

MITCHELL JEFFERY FERGUSON, BPR #024960
An Attorney Licensed to Practice Law in Tennessee
(Rutherford County)

Clerk of the Courts

BOPR No. 2010-1901-14-CM
File No. 33327-4-CM

NO. M2011-01351-SC-BPO-BP

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed by the Board of Professional Responsibility ("Board") against Mitchell Jeffery Ferguson ("Respondent") on February 24, 2010; upon Respondent's Answer to Petition for Discipline filed April 6, 2010; upon Respondent's Conditional Guilty Plea filed May 20, 2011; and upon the Hearing Panel Order Approving the Conditional Guilty Plea filed May 24, 2011; upon Board approval of Respondent's Conditional Guilty Plea, on June 10, 2011 and upon the entire record in this cause.

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

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

1. The Respondent Mitchell Jeffery Ferguson is publicly censured and ordered to pay restitution as follows: (a) Theresa and Ray Moss, \$1,000; (b) David Dassau, \$1,780; (c) Harold Piercy, \$500.
2. 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 \$1,316.83, within ninety (90) days of the entry of this Order, and in addition, shall pay to the Clerk of this Court the costs incurred herein, for all of which execution may issue if necessary.
3. The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Supreme Court Rule 9, Section 18.10.

4. Pursuant to Supreme Court Rule 9, Section 18.5, this Order shall be effective ten days after the date of entry.

For the Court:

Cornelia A. Clark
CORNELIA A. CLARK, CHIEF JUSTICE