

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED 05/10/2019 Clerk of the Appellate Courts
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IN RE: KAY JEFFREY LUETHKE, BPR #015534
An Attorney Licensed to Practice Law in Tennessee
(Sullivan County)

No. M2019-00513-SC-BAR-BP
BOPR No. 2019-2980-1-AJ-25

ORDER OF RECIPROCAL DISCIPLINE

This matter is before the Court pursuant to Tenn. Sup. Ct. R. 9, § 25, upon a Notice of Submission filed by the Board of Professional Responsibility (“Board”) consisting of a certified copy of a Subcommittee Determination from the Tenth District Subcommittee of the Virginia State Bar entered January 25, 2019, publically reprimanding Kay Jeffrey Luethke.

On March 22, 2019, this Court entered a Notice of Reciprocal Discipline directing Mr. Luethke to inform this Court, within thirty (30) days of receipt of the Notice, why reciprocal discipline should not be imposed in Tennessee pursuant to Tenn. Sup. Ct. R. 9, § 25.4 or, in the absence of a response demonstrating the grounds set forth in Tenn. Sup. Ct. R. 9, § 25.4, the Supreme Court of Tennessee will impose a discipline with identical terms and conditions based upon the Subcommittee Determination of the Tenth District Subcommittee of the Virginia State Bar. Mr. Luethke filed a response on April 22, 2019, and the Board filed a reply on May 3, 2019.

After careful consideration of the record in this matter, the Court finds, based upon the particular facts of this case, that none of the elements in Tenn. Sup. Ct. R. 9, § 25.4 exist, and it is appropriate to enter an Order of Reciprocal Discipline.

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

- (1) Kay Jeffrey Luethke shall be publicly censured pursuant to Tenn. Sup. Ct. R. 9, § 12.4 consistent with the discipline entered by the Tenth District Subcommittee of the Virginia State Bar, attached to this Order as Exhibit A.
- (2) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3, Mr. Luethke shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$50.00 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.

- (3) Pursuant to Tenn. Sup. Ct. R. 9, § 28.1, this Order shall be effective upon entry.
- (4) The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 28.11.

PER CURIAM