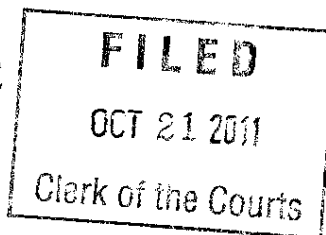


IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: SEAN K. HORNBECK, BPR #23197
An Attorney Licensed to Practice Law in Tennessee
(Davidson County)



No. M2008-02745-SC-BPR-BP

BOPR Nos. 2008-1794-5-KH(4.3) & 2010-1953-5-KH(21)

ORDER DISSOLVING DISABILITY INACTIVE STATUS

On December 15, 2008, Mr. Hornbeck was temporarily suspended from the practice of law. Immediately thereafter, Mr. Hornbeck filed a Petition Requesting Dissolution of the Temporary Suspension and requesting a transfer to disability inactive status. This Court entered an Order on January 14, 2009 transferring Mr. Hornbeck to disability status but reserving his request for dissolution of the temporary suspension. The matter was referred to a Hearing Panel for further determination of Mr. Hornbeck's ability to defend himself in a disciplinary matter.

This matter is again before the Court upon the Board's Motion for Examination of Mr. Hornbeck filed on August 3, 2010 before a Hearing Panel; upon Mr. Hornbeck's Response filed on September 23, 2010; and upon an Agreed Order entered by a Hearing Panel on September 21, 2011 in which the parties agreed that Mr. Hornbeck's disability has been removed.

In accordance with Supreme Court Rule 9, Section 21.6, the Court concludes that Mr. Hornbeck's disability has been removed and that any pending disciplinary proceedings must be resolved prior to the effective date of any reinstatement. Further, pursuant to this Court's prior Order entered on January 14, 2009, the temporary suspension remains in full force and effect since Mr. Hornbeck has not filed a subsequent petition requesting reinstatement.

It is, therefore, **ORDERED, ADJUDGED** and **DECREED** by the Court:

1. That Sean K. Hornbeck's disability inactive status be removed.
2. That any pending disciplinary proceedings must be resolved prior to the effective date of reinstatement.

3. Pursuant to Supreme Court Rule 9, Section 24.3, Mr. Hornbeck shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$2,955.00 and, in addition, 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.

FOR THE COURT:



WILLIAM C. KOCH, JR., JUSTICE