



IN DISCIPLINARY DISTRICT V  
OF THE  
BOARD OF PROFESSIONAL RESPONSIBILITY  
OF THE  
SUPREME COURT OF TENNESSEE

IN RE: KEVIN MCLEAN KELLY, #027345  
Respondent, an attorney licensed  
to practice law in Tennessee  
(Davidson County)

FILE NO.: 57882c-5-SB and  
70518c-5-SB

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PUBLIC CENSURE

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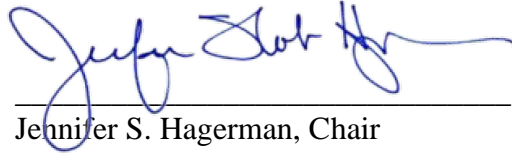
The above complaints were filed against Kevin McLean Kelly, #027345, an attorney licensed to practice law in Tennessee, alleging certain acts of misconduct. Pursuant to Tenn. Sup. Ct. R. 9, the Board of Professional Responsibility considered these matters at its meeting on June 9, 2023.

In the first complaint, Mr. Kelly failed to adequately communicate with his client. Mr. Kelly failed to stay abreast of the Tennessee Court of Criminal Appeals opinion issued on November 30, 2020, failed to apprise his client of the same, and failed to preserve his client's right to appeal. Mr. Kelly also did not timely withdraw from the representation, which would have allowed his client to retain new appellate counsel or proceed *pro se*.

In the second complaint, Mr. Kelly failed to adequately communicate with his client. Mr. Kelly also failed to withdraw from the representation after being discharged by the client.

By these acts, Mr. Kelly has violated Rule of Professional Conduct 1.3 (*diligence*); 1.4 (*communication*); 1.16 (*terminating representation*); and 3.2 (*expediting litigation*) and is hereby Publicly Censured for these violations.

FOR THE BOARD OF  
PROFESSIONAL RESPONSIBILITY



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Jennifer S. Hagerman, Chair

July 24, 2023

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Date