

IN DISCIPLINARY DISTRICT IV  
OF THE  
BOARD OF PROFESSIONAL RESPONSIBILITY  
OF THE  
SUPREME COURT OF TENNESSEE

IN RE: JAMES HENRY FLOOD,  
BPR NO. 16091, Respondent, an  
attorney licensed to practice law  
in Tennessee  
(Wilson County)

FILE NO. 35769-4(N)-ES

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PUBLIC CENSURE

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The above complaint was filed against Respondent James Henry Flood, an attorney licensed to practice law in Tennessee, alleging certain acts of misconduct. Pursuant to Supreme Court Rule 9, the Board of Professional Responsibility considered these matters at its meeting on June 14, 2013.

Respondent entered a fee contract with his client which stated he would receive a fee of 25% of past due social security benefits owed to the client. The client made periodic payments to Respondent to be held for expenses or for satisfaction of the contingency fee. Respondent received six payments from the client, and failed to deposit three of the payments into Respondent's trust account. An overdraft resulted in Respondent's trust account when he wrote a check to himself for the earned fees. In another matter Respondent earned an attorney fee of \$503.52 in May 2012 and failed to remove the fee from his trust account for more than seven months.

By the aforementioned facts, James Henry Flood, has violated Rule of Professional Conduct 1.15 and is hereby Publicly Censured for this violation.

FOR THE BOARD OF  
PROFESSIONAL RESPONSIBILITY

Lela Hollabaugh  
Lela Hollabaugh, Chair

August 7, 2013  
Date