



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

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**RELEASE OF INFORMATION**  
**RE: JOHN LYNDON LOWERY, BPR #16195**  
**CONTACT: WILLIAM C. MOODY**  
**BOARD OF PROFESSIONAL RESPONSIBILITY**  
**615-361-7500**

June 27, 2016

**DAVIDSON COUNTY LAWYER DISBARRED**

On June 24, 2016, John Lyndon Lowery, of Nashville, Tennessee, was disbarred from the practice of law by Order of the Tennessee Supreme Court. In addition, Mr. Lowery must make restitution to nine clients as a condition of reinstatement. The disbarment begins June 24, 2016. Mr. Lowery must pay the Board's costs and expenses and the court costs within ninety days of the entry of the Order of Enforcement.

Mr. Lowery settled nine cases without his clients' knowledge or consent, signed their names to settlement checks without their permission, misappropriated the settlement funds and made misrepresentations to the clients to make them think their cases were progressing normally. In a tenth case, he failed to take any action resulting in the case being dismissed and failed to inform his client. Mr. Lowery pled guilty in Davidson County Criminal Court to seven counts of theft and eight counts of forgery, all felonies.

Mr. Lowery's ethical misconduct violated Tennessee Rules of Professional Conduct 1.1, Competence; 1.2, Scope of Representation; 1.3, Diligence; 1.4, Communication; 1.5, Fees; 1.15, Safekeeping Property and Funds; 3.2, Expediting Litigation; 8.1, Bar Admission and Disciplinary Matters; and 8.4, Misconduct.

Mr. Lowery was previously suspended for failure to pay professional privilege tax on September 29, 2015. That suspension remains in effect. On May 28, 2015, Mr. Lowery was temporarily suspended by the Tennessee Supreme Court for posing a threat of substantial harm to the public. As Mr. Lowery is now disbarred, the temporary suspension is dissolved.

Mr. Lowery must comply with the requirements of Tennessee Supreme Court Rule 9, Sections 28 and 30, regarding the obligations and responsibilities of suspended attorneys.

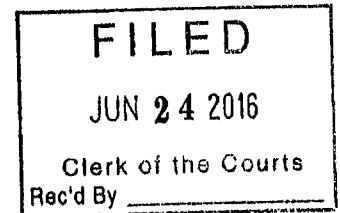
IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

**IN RE: JOHN LYNDON LOWERY, BPR #16195**  
An Attorney Licensed to Practice Law in Tennessee  
(Davidson County)

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**No. M2016-01241-SC-BAR-BP**  
**No. M2016-01242-SC-BAR-BP**  
BOPR No. 2014-2380-5-WM  
BOPR No. 2016-2593-5-WM(22.3)

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**ORDER OF ENFORCEMENT**

This matter is before the Court upon a Petition for Discipline filed against John Lyndon Lowery on October 7, 2014; upon Answer of Respondent filed by Mr. Lowery on November 21, 2014; upon a Supplemental Petition for Discipline filed on January 5, 2016; upon Response to Supplemental Petition for Discipline filed on February 9, 2016; upon the Second Supplemental Petition for Discipline filed on March 18, 2016; upon entry of a Conditional Guilty Plea filed by Mr. Lowery on April 15, 2016; upon an Order Recommending Approval of Conditional Guilty Plea entered on April 18, 2016; upon consideration and approval by the Board on June 10, 2016; and upon the entire record in this cause. This matter is also before the Court upon a Notice of Submission pursuant to Tenn. Sup. Ct. R. 9, § 22.3 (2014).

From all of which the Court approves the Order of the Hearing Panel and adopts the Hearing Panel's Order Recommending Approval of Conditional Guilty Plea as the Court's Order.

On May 28, 2015, Mr. Lowery was temporarily suspended by this Court pursuant to Tenn. Sup. Ct. R. 9, § 12.3 (2014) (Case No. M2015-00956-SC-BAR-BP). On September 29, 2015, Mr. Lowery was administratively suspended by this Court pursuant to Tenn. Sup. Ct. R. 9, § 26 (2014) (ADM2015-00008). To date, Mr. Lowery has not been granted reinstatement.

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

(1) Mr. Lowery is disbarred, pursuant to Tenn. Sup. Ct. R. 9, §§ 4.1 (2006) and 12.1 (2014).

(2) Pursuant to Tenn. Sup. Ct. R. 9, §§ 4.7 (2006) and 12.7 (2014), and as a condition precedent to any reinstatement, Mr. Lowery shall make restitution to the following individuals and shall furnish to the Board of Professional Responsibility proof of restitution. In the event restitution is made by the Tennessee Lawyer's Fund for Client Protection (TLFCP), Mr. Lowery shall reimburse TLFCP in the same amount:

- (a) Lucas Routh and Nancy Routh - \$12,681.99
- (b) Nicole Short - \$6,000.00
- (c) John and Rose Dumont - \$80,000.00
- (d) Erin and John Johnston - \$25,000.00
- (e) Robert and Christine Andrews - \$95,000.00
- (f) Tiffany Melton - \$20,000.00
- (g) Alvin Sink - \$35,000.00
- (h) Kristie Dyer - \$8,000.00
- (i) Ashley Andrews - \$16,666.67

(3) Prior to seeking reinstatement, Mr. Lowery must meet all CLE requirements; have remitted all outstanding registration fees and outstanding professional privilege taxes, including those due from the date of this disbarment until the date of reinstatement; and have remitted all court costs and Board costs in this matter.

(4) Mr. Lowery shall comply in all aspects with Tenn. Sup. Ct. R. 9, §§ 18 (2006) and 28 (2014) regarding the obligations and responsibilities of disbarred attorneys.

(5) Mr. Lowery shall comply in all aspects with Tenn. Sup. Ct. R. 9, § 30.4(d) regarding the procedure for reinstatement.

(6) Further, the Order of Temporary Suspension entered on May 28, 2015, in Case No. M2015-00956-SC-BAR-BP is hereby dissolved. The Order of Administrative Suspension entered on September 29, 2015, in Case No. ADM2015-00008 shall remain in effect.

(7) This disbarment shall be in lieu of the suspension provided for by Tenn. Sup. Ct. R. 9, § 22.3 (2014), as a result of Mr. Lowery's pleas of guilty to theft and forgery, and the Court declines to refer the matter to the Board for the institution of any formal proceeding as a result of the Notice of Submission.

(8) Pursuant to Tenn. Sup. Ct. R. 9, § 28.1 (2014), this Order shall be effective upon entry.

(9) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3(d) (2014), Mr. Lowery shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$1,020.36 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.

(10) The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 28.11 (2014).

PER CURIAM