



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

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RELEASE OF INFORMATION
RE: JOHN ARNOLD FITZGERALD, BPR #796
CONTACT: A. RUSSELL WILLIS
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

September 15, 2014

RHEA COUNTY LAWYER TEMPORARILY SUSPENDED

On September 10, 2014, the Supreme Court of Tennessee temporarily suspended John Arnold Fitzgerald from the practice of law upon finding that Mr. Fitzgerald misappropriated funds to his own use, and his continued practice of law poses a threat of substantial harm to the public. Section 12.3 of Supreme Court Rule 9 provides for the immediate summary suspension of an attorney's license to practice law in matters where an attorney's continued practice of law poses a threat of substantial harm to the public.

Effective September 10, 2014, Mr. Fitzgerald is precluded from accepting any new cases, and he must cease representing existing clients by October 10, 2014. After October 10, 2014, Mr. Fitzgerald shall not use any indicia of lawyer, legal assistant, or law clerk nor maintain a presence where the practice of law is conducted. Further, Mr. Fitzgerald must provide the location and account number for any trust accounts for which he has signatory authority or control and is enjoined from making any withdrawals from said trust accounts without advance approval of Disciplinary Counsel.

Mr. Fitzgerald 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. Fitzgerald 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. Fitzgerald may for good cause request dissolution or modification of the suspension by petition to the Supreme Court.

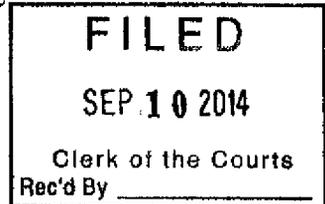
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IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: JOHN ARNOLD FITZGERALD, BPR #796

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

No. M2014-01694-SC-BAR-BP
BOPR No. 2014-2360-3-AW(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 John Arnold Fitzgerald from the practice of law, pursuant to Tenn. Sup. Ct. R. 9, § 12.3 (2014). The Petition has been authorized by the Chair of the Board of Professional Responsibility and is supported by the affidavit of Kevin D. Balkwill, Disciplinary Counsel.

Based upon the Petition and the supporting Affidavit, the Court finds that John Arnold Fitzgerald has misappropriated funds and poses a threat of substantial harm to the public as detailed by the affidavit of Disciplinary Counsel.

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

1. John Arnold Fitzgerald is hereby temporarily suspended from the practice of law as provided in Tenn. Sup. Ct. R. 9, § 12.3 (2014).
2. John Arnold Fitzgerald shall comply with Tenn. Sup. Ct. R. 9 in all respects and particularly as provided in Tenn. Sup. Ct. R. 9, §§ 28 and 30 (2014).
3. John Arnold Fitzgerald, within ten (10) days of the date this Order is entered, shall provide Disciplinary Counsel with the location and bank account number of all trust accounts for which he has signatory authority or control. Mr. Fitzgerald shall be enjoined from making any withdrawals from said trust accounts without the advance approval of Disciplinary Counsel. This Order shall serve as an injunction on any bank maintaining a trust account for which John Arnold Fitzgerald has signatory authority or control.

4. John Arnold Fitzgerald may make application for dissolution or modification of this Order as provided in Tenn. Sup. Ct. R. 9, § 12.3 (2014).

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

FOR THE COURT:

Cornelia A. Clark
CORNELIA A. CLARK, JUSTICE