



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

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RELEASE OF INFORMATION
RE: DAVID JAMES FULTON, BPR 006102
CONTACT: EILEEN BURKHALTER SMITH
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

January 23, 2023

HAMILTON COUNTY LAWYER CENSURED

On January 23, 2023, David James Fulton, an attorney licensed to practice law in Tennessee, received a Public Censure from the Board of Professional Responsibility of the Tennessee Supreme Court.

Mr. Fulton represented a client in the filing of Chapter 7 bankruptcy. Mr. Fulton prepared the petition and accompanying schedules, and he received oral approval of his client to file the documents. The client did not sign hard copies of the documents. Mr. Fulton electronically filed three documents in March 2022, and five additional documents in April 2022 which included the client's electronic signature. Local Rules for the Bankruptcy Court require the attorney to maintain an original signature for any document electronically signed by the client. Mr. Fulton later submitted new filings with the court for which he did have original signatures. Mr. Fulton was sanctioned by the court for this conduct. The client's bankruptcy was completed.

By these acts, David J. Fulton has violated Rule 3.3 (candor to the tribunal), 3.4 (fairness to opposing party and counsel), 8.4(c) (conduct involving dishonesty) and 8.4(d) (prejudice to the administration of justice) and is hereby Publicly Censured for these violations.

A Public Censure is a rebuke and warning to the attorney, but it does not affect the attorney's ability to practice law.

Fulton 70672-3 rel.doc