



BOARD OF PROFESSIONAL RESPONSIBILITY

of the

SUPREME COURT OF TENNESSEE

1101 KERMIT DRIVE, SUITE 730
NASHVILLE, TENNESSEE 37217
TELEPHONE: (615) 361-7500
(800) 486-5714
FAX: (615) 367-2480
E-MAIL: ethics@tbpr.org
Website: www.tbpr.org

RELEASE OF INFORMATION
IN RE: BOBBY A. McGEE, BPR #09222
CONTACT: SANDY GARRETT
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

May 30, 2006

LAW LICENSE OF LINDEN ATTORNEY SUSPENDED

On May 25, 2006, the Supreme Court of Tennessee entered an Order suspending the law license of Bobby A. McGee for a period of three years with all but ninety days suspended, contingent upon Mr. McGee's successful completion of remedial education courses; his continuing under a mentor; his continued compliance with his Tennessee Lawyers Assistance Program contract, and compliance with the Rules of Professional Conduct.

The Board of Professional Responsibility filed a petition for discipline against Mr. McGee pursuant to Rule 9, Rules of the Supreme Court of Tennessee. Mr. McGee through counsel, filed an answer to the petition for discipline. On August 23, 2005, a hearing panel heard the charges against Mr. McGee and found that Mr. McGee's representation of a client in a criminal case reflected both a lack of concern for the well being of his client and his failure to properly understand steps required to protect the client in a criminal proceeding. The Hearing Panel further concluded that Mr. McGee's lack of control and lack of understanding and remorse for engaging in sexual relationships with his clients demands remedial education in the ethical practice of law. The Hearing Panel recommended that Mr. McGee's license to practice law be suspended for a period of three years, with all but ninety days being suspended, contingent upon Mr. McGee obtaining remedial education; Mr. McGee continuing under a mentor; his continued compliance with his Tennessee Lawyers Assistance Contract and Mr. McGee's compliance with the Rules of Professional Conduct. The remedial education courses Mr. McGee is required to successfully complete include an Ethics and Professional Responsibility course at an accredited law school or not less than thirty hours of ethics and professional responsibility seminars approved by the Board of Professional Responsibility. Additionally, Mr. McGee shall also complete a course in criminal law and procedure at an accredited law school, or obtain not less than thirty hours in Criminal Law and Procedure approved by the Board of Professional Responsibility. Mr. McGee is also required to make application to and successfully complete a mentoring process with the Tennessee Lawyers Assistance Program for a

period of not less than one year. Mr. McGee is also ordered to refrain from engaging in sexual relations with any person with whom he undertakes an attorney/client relationship until and after such attorney/client relationship has been concluded by satisfactorily concluding the case involved or tendering the client to competent counsel for further representation. Should Mr. McGee fail to satisfy the conditions of the remedial education and/or mentorship, or violate the sexual relations provision, or further violate the Code of Ethics, the Board of Professional Responsibility may file a motion to revoke Mr. McGee's probation and reinstate the full three years suspension.

On December 20, 2005, Mr. McGee filed an appeal of the Hearing Panel's decision. On December 29, 2005, the Board filed an answer to Mr. McGee's Petition for Writ of Certiorari. On March 1, 2006, Mr. McGee filed a Motion to Dismiss his appeal. The Supreme Court's Order suspending Mr. McGee was filed May 25, 2006. Section 18 of Tennessee Supreme Court Rule 9 requires Mr. McGee to notify by registered and certified mail all clients being represented in pending matters; all co-counsel and present counsel of the Supreme Court's Order suspending his license. Section 18 also requires Mr. McGee to deliver to all clients any papers for which they are entitled.

McGee 1429-6 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