

FILED

05/01/2020

Clerk of the
Appellate Courts

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: DAVID DWAYNE HARRIS, BPR #032607

An Attorney Licensed to Practice Law in Tennessee
(Williamson County)

No. M2020-00654-SC-BAR-BP
BOPR No. 2017-2785-6-KH

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against David Dwayne Harris on November 8, 2017; upon Answer to Petition for Discipline filed by Mr. Harris on October 30, 2019; upon entry of a Conditional Guilty Plea filed by Mr. Harris on February 28, 2020; upon an Order Recommending Approval of Conditional Guilty Plea entered on March 4, 2020; upon service of the Order Recommending Approval of Conditional Guilty Plea by the Executive Secretary of the Board dated March 4, 2020; upon consideration and approval by the Board on March 13, 2020; 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 Recommending Approval of Conditional Guilty Plea as the Court's Order.

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT THAT:

(1) David Dwayne Harris is suspended from the practice of law for two (2) years, pursuant to Tenn. Sup. Ct. R. 9, § 12.2, with sixty (60) days active suspension and the remainder on probation, subject to the following conditions of probation:

(a) Within the first year of suspension, Mr. Harris shall be required to make restitution to the following individuals pursuant to Tenn. Sup. Ct. R. 9, §12.7. In the event restitution is made by the Tennessee Lawyer's Fund for Client Protection ("TLFCP"), Mr. Harris will be responsible for reimbursement to the TLFCP in the same amount:

- i. \$3,500 to Shannon Mayes
- ii. \$5,000 to Alysia Ogbeiwi
- iii. \$1,500 to Teddy Howell

(b) During the period of active suspension and probation, Mr. Harris shall incur no new complaints of misconduct that relate to conduct occurring during the period of suspension and probation and which results in the recommendation by the Board that discipline be imposed.

(2) In the event Mr. Harris fails to meet any condition of probation, the probation may be revoked pursuant to Tenn. Sup. Ct. R. 9, § 14.2.

(3) Prior to seeking reinstatement, Mr. Harris must have met all CLE requirements; have remitted all outstanding registration fees and outstanding professional privilege taxes, including those due from the date of this suspension until the date of reinstatement; and have remitted all court costs and Board costs in this matter.

(4) Additionally, Mr. Harris shall comply in all aspects with Tenn. Sup. Ct. R. 9, §§ 28 and 30.4, regarding the obligations and responsibilities of suspended attorneys and the procedure for reinstatement.

(5) Pursuant to Tenn. Sup. Ct. R. 9, § 28.1, this Order shall be effective upon entry.

(6) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3(d), Mr. Harris shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$628.16 and 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 of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 28.11.

PER CURIAM