



**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: BARBARA S. FREEMON, BPR# 12078
CONTACT: A. RUSSELL WILLIS
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

July 10, 2013

NASHVILLE LAWYER SUSPENDED

On July 5, 2013, the law license of Barbara S. Freemon of Nashville, Tennessee, was suspended by the Tennessee Supreme Court for a period of one (1) year pursuant to Tennessee Supreme Court Rule 9, Section 4.2. Ms. Freemon was also ordered to pay restitution to a former client as a condition precedent to reinstatement.

A Petition for Discipline was filed against Ms. Freemon on March 8, 2013, based upon two complaints. The first complaint alleged that Ms. Freemon agreed to serve as trustee for an *inter vivos* trust set up to manage her brother's assets. Upon the death of her brother, Ms. Freemon did not return the trust assets to the named beneficiaries. The second complaint alleged that Ms. Freemon accepted a non-refundable fee to represent clients in a codes dispute, promising to file an action within 45 days. Ms. Freemon failed to prepare the written retainer agreement required when accepting a non-refundable fee. Ms. Freemon made several representations to her clients that she was preparing a petition but never prepared or filed any action on their behalf. Despite her failure to perform she refused to refund the full fee to the clients. Ms. Freemon also failed to respond to the Board. Ms. Freemon entered into a Conditional Guilty Plea admitting to the misconduct.

By these acts, Barbara S. Freemon has violated Tennessee Rules of Professional Conduct 1.1 (communication), 1.2 (scope of representation), 1.4 (communication), 1.5 (fees), 1.15 (safekeeping property and funds), 8.1 (bar and disciplinary matters), and 8.4(a) (misconduct).

Ms. Freemon was further ordered to pay the expenses and costs of the disciplinary proceedings against her pursuant to Tennessee Supreme Court Rule 9, Section 24.3, and fully comply in all respects with the requirements and obligations of suspended attorneys and the procedure for reinstatement as set forth in Rule 9, Sections 18 and 19.

Freemon 2194-5 rel.doc

PLEASE NOTE

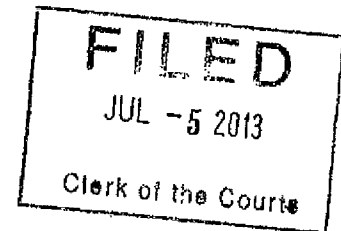
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IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE BARBARA S. FREEMON, BPR NO. 12078
An Attorney Licensed to Practice Law in Tennessee
(Davidson County)

No. M2013-01522-SC-BPR-BP
BOPR Docket No. 2013-2194-5-AW



ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against Barbara S. Freemon on March 8, 2013; upon the Conditional Guilty Plea of Barbara S. Freemon filed April 11, 2013; upon the Hearing Panel's Order of Recommendation of Conditional Guilty Plea entered on May 20, 2013; upon the Board's approval of the Hearing Panel Order on June 14, 2013, and upon the entire record in this cause.

From all of which the Court approves the Order of the Hearing Panel and adopts the Hearing Panel's Order of Recommendation of Conditional Guilty Plea as the Court's Order.

It is, therefore, ordered, adjudged and decreed by the Court that:

1. Barbara S. Freemon is suspended from the practice of law for one (1) year pursuant to Tenn. Sup. Ct. R. 9, § 4.2.
2. Pursuant to Tenn. Sup. Ct. R. 9, § 4.7, Ms. Freemon shall be required to make restitution to Mr. and Mrs. Floyd Beech in the amount of \$5,000.00. Payment of restitution is a condition precedent to reinstatement. In the event restitution is made by the Tennessee Lawyer's Fund for Client Protection ("TLFCP"), Ms. Freemon will be responsible for reimbursement to the TLFCP of the same amount.
3. Pursuant to Tenn. Sup. Ct. R. 9, § 18.5, this Order shall be effective ten (10) days after the date of entry.

4. Pursuant to Tenn. Sup. Ct. R. 9, § 24.3, and the terms of the Conditional Guilty Plea, Ms. Freemon shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$403.76 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.

5. The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 18.10.

FOR THE COURT:

Cornelia A. Clark
CORNELIA A. CLARK, JUSTICE