Petition for Reinstatement – Nonpayment and/or IOLTA Noncompliance Instructions

The following sample petition for reinstatement is for use the following a summary suspension for nonpayment of registration fees and/or IOLTA noncompliance if the suspension occurred more than one (1) year before date of filing. Petitions for reinstatement of a law license suspended for more than one year must be filed with the Tennessee Supreme Court Clerk's Office with a copy provided to the Board of Professional Responsibility pursuant to Tenn. Sup. Ct. R. 9, § 10.6(d)(2). The following form is a ***sample***; if you find that the sample petition does not completely meet your needs, please feel free to use it as a guide.

File the original, signed copy of the petition for reinstatement (for suspensions over one year) with the Clerk of the Court by mail (or in person) at the following address:

J. Scott Griswold, Esq.
Supreme Court Clerk
ATTN: MaryBeth Lindsey, Deputy Clerk
100 Supreme Court Building
401 7th Avenue North
Nashville, TN 37219-1407

You must include a filing fee of $100.00 when you forward the original petition to the Clerk of the Court. You may serve the copy on the Board at our offices at 10 Cadillac Drive, Suite 220, Brentwood, TN 37027. You may also email a copy of the petition to registration@tbpr.org.

Here is what you may expect:

- Petitions are processed in the order in which they are filed with the Court.
- We are required to respond to your petition for reinstatement.
- We will process the petition as quickly as possible.
    - Please do not ask Board staff to expedite your petition.
    - We will not contact the Supreme Court Clerk to inquire about when the order of reinstatement will be entered.
    - We will send an email to you as soon as is practical after the Supreme Court Clerk notifies the Board that the Court has entered the reinstatement order (we will send notice by email and by mail).
- Board staff will make inquiry concerning the attorney's compliance with requirements for payment of fees to the Board, filing the IOLTA statement, payment of professional privilege tax and mandatory CLE requirements.
- If you are delinquent in payment of any fees owed to the Board, professional privilege tax owed to the Tennessee Department of Revenue, or CLE compliance or fees owed to the Tennessee Commission on Continuing Legal Education, the Board will note that deficiency in our response to your petition. We will serve a copy of the Board's response on you and you will be required to clear the deficiency before the Court will grant your petition for reinstatement.
- You are required to show compliance with Tenn. Sup. Ct. R. 9, § 28. A sample affidavit or declaration is provided.
- Should you have questions, please don't hesitate to call or email the registration department (email *registration@tbpr.org*).

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: _____ , BPR # _____
An Attorney Licensed to Practice Law in Tennessee
(_____)
Insert City and State above

(Note: Leave this line blank)

BOPR No._____

PETITION FOR REINSTATEMENT
PURSUANT TO TENN. SUP. CT. R. 9, SECTION 10.6(d)(2)

Pursuant to Tenn. Sup. Ct. R. 10.6(d)(2), _____petitions for reinstatement to the practice of law by submitting the following:

1. Petitioner was suspended from the practice of law by Order of the Supreme Court on _____ for failure to pay registration fees and/or failure to submit an annual registration statement.

2. Petitioner has fulfilled the requirements of Tenn. Sup. Ct. R. 9, § 28 and documentation demonstrating compliance is attached hereto as Exhibit A.

3. As of the filing of this petition, Petitioner has done the following (select all that apply):

a) Paid all delinquent registration fees on _____ ;

b) Filed the delinquent registration statement on _____ ;

c) Paid the required reinstatement fees on ;

4. Other than the current suspension for failure to pay registration fees/failure to submit a registration statement, I am not

suspended from the practice of law for any other reason as of the filing of this petition.

5. A copy of this petition for reinstatement has been served on the Board of Professional Responsibility, 10 Cadillac Drive, Suite 220, Brentwood, Tennessee, 37027.

WHEREFORE, having been suspended for more than one (1) year due to failure to pay registration fees or due to failure to submit a registration statement, _____ seeks reinstatement to the practice of law.

Respectfully submitted:

_____

Petitioner (Signature of attorney above)

_____, BPR #

(Printed name above)

Complete Mailing address is required:

_____

_____

_____

VERIFICATION

I, , being first duly sworn, make oath and state that the information provided in this Petition for Reinstatement is true to the best of my information, knowledge, and belief.

_____
Attorney's signature above

, BPR #

Sworn to and subscribed before me on this the ____ day of , 202 .

_____
Notary Public
My commission expires:

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the Petition for Reinstatement Pursuant to Tenn. Sup. Ct. R. 9, § 10.6(d)(2) upon the Board of Professional Responsibility, at the Office of Disciplinary Counsel, 10 Cadillac Drive, Suite 220, Brentwood, Tennessee, 37027, on this the ____ day of _____ , 202___.

_____
Attorney's signature above

, BPR #

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: _____ , BPR #_____
An Attorney Licensed to Practice Law in Tennessee
(_____)
Insert City and State above

EXHIBIT A TO PETITION FOR REINSTATEMENT
DECLARATION IN COMPLIANCE WITH
TENN. SUP. CT. R. 9, § 28

Comes now the undersigned attorney, petitioner in the foregoing Petition for Reinstatement and states under penalty of perjury as follows:

Petitioner's law license was suspended by the Tennessee Supreme Court on _____ . Because the suspension was entered more than thirty (30) days ago, I hereby submit the following showing compliance with Tenn. Sup. Ct. R. 9, § 28 regarding notice to clients, adverse parties, and other counsel:

☐ I have notified or caused to be notified by registered or certified mail with return receipt requested all clients I represented in a pending matter, all co-counsel in pending matters, and all opposing counsel in pending matters or adverse parties. I have attached to this affidavit proof of service on all parties requiring notice pursuant to Tenn. Sup. Ct. R. 9, § 28.

☐ At the time of my suspension and at all times since the suspension, I had no clients, co-counsel, opposing counsel or adverse parties requiring notification of the suspension pursuant to Tenn. Sup. Ct. R. 9, § 28.

Witness my hand and seal this the day of , 202__.

_____BPR #
Signature

Address (Mailing Address Only)

City, State, Zip Code

Sworn to and subscribed before me on this day of _____,202____.

Notary Public
My Commission Expires: