



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

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RELEASE OF INFORMATION
RE: RANDY K. MILLER, BPR# 21321
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BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

January 24, 2011

MORGAN COUNTY LAWYER CENSURED

On January 21, 2011, Randy K. Miller, of Morgan County, Tennessee, was publicly censured by the Board of Professional Responsibility.

There were two complaints before the Board. In the first matter, Mr. Miller was hired to represent a client in a divorce. On May 28, 2008, the client returned the divorce papers prepared by Mr. Miller, which he had signed and notarized. On June 26, 2008, Mr. Miller requested \$170 from the client for filing fees, which the client paid. Mr. Miller told the client more than once that he had filed the divorce papers and there would be a hearing. The client began calling and e-mailing Mr. Miller after learning his divorce had not been filed with the court, but with no response. To date, Mr. Miller has not refunded the \$170 filing fee paid by the client. Also, Mr. Miller told the client that he would return his papers to him, but he has not.

In the second matter, Mr. Miller filed a pleading in court stating that he could not receive a fair and unbiased hearing before two particular judges because he claimed both had shown blatant and open personal bias against him by filing ethics complaints against him and because one was a former political opponent of his. Mr. Miller claimed defamation by one of the judges.

Mr. Miller's actions violated Rule of Professional Conduct 1.4 (communication), 8.2(a)(1) (reckless statement about the integrity of judges) and 8.4 (a), (c) and (d) (misrepresentation, conduct prejudicial to the administration of justice).

A Public Censure is a rebuke and warning to the attorney, but it does not affect the attorney's ability to practice law.

Miller 31644-2; 32340-2 rel.doc.

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