

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

<p>FILED 11/21/2018 Clerk of the Appellate Courts</p>
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IN RE: BRIAN PHILLIP MANOOKIAN, BPR #026455
An Attorney Licensed to Practice Law in Tennessee
(Davidson County)

No. M2018-01711-SC-BAR-BP
BOPR No. 2018-2914-5-WM-12.3

**ORDER DENYING VERIFIED PETITION FOR DISSOLUTION OR
AMENDMENT OF ORDER OF TEMPORARY SUSPENSION**

On September 21, 2018, this Court entered an Order of Temporary Suspension pursuant to Tenn. Sup. Ct. R. 9, § 12.3, suspending the law license of Brian Phillip Manookian for posing a threat of substantial harm to the public. On September 28, 2018, Mr. Manookian filed a Verified Petition for Dissolution or Amendment of Order of Temporary Suspension. On October 2, 2018, Mr. Manookian filed his Petition-Motion for Instant Ruling Regarding the Procedural Defects of the Tennessee Board of Professional Responsibility's Petition for Temporary Suspension. On October 4, 2018, the Board filed a Response to Petition for Dissolution. On October 5, 2018, Mr. Manookian filed his Reply to Petitioner's Response to Respondent's Petition for Dissolution or Amendment of Order of Temporary Suspension. On October 5, 2018, the Board filed its Response to Petition-Motion for Instant Ruling and Hearing and the Declaration of Phillip North. On October 16, 2018, Mr. Manookian filed his Amended and Restated Petition-Motion, and Memorandum of Law in Support thereof, for Instant Ruling Pursuant to Tennessee Rule of Appellate Procedure 22(b) and the Declaration of John P. Konvalinka. On October 17, 2018, this Court entered its Order directing the Board to file a supplemental declaration under penalty of perjury and staying the thirty-day requirement imposed pursuant to Tenn. Sup. Ct. R. 9, § 12.3(c). On October 23, 2018, the Board filed its Response to Amended and Restated Petition-Motion for Instant Ruling and the Supplemental Declaration of Phillip North. On October 31, 2018, Mr. Manookian filed his Reply to the Board of Professional Responsibility's Response to Amended and Restated Petition-Motion for Instant Ruling. On November 1, 2018, this Court entered an Order denying Mr. Manookian's Amended Motion for Instant Ruling and the Board's request to lift the stay entered on October 17, 2018. On October 11 and 19, 2018, a hearing was held before a three-member panel of the Board of Professional Responsibility. On November 7, 2018, the Panel entered its Report and Recommendation finding Mr. Manookian failed to establish good cause to dissolve the temporary suspension. A copy of the Report and Recommendation is attached hereto and incorporated herein by reference.

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

1. The Report and Recommendation of the panel is approved as the Court's Order, and the Verified Petition for Dissolution or Amendment of Order of Temporary Suspension filed on September 21, 2018, is denied.

2. Mr. Manookian shall remain temporarily suspended from the practice of law as provided in Tenn. Sup. Ct. R. 9, § 12.3.

3. The stay of the thirty-day requirement imposed pursuant to Tenn. Sup. Ct. R. 9, § 12.3(c), contained in this Court's Order of October 17, 2018, is dissolved and, effective ten days after entry of this Order, Mr. Manookian shall cease representing existing clients.

4. Mr. Manookian shall comply with Tenn. Sup. Ct. R. 9 in all respects and particularly as provided in Tenn. Sup. Ct. R. 9, § 28.

5. Pursuant to Tenn. Sup. Ct. R. 9, § 28.1, this Order shall be effective upon entry.

6. Taxing of costs pursuant to Tenn. Sup. Ct. R. 9, § 31.3(d), is reserved pending submission of a Panel Judgment on the Board's Application for Assessment of Costs.

7. 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