



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

10 CADILLAC DRIVE, SUITE 220
BRENTWOOD, TENNESSEE 37027
TELEPHONE: (615) 361-7500
(800) 486-5714
FAX: (615) 367-2480
E-MAIL: ethics@tbpr.org
Website: www.tbpr.org

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

March 29, 2016

RHEA COUNTY LAWYER SUSPENDED

On March 28, 2016, John Arnold Fitzgerald, of Dayton, Tennessee, was suspended from the practice of law by Order of the Tennessee Supreme Court for four (4) years. The suspension was made retroactive to Mr. Fitzgerald's Temporary Suspension entered September 10, 2014, and was effective immediately upon entry. Mr. Fitzgerald must pay the Board's costs and expenses and the court costs within ninety days of the entry of the Order of Enforcement.

The Board of Professional Responsibility filed a Petition for Discipline and a Supplemental Petition for Discipline against Mr. Fitzgerald based upon three (3) complaints of misconduct alleging he improperly used his trust account for personal and business purposes, failed to properly handle and protect client and third-party funds provided to him, failed to account for client and third-party funds and failed to comply with a final court order.

Mr. Fitzgerald's actions violated Rules of Professional Conduct 1.15 (safekeeping property and funds); 3.4(c) (fairness to opposing party and counsel); and 8.4(a) and (d) (misconduct).

Mr. Fitzgerald must comply with the requirements of Tennessee Supreme Court Rule 9, Sections 28 and 30, regarding the obligations and responsibilities of suspended attorneys.