



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

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RELEASE OF INFORMATION
RE: THOMAS HOWARD MILLER, BPR #17124
CONTACT: KEVIN BALKWILL
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

August 3, 2010

DAVIDSON COUNTY LAWYER CENSURED

On August 3, 2010, Thomas Howard Miller, an attorney licensed to practice law in Tennessee, received a Public Censure from the Board of Professional Responsibility of the Tennessee Supreme Court.

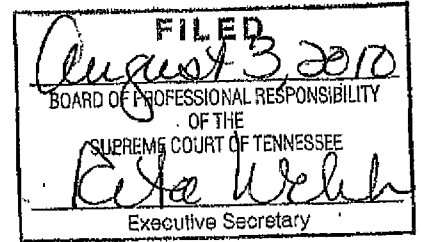
Mr. Miller represented a client in a post-divorce custody modification proceeding. A hearing was held June 24, 2008, and the court ordered a change in primary custody to Mr. Miller's client. Mr. Miller failed to submit a final order in the matter to memorialize the court's decision. Mr. Miller's client contacted him several times to get a status on when the order would be entered with the court, but Mr. Miller failed to respond to his client's calls. Mr. Miller did not enter a final order in his client's case until March 1, 2010. Mr. Miller's conduct prejudiced his client's ability to enforce the child support obligation of her former spouse.

By these acts, Thomas Howard Miller has violated Rules of Professional Conduct 1.3 (diligence), 1.4 (communicate), 3.4(c) (knowingly disobeying an obligation under the rules of court), and 8.4(d) (engaging in conduct prejudice to the administration of justice), and is hereby Publicly Censured for these violations. A Public Censure is a rebuke and warning to the attorney, but it does not affect the attorney's ability to practice law.

Miller 32824-5 rel.doc

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IN DISCIPLINARY DISTRICT V
OF THE
BOARD OF PROFESSIONAL RESPONSIBILITY
OF THE
SUPREME COURT OF TENNESSEE

IN RE: THOMAS HOWARD MILLER, BPR NO. 17124
Respondent, an attorney licensed
to practice law in Tennessee
(Davidson County)

FILE NO. 32824-5-KB

PUBLIC CENSURE

The above complaint was filed against Thomas Howard Miller, an attorney licensed to practice law in Tennessee, alleging certain acts of misconduct. Pursuant to Supreme Court Rule 9, the Board of Professional Responsibility considered these matters at its meeting on June 11, 2010.

Respondent represented Complainant in a post-divorce custody modification proceeding. A hearing was held June 24, 2008, and the court ordered a change in primary custody from the father to Complainant. Respondent failed to submit a final order to the court to memorialize the court's decision. Complainant states that she contacted Respondent several times in an effort to get an order entered, but that Respondent never accomplished her objective and stopped returning her calls. On March 1, 2010, Respondent advised that he had entered an order with the court nunc pro tunc to June 24, 2008. Complainant alleges that Respondent failed to act in a timely manner and failed to reasonably communicate with her. Complainant states that Respondent's conduct greatly delayed her ability to collect child support from the father, who would have been obligated for support due to the change in custody.

By the aforementioned facts, Thomas Howard Miller, has violated Rules of Professional Conduct 1.3, 1.4, 3.4 (c), and 8.4 (d) and is hereby Publicly Censured for these violations.

FOR THE BOARD OF
PROFESSIONAL RESPONSIBILITY



Roger Maness, Chair

7-29-10
Date