

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

**FILED**

**JUL 27 2010**

**Clerk of the Courts**

**IN RE: TIMOTHY DARNELL FLOWERS, BPR #19382**  
An Attorney Licensed to Practice Law in Tennessee  
(Shelby County)

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NO. M2010-01593-SC-BPO-BP  
BOPR No. 2008-1756-9-KH

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**ORDER OF ENFORCEMENT**

This matter is before the Court upon a Petition for Discipline filed on June 20, 2008 by the Board of Professional Responsibility ("Board") against Timothy Darnell Flowers ("Respondent"); upon an Answer filed by Respondent on July 14, 2008; upon an Amended Answer filed by Respondent on July 15, 2008; upon a Supplemental Petition filed by the Board on August 27, 2008; upon Answer to the Supplemental Petition filed by Respondent on September 17, 2008; upon a hearing held October 21-23, 2009; upon Findings of Fact and Conclusions of Law and Judgment entered by the Hearing Panel on January 19, 2010; upon a Motion to Alter or Amend filed by the Board on February 17, 2010; upon Order of the Hearing Panel amending its prior Judgment entered on March 4, 2010; upon approval of the Board given on March 12, 2010; upon a Petition for Certiorari filed by Respondent on March 12, 2010; upon Answer to the Petition for Certiorari filed by the Board on April 9, 2010; upon Motion to Voluntarily Dismiss the Petition for Certiorari filed by Respondent on June 9, 2010; upon Order entered by Special Judge for Shelby County Chancery Court on June 25, 2010, dismissing the appeal; and upon the entire record in this cause.

From all of which the Court approves the Findings of Fact and Conclusions of Law and Judgment of the Hearing Panel and adopts the judgment of the Hearing Panel as the Court's Order.

By Order entered June 4, 2010 (W2008-02648-SC-R3-CV), this Court affirmed the judgment in a prior disciplinary proceeding thereby suspending Respondent's license to practice law for one (1) year and requiring restitution.

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

1. Respondent, Timothy Darnell Flowers, be and is hereby suspended for three (3) years pursuant to Supreme Court Rule 9, Section 4.2. This suspension shall run concurrent with the suspension imposed in Case Number W2008-02648-SC-R3-CV by order and opinion entered June 4, 2010.

2. Pursuant to Supreme Court Rule 9, Section 4.7, Respondent shall pay restitution to Pedro Fernandez-Martinez in the amount of \$3,300.00. Payment of restitution shall be a condition precedent to reinstatement.

3. This suspension shall become effective within ten (10) days of the filing of this Order.

4. The entry of this Order does not affect the continuing validity of the June 4, 2010 Order of suspension and Respondent must take all adequate steps to comply with the conditions of that Order and with the steps required under Section 19.1 for reinstatement. Further, Respondent must meet all CLE requirements prior to reinstatement.

5. Respondent shall comply in all aspects with Supreme Court Rule 9, Sections 18 and 19 regarding the obligations and responsibilities of suspended attorneys and the procedure for reinstatement. In the event that Respondent is reinstated to the practice of law pursuant to Section 19, he shall be required to engage a practice monitor according to terms deemed appropriate by a Hearing Panel.

6. 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 \$20,130.07, and in addition, shall pay to the Clerk of this Court the costs incurred herein, within ninety (90) days of the entry of this Order, for all of which execution may issue if necessary.

7. The Board shall cause notice of this suspension to be published as required by Supreme Court Rule 9, Section 18.10.

FOR THE COURT:

Cornelia A. Clark  
CORNELIA A. CLARK  
JUSTICE