



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

10 CADILLAC DRIVE, SUITE 220  
BRENTWOOD, TENNESSEE 37027  
TELEPHONE: (615) 361-7500  
(800) 486-5714  
FAX: (615) 367-2480  
E-MAIL: [ethics@tbpr.org](mailto:ethics@tbpr.org)  
Website: [www.tbpr.org](http://www.tbpr.org)

**RELEASE OF INFORMATION**  
**RE: JAMES MICHAEL MARSHALL, BPR #18784**  
**CONTACT: A. RUSSELL WILLIS**  
**BOARD OF PROFESSIONAL RESPONSIBILITY**  
**615-361-7500**

June 16, 2014

**MAURY COUNTY LAWYER SUSPENDED**

On June 13, 2014 James Michael Marshall of Spring Hill, Tennessee, was suspended from the practice of law by Order of the Tennessee Supreme Court for sixty (60) days. Mr. Marshall was ordered to pay the Board's costs and expenses and the court costs within ninety days of the entry of the Order of Enforcement.

A Petition for Discipline was filed on January 2, 2014, involving three (3) complaints of unethical conduct. In the first complaint, Mr. Marshall ignored a court order to prepare and file a statement of the evidence in compliance with Rule 24 of the Rules of Appellate Procedure. Mr. Marshall's failure to comply with the court order led to the dismissal of the client's appeal. In the second complaint, Mr. Marshall unreasonably delayed for approximately one (1) year setting a motion for argument before the trial court. In the third complaint, Mr. Marshall notarized documents when he did not hold an active Notary Commission and filed the same with the Clerk of the Court and Register of Deeds. Mr. Marshall pled guilty, pursuant to T.C.A. §40-35-313, to six (6) Class C misdemeanors of acting after the expiration of his notary commission in violation of T.C.A. §8-16-120 and was placed on probation.

Mr. Marshall entered a Conditional Guilty Plea admitting his conduct violated Rules of Professional Conduct 1.3, (Diligence); 3.3(a) and (h), (Candor Toward the Tribunal); 3.4(c), (Fairness to Opposing Party and Counsel); 4.1, (Truthfulness in Statements to Others); and 8.4, (Misconduct).

Mr. Marshall must comply with the requirements of Tennessee Supreme Court Rule 9, Sections 18 and 19, regarding the obligations and responsibilities of suspended attorneys.

Marshall 2284-6 rel.doc

**PLEASE NOTE**

**YOU MAY SUBSCRIBE TO RECEIVE INFORMATIONAL RELEASES, FORMAL ETHICS OPINIONS, NEWSLETTERS AND ANNUAL REPORTS ELECTRONICALLY BY SIGNING IN AT THE BOARD'S WEBSITE**

**[www.tbpr.org/Subscriptions](http://www.tbpr.org/Subscriptions)**

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

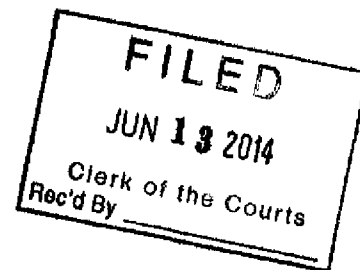
**IN RE: JAMES MICHAEL MARSHALL, BPR No. 18784**

An Attorney Licensed to Practice Law in Tennessee  
(Maury County)

---

No. M2014-01078-SC-BAR-BP  
BOPR No. 2014-2284-6-AW

---



**ORDER OF ENFORCEMENT**

This matter is before the Court upon a Petition for Discipline filed against James Michael Marshall on January 2, 2014; upon Mr. Marshall's Response to Petition for Discipline filed January 24, 2014; upon an Amended Petition for Discipline filed February 5, 2014; upon Mr. Marshall's Response to Amended Petition for Discipline filed March 18, 2014; upon entry of a Conditional Guilty Plea filed by Mr. Marshall on May 6, 2014; upon an Order Recommending Approval of Conditional Guilty Plea entered on May 9, 2014; upon consideration and approval by the Board on May 20, 2014; and upon the entire record in this cause.<sup>1</sup>

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.

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

(1) Pursuant to Tenn. Sup. Ct. R. 9, § 4.2, James Michael Marshall is suspended for sixty (60) days.

(2) Additionally, Mr. Marshall shall comply in all aspects with Tenn. Sup. Ct. R. 9, § 18 (2006) and Tenn. Sup. Ct. R. 9, § 30.4 (2014) regarding the obligations and responsibilities of suspended attorneys and the procedure for reinstatement. Mr. Marshall must meet all CLE requirements and all registration requirements prior to reinstatement.

---

<sup>1</sup>Because this cause was initiated prior to January 1, 2014, it is governed by Tenn. Sup. Ct. R. 9 (2006) except where otherwise noted.

(3) Pursuant to Tenn. Sup. Ct. R. 9, § 18.5, this Order shall be effective ten (10) days after the date of entry.

(4) Pursuant to Tenn. Sup. Ct. R. 9, § 24.3, Mr. Marshall shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$1,749.16 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.

(5) The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 18.10.

FOR THE COURT:

Cornelia A. Clark  
CORNELIA A. CLARK, JUSTICE