



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

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**RELEASE OF INFORMATION**  
**RE: JOHN E. HERBISON, BPR# 12659**  
**CONTACT: RANDALL J. SPIVEY**  
**BOARD OF PROFESSIONAL RESPONSIBILITY**  
**615-361-7500**

March 25, 2011

**NASHVILLE LAWYER SUSPENDED**

On March 14, 2011, John E. Herbison of Nashville, Tennessee, was suspended by the Tennessee Supreme Court for a period of eleven (11) months and twenty-nine (29) days pursuant to Rule 9, Section 4.2, of the Rules of the Supreme Court, the imposition of which is suspended in conjunction with an eleven (11) months and twenty-nine (29) day period of probation. During the probationary period, Mr. Herbison must obtain three (3) hours of continuing legal education over and above the hours normally required and engage the services of a practice monitor.

Mr. Herbison violated disciplinary rules by neglecting a client's file and failing to communicate with the same client with regard to a petition for post-conviction relief. Mr. Herbison's actions violated Tennessee Supreme Court Rule 8, Rules of Professional Conduct 1.1 (Competence), 1.3 (Diligence), 1.4 (Communication), 1.5 (Fees), 3.2 (Expediting Litigation), 8.1(b) (Bar Admission and Disciplinary Matters) and 8.4 (Misconduct).

Mr. Herbison was further ordered to pay the expenses and costs of the disciplinary proceedings against him, pursuant to Rule 9, Section 4.7, of the Rules of the Supreme Court.

Herbison 1931-5.doc

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