



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

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RELEASE OF INFORMATION
RE: JASON R. McLELLAN, BPR #024596
CONTACT: JAMES W. MILAM
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

July 6, 2022

SULLIVAN COUNTY LAWYER DISBARRED

Effective July 6, 2022, the Tennessee Supreme Court permanently disbarred Jason R. McLellan from the practice of law. Mr. McLellan consented to permanent disbarment because he could not successfully defend the charges alleged in the Petition for Discipline, Supplemental Petition for Discipline, and complaints filed against him in File Nos. 69211-1-DN and 67826c-1-DN.

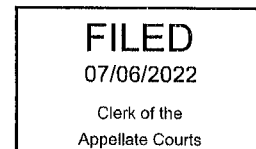
In the pending disciplinary matters, Mr. McLellan misappropriated estate funds in the representation of a client and attempted to conceal the misappropriation, made misrepresentations to a court, engaged in conduct involving dishonesty, fraud, deceit and misrepresentation, failed to abide by a client's decision regarding the dismissal of a pending lawsuit, failed to reasonably consult with a client about the means by which the client's objectives were to be accomplished, and failed to obtain the client's informed consent before taking action. He also failed to keep client information confidential, failed to withdraw after a conflict of interest developed, allowed a third person to direct his professional judgment, failed to comply with his ethical requirements upon discharge from representation, and failed to comply with the requirements of a suspended attorney. Finally, he failed to comply with court orders, and failed to respond to disciplinary complaints.

Mr. McLellan's conduct violated Rules of Professional Conduct 1.2 (scope of representation), 1.3 (diligence), 1.4(a) (communication), 1.5 (fees), 1.6 (confidentiality of information), 1.7(a) (conflict of interest), 1.15 (safekeeping property and funds), 1.16 (declining or terminating employment), 3.2 (expediting litigation), 3.3(a) (candor toward the tribunal), 3.4(c) (fairness to opposing party and counsel), 5.4 (professional independence of a lawyer), 5.5(a) and (b)(2) (unauthorized practice of law), 8.1(a) and (b) (bar admission and disciplinary matters), 8.4(a) (misconduct), 8.4(b) (committing a criminal act), 8.4(c) (engaging in conduct involving dishonesty, fraud, or deceit), 8.4(d) (conduct prejudicial to the administration of justice), and 8.4(g) (knowing failure to comply with a final court order).

Mr. McLellan must comply with the requirements of Tennessee Supreme Court Rule 9, Section 28, regarding the obligations and responsibilities of disbarred attorneys and is not eligible for reinstatement to the practice of law in this state.

McLellan 3122-1 rel.doc

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE



IN RE: JASON R. McLELLAN, BPR #024596
An Attorney Licensed to Practice Law in Tennessee
(Sullivan County)

No. M2022-00893-SC-BAR-BP
BOPR No. 2020-3122-1-JM
FILE NOS. 69211-1-DN; 67826c-1-DN

ORDER OF ENFORCEMENT

This cause is before the Court upon a Notice of Submission filed by the Board of Professional Responsibility providing notice, pursuant to Tenn. Sup. Ct. R. 9, § 23, and the affidavit of Jason R. McLellan consenting to disbarment. Mr. McLellan is an attorney licensed to practice law in the state of Tennessee and is subject to the disciplinary jurisdiction of the Supreme Court of Tennessee pursuant to Rule 9 of the Rules of the Supreme Court of Tennessee.

Mr. McLellan has delivered to the Board of Professional Responsibility an affidavit in compliance with Tenn. Sup. Ct. R. 9, § 23.1. Jason R. McLellan has consented to permanent disbarment because he cannot successfully defend himself against charges alleged in Board Petition No. 2020-3122-1-JM, Board File No. 69211-1-DN, and Board File No. 67826c-1-DN.

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED, AND DECREED by the Court that:

- (1) Jason R. McLellan is permanently disbarred from the practice of law in Tennessee.
- (2) This Order of Enforcement shall be a matter of public record.
- (3) Pursuant to Tenn. Sup. Ct. R. 9, § 23.3, the affidavit filed by Jason R. McLellan shall not be publicly disclosed or made available for use in any other proceeding except upon further order of this Court.
- (4) The Board of Professional Responsibility shall cause notice of this disbarment to be published in accordance with Tenn. Sup. Ct. R. 9, § 28.11.

(5) Mr. McLellan shall be assessed \$100.00 for the cost of filing of this matter and shall pay the \$100.00 to the Board and shall pay to the Clerk of this Court the court costs incurred herein. All costs, fees, or expenses incurred or assessed herein shall be paid within ninety (90) days of the entry of this Order for which execution shall issue if necessary.

(6) Mr. McLellan shall reimburse in full the Tennessee Lawyers Fund for Client Protection (TLFCP) for any sums that the TLFCP may ultimately pay to Mike Ward, Joyce Miller, Cynthia Dye, or any other claimant, for losses caused by one or more of Mr. McLellan's ethical violations admitted to in his Affidavit in Support of Disbarment by Consent.

(7) Upon entry of this Order, the Order entered September 9, 2021, pursuant to Tenn. R. Sup. Ct. 9, § 12.3, in Case No. M2021-01033-SC-BAR-BP, temporarily suspending Mr. McLellan from the practice of law, shall be dissolved.

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

PER CURIAM