

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

03/12/2020

Clerk of the
Appellate Courts

IN RE: MICHAEL GLEN HATMAKER, BPR #005391

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

No. M2020-00392-SC-BAR-BP
BOPR No. 2019-3018-2-TL

ORDER OF ENFORCEMENT

This cause is before the Court upon a Notice of Submission filed by the Board of Professional Responsibility providing notice pursuant to Tenn. Sup. Ct. R. 9 § 23 of the affidavit of Michael Glen Hatmaker, consenting to disbarment. Mr. Hatmaker is an attorney licensed to practice law in the State of Tennessee and is subject to the disciplinary jurisdiction of the Supreme Court of Tennessee, pursuant to Rule 9 of the Rules of the Supreme Court of Tennessee.

It appears to the Court that Michael Glen Hatmaker, has delivered to the Board of Professional Responsibility an affidavit in compliance with Tenn. Sup. Ct. R. 9, § 23.1. Mr. Hatmaker has consented to disbarment because he cannot successfully defend himself against the charges alleged in Board File Nos. 59335c-2-ES, 59363-2-ES, 59366-2-ES, 59380c-2-ES, 59461-2-ES, 59508c-2-ES, 59896-2-ES, 60173-2-ES, and 60262-2-ES, which are pending against him.

On October 12, 2018, Mr. Hatmaker was suspended by this Court pursuant to Tenn. Sup. Ct. R. 9, § 12.2 (Case No. M2018-01869-SC-BAR-BP) for making material misrepresentations to clients and opposing counsel, failing to expedite litigation and diligently representing clients, failing to reasonably communicate with clients, and failing to properly maintain client funds in his trust account. Mr. Hatmaker has not requested, nor been granted, reinstatement.

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

- (1) Michael Glen Hatmaker, is hereby disbarred from the practice of law in Tennessee.
- (2) This Order of Enforcement shall be a matter of public record.

(3) Pursuant to Tenn. Sup. Ct. R. 9, § 23.3, the affidavit filed by Michael Glen Hatmaker, shall not be publicly disclosed or made available for use in any other proceeding except upon further Order of this Court.

(4) The Board of Professional Responsibility shall cause notice of this disbarment to be published in accordance with Tenn. Sup. Ct. R. 9, § 28.11.

(5) Pursuant to Tenn. Sup. Ct. R. 9, § 12.7, and as a condition precedent to any reinstatement, Mr. Hatmaker shall make restitution to the following individuals:

- (a) Franklin D. West in the amount of \$12,500.00
- (b) Judith Helton in the amount of \$3,500.00
- (c) Judy McNeeley in the amount of \$17,500.00
- (d) Allen Perkins in the amount of \$3,000.00
- (e) Douglas Ward in the amount of \$3,500.00
- (f) Betty Poor in the amount of \$2,500.00
- (g) Lee Elam in the amount of \$17,500.00

To the extent restitution is paid by the Tennessee Lawyer's Fund for Client Protection ("TLFCP"), Mr. Hatmaker shall reimburse TLFCP for said amount and shall remain obligated to the individuals listed above for any unpaid restitution.

(6) Additionally, Mr. Hatmaker shall comply in all aspects with Tenn. Sup. Ct. R. 9, §§ 28 and 30.4, regarding the obligations and responsibilities of disbarred attorneys and the procedure for reinstatement. Prior to seeking reinstatement, Mr. Hatmaker must meet all CLE requirements and pay any outstanding registration fees including those due from the date of suspension/disbarment until the date of reinstatement.

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

(8) Pursuant to Tenn. Sup. Ct. R. 9, § 31, Mr. Hatmaker shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$1,028.41 within ninety (90) days of the date of the entry of this Order, and in addition, shall pay to the Clerk of this Court the costs incurred herein, for all of which execution may issue if necessary.

PER CURIAM