

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

IN RE: DON ANTHONY HANDLEY, #021503
Respondent, an attorney licensed
to practice law in Tennessee
(Shelby County)

FILE NO. 71859n-9-SC

PUBLIC CENSURE

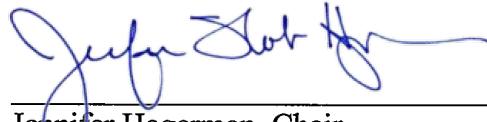
The above complaint was filed against Don Anthony Handley, an attorney licensed to practice law in Tennessee, alleging certain acts of misconduct. Pursuant to Tenn. Sup. Ct. R. 9, the Board of Professional Responsibility considered these matters at its meeting on September 8, 2023.

Mr. Handley settled a personal injury case in January 2019. Mr. Handley's support staff assigned to the file inadvertently failed to deposit the settlement check received from the insurance carrier for the at-fault driver, and the error was not identified until July 2022. The error later resulted in an overdraft on Mr. Handley's trust account. Mr. Handley's failure to identify the error evidences a breach of his obligation to create and maintain appropriate trust account management protocols, as well as his duty to appropriately train and supervise his staff.

By these acts, Mr. Handley has violated Rules of Professional Conduct 1.15 (*safekeeping client funds and property*) and 5.1 (*managerial and supervisory responsibilities*) and is hereby Publicly Censured for these violations. The Public Censure is conditioned on Mr. Handley's completion of the Board's Trust Account Workshop no later than September 2024.

FOR THE BOARD OF

PROFESSIONAL RESPONSIBILITY



Jennifer Hagerman, Chair

October 17, 2023

Date