

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

IN RE: DAVID A. LUFKIN, SR., BPR #007057  
(Knox County)

**FILED**

AUG 18 2009

Clerk of the Courts

No. M 2007-00839-SC-RPR-BP  
BOPR No. 2007-1663-2(K)-TH

**ORDER OF ENFORCEMENT**

This matter is before the Court upon the Board of Professional Responsibility's Petition for Discipline filed against the Respondent on April 3, 2007; upon Answer to the Petition for Discipline filed by Respondent; upon a Hearing Panel Judgment filed on July 10, 2009 and recommending a two (2) year suspension; thirty (30) additional hours Continuing Legal Education ("CLE"), and a practice monitor for one (1) year; upon approval by the Board of Professional Responsibility; upon Respondent's written statement indicating his waiver of further appeals; and upon the entire record in this cause.

From all of which the Court accepts the recommendation of the Hearing Panel and concludes that the Hearing Panel's Judgment is appropriate imposing a two (2) year suspension retroactive to October 17, 2006; in addition to any requirement of the Commission on Continuing Legal Education, Respondent attend fifteen (15) hours of continuing legal education classes within the next two (2) years dealing with trust account management, attend ten (10) hours of continuing legal education classes within the next two (2) years dealing with ethics in the practice of law, and attend five (5) hours of continuing legal education classes within the next two (2) years dealing with general law practice management; and be assigned a practice monitor to monitor his practice and accounts for a period of one (1) year following any reinstatement of Respondent's law license.

It is, therefore, **ORDERED, ADJUDGED and DECREED** by the Court that:

1. The Respondent, David A. Lufkin, Sr., is hereby suspended from the practice of law for two (2) years, retroactive to October 17, 2006, pursuant to Section 4.2 of Rule 9, Rules of the Supreme Court.
2. The Respondent shall within the next two (2) years attend fifteen (15) hours of CLE in trust account management; attend ten (10) hours of CLE in ethics; attend five (5) hours of CLE in general law practice management, in addition to any other requirement of the Commission on Continuing Legal Education.
3. The Respondent shall be assigned a practice monitor, approved by Disciplinary Counsel, to monitor his practice and accounts for one (1) year following any reinstatement of the Respondent's law license.

4. Pursuant to Supreme Court Rule 9, Section 24.3, the Respondent shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$11,277.88, and in addition, shall pay to the Clerk of this Court the costs incurred herein, for all of which execution may issue if necessary.

5. The Board of Professional Responsibility shall cause notice of this suspension to be published as required by Supreme Court Rule 9, Section 18.10.

6. Reinstatement of this attorney to the practice of law in Tennessee shall be governed by the provisions of Supreme Court Rule 9, Section 19.

7. Pursuant to Supreme Court Rule 9, Section 18.5, this Order shall be effective ten (10) days after entry.

FOR THE COURT:

Cornelia A. Clark  
CORNELIA A. CLARK  
JUSTICE