



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

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RELEASE OF INFORMATION
RE: JASON DANIEL HOLLEMAN, BPR #019806
CONTACT: JERRY MORGAN
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

July 21, 2020

DAVIDSON COUNTY LAWYER CENSURED

On July 21, 2020, Jason Daniel Holleman, an attorney licensed to practice law in Tennessee, received a Public Censure from the Supreme Court of Tennessee and was ordered to pay costs to the Board of Professional Responsibility.

The Board of Professional Responsibility filed a Petition for Discipline on February 28, 2018, regarding Mr. Holleman's representation of clients who sought to obtain a cemetery by adverse possession and move it to another location.

Mr. Holleman filed a Petition to Quiet Title and Termination of a Cemetery known as the Rains Cemetery. The Hearing Panel found and the Trial Court affirmed that Mr. Holleman delegated to a non-lawyer the responsibility of contacting descendants of the Rains family and publishing Notice of the Petition in the *Nashville Ledger* without communicating directions appropriate to reasonably assure the non-lawyer's conduct was compatible with Mr. Holleman's professional obligations. Mr. Holleman misrepresented to the court that notice of the Petition to Quiet Title had been served by publication when, in fact, the notice had not been published. Mr. Holleman misrepresented to the court that a descendant of the family buried in the cemetery had agreed to re-inter the bodies at a perpetual care cemetery, and obtained a default judgment on pleadings that, at the time the motion was filed, were no longer true as the historic cemetery had been restored.

Mr. Holleman's conduct violated Tennessee Rules of Professional Conduct 1.1 (competence), 1.3 (diligence), 3.1 (meritorious claims and contentions), 5.3 (responsibilities regarding nonlawyer assistants), and 5.4 (professional independence of a lawyer).

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

Holleman 2836-5 rel.doc

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

07/21/2020

Clerk of the
Appellate Courts

IN RE: JASON DANIEL HOLLEMAN, BPR #019806
An Attorney Licensed to Practice Law in Tennessee
(Davidson County)

No. M2020-00926-SC-BAR-BP
BOPR No. 2018-2836-5-AJ

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against Attorney Jason Daniel Holleman on February 28, 2018; upon Respondent's Answer to the Petition for Discipline filed January 29, 2019; upon the final hearing held February 12, 2019; upon the Hearing Panel's Findings of Fact and Conclusions of Law entered May 3, 2019; upon service of the Findings of Fact and Conclusions of Law of the Hearing Panel on counsel for Mr. Holleman by the Executive Secretary of the Board on May 6, 2019; upon the Board's Application for Assessment of Costs filed May 7, 2019; upon Findings and Judgment for Assessment of Costs entered June 3, 2019; upon service of the Hearing Panel's Findings and Judgment for Assessment of Costs on counsel for Mr. Holleman by the Executive Secretary of the Board on June 4, 2019; upon the trial court's Judgment entered April 2, 2020; upon the Board's Application for Assessment of Costs filed April 6, 2020; upon expiration of the appeal period with no appeal taken; 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 as the Court's Order.

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

- (1) Pursuant to Tenn. Sup. Ct. R. 9, § 12.4, Jason Daniel Holleman is hereby publicly censured.
- (2) Pursuant to Tenn. Sup. Ct. R. 9, § 28.1, this Order shall be effective immediately.

(3) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3, Mr. Holleman shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$5,228.80 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.

(4) 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