

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

IN RE: KATHLEEN M. KIRT BPR NO. 15213
Respondent, an attorney licensed
to practice law in Tennessee
(Davidson County)

FILE NO. 33009-5-JV

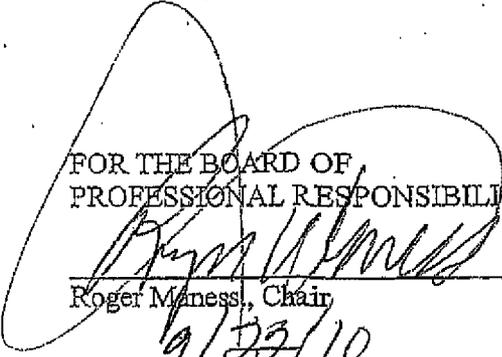
PUBLIC CENSURE

The above complaint was filed against Kathleen M. Kirt, an attorney licensed to practice law in Tennessee, alleging certain acts of misconduct. Pursuant to Supreme Court Rule 9, the Board of Professional Responsibility considered these matters at its meeting on September 10, 2010.

Respondent missed a March 28, 2009, statute of limitations on a workers' compensation case despite having been notified on three occasions of offers of settlement, to which Respondent did not respond. Respondent did not advise the client that the statute of limitations had expired until March 24, 2010, despite being sent letters from the insurance carrier dated June 9, 2009, and November 9, 2009, advising the Respondent that the statute of limitations had lapsed and all offers were withdrawn. These actions are in violation of RPC 1.1, 1.3, and 1.4.

By the aforementioned facts, Kathleen M. Kirt has violated Rules of Professional Conduct RPC 1.1 (competence), 1.3 (diligence), and 1.4 (communication) and is hereby Publicly Censured for these violations.

FOR THE BOARD OF
PROFESSIONAL RESPONSIBILITY.



Roger Maness, Chair

9/23/10

Date