

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

05/20/2025

Clerk of the
Appellate Courts

IN RE: JAMES DANIEL MARSHALL, BPR #025541

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

No. M2025-00680-SC-BAR-BP

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline the Board of Professional Responsibility (“Board”) filed against James Daniel Marshall on May 3, 2024; upon a Motion for Default Judgment and That All Allegations and Exhibits Included in Petition for Discipline be Deemed Admitted filed on August 5, 2024; upon an Order of Default Judgment filed on October 14, 2024; upon service of Order of Default Judgment on Mr. Marshall by the Executive Secretary of the Board on October 14, 2024; upon the Hearing Panel’s Findings of Fact, Conclusions of Law and Judgment filed on December 17, 2024; upon service of Findings of Fact, Conclusions of Law and Judgment on Mr. Marshall by the Executive Secretary of the Board on December 17, 2024; upon the Board’s Application for Assessment of Costs filed on January 2, 2025; upon Findings and Judgment for Assessment of Costs entered on February 24, 2025; upon service of Findings and Judgment for Assessment of Costs on Mr. Marshall by the Executive Secretary of the Board on February 24, 2025; upon expiration of the appeal period with no appeal taken; and upon the entire record in this cause.

From all of which, the Court approves the Findings of Fact, Conclusions of Law and Judgment and the Findings and Judgment for Assessment of Costs entered by the Hearing Panel and adopts the same as its judgment.

On January 18, 2024, Mr. Marshall was temporarily suspended by this Court pursuant to Tenn. Sup. Ct. R. 9, § 12.3 (Case No. M2024-00084-SC-BAR-BP). To date, Mr. Marshall has not requested, nor been granted, reinstatement.

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

(1) Mr. Marshall is permanently disbarred from the practice of law pursuant to Tenn. Sup. Ct., R., § 12.1.

(2) Mr. Marshall shall pay restitution to Barbara Covington in the amount of \$2,000 pursuant to Tenn. Sup. Ct. R., § 12.7. In the event restitution is made by the Tennessee Lawyers' Fund for Client Protection (TLFCP), Mr. Marshall shall reimburse TLFCP in the same amount.

(3) Mr. Marshall shall return all property taken from Ms. Covington within thirty (30) days of entry of this Order.

(4) Mr. Marshall shall comply in all respects with Tenn. Sup. Ct. R. 9, § 28 regarding the obligations and responsibilities of disbarred attorneys.

(5) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3(d), Mr. Marshall shall pay the Board the expenses and costs incurred to date in this matter in the amount of \$3,480.00. Mr. Marshall shall be assessed \$100.00 for the cost of filing this matter and shall pay this filing fee to the Board and shall pay to the Clerk of this Court the court costs incurred herein. All costs, fees, and expenses awarded or assessed herein shall be paid within ninety (90) days of the entry of this Order, for which execution, if necessary, may issue.

(6) The Order of Temporary Suspension entered January 18, 2024 (Case No. M2024-00084-SC-BAR-BP) is hereby dissolved.

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

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

PER CURIAM