



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

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**RELEASE OF INFORMATION**  
**RE: KATHLEEN M. KIRT, BPR# 15213**  
**CONTACT: JAMES A. VICK**  
**BOARD OF PROFESSIONAL RESPONSIBILITY**  
**615-361-7500**

September 27, 2010

**DAVIDSON COUNTY LAWYER CENSURED**

On September 24, 2010, Kathleen M. Kirt, an attorney licensed to practice law in Tennessee, received a Public Censure from the Board of Professional Responsibility of the Tennessee Supreme Court.

Ms. Kirt permitted a March 28, 2009, statute of limitations on a workers' compensation case to lapse, despite having been notified on three occasions of offers of settlement, to which Ms. Kirt did not respond. Ms. Kirt did not advise the client that the statute of limitations had expired until March 24, 2010, although she had been sent letters by the insurance carrier dated June 9, 2009, and November 9, 2009, advising Ms. Kirt that the statute of limitations had lapsed and all offers of settlement were withdrawn.

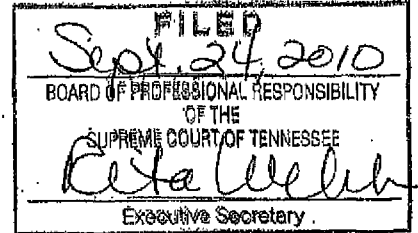
By these acts, Kathleen M. Kirt has violated Rules of Professional Conduct 1.1 (competence), 1.3 (diligence), and 1.4 (communication) and is hereby, publicly censured for these violations. A Public Censure is a rebuke and warning to the attorney, but it does not affect the attorney's ability to practice law.

Kirt 33009-5 rel.doc

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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

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PUBLIC CENSURE

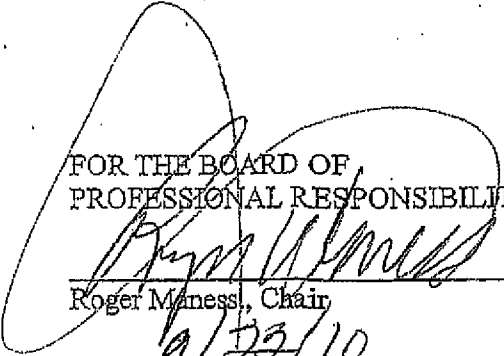
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The above complaint was filed against Kathleen M. Kirt, an attorney licensed to practice law in Tennessee, alleging certain acts of misconduct. Pursuant to Supreme Court Rule 9, the Board of Professional Responsibility considered these matters at its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