

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

09/05/2025

Clerk of the
Appellate Courts

IN RE: MITCHELL RAY MILLER, BPR NO. 036126

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

No. M2025-01282-SC-BAR-BP

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against Respondent Mitchell R. Miller, on June 30, 2023; upon Respondent's Answer to the Petition for Discipline filed on October 12, 2023; upon a Conditional Guilty Plea entered on May 7, 2025; upon an Order Recommending Approval of Conditional Guilty Plea entered on May 16, 2025; upon service of the Order Recommending Approval of Conditional Guilty Plea on Mr. Miller by the Executive Secretary of the Board of Professional Responsibility ("Board") on May 16, 2025; upon consideration and approval by the Board on June 13, 2025; and upon the entire record in this cause.

From all of which, the Court approves and adopts the Hearing Panel's Order Recommending Approval of Conditional Guilty Plea.

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

(1) Respondent Mitchell Miller is hereby suspended from the practice of law for two (2) years pursuant to Tenn. Sup. Ct. R. 9, § 12.2, with a four (4) month period served as an active suspension and the remainder served as a probationary suspension, the grant of which is conditioned upon the following:

- a. During the period of suspension and probation, Respondent shall incur no new complaints of misconduct that relate to conduct occurring during the period of suspension and probation and which results in the recommendation by the Board that discipline be imposed.
- b. Throughout the probationary period of suspension, Respondent, at his cost, if any, shall engage the services of a Practice Monitor who shall be selected

and approved in accordance with Tenn. Sup. Ct. R. 9, § 12.9(c). The Respondent shall, in utilizing a Practice Monitor, comply with all requirements as contained in Tenn. Sup. Ct. R. 9, § 12.9(c). The Practice Monitor shall meet with Respondent monthly and assess Respondent's case load, case management, timeliness of performing tasks, adequacy of communication, and accounting procedures. The Practice Monitor shall provide a monthly written report of Respondent's progress to Disciplinary Counsel.

- c. Within one (1) year of commencement of the period of suspension, Respondent shall take nine (9) hours of ethics Continuing Legal Education ("CLE"). This requirement will be in addition to Respondent's annual CLE requirements.
- d. Respondent will contact and consult with the Tennessee Lawyers Assistance Program ("TLAP"), cooperate fully with all TLAP recommendations, participate in any treatment or assessment recommended by TLAP, and consent to monitoring as recommended by TLAP. To the extent Respondent has already engaged with TLAP, he will remain in full compliance with all TLAP recommendations, programs, and monitoring.
- e. In the event Respondent fails to meet or maintain any conditions of probation, probation will be revoked pursuant to Tenn. Sup. Ct. 9 § 14.2.

(2) Respondent shall comply in all aspects with Tenn. Sup. Ct. R. 9, § 28, regarding the obligations and responsibilities of suspended attorneys.

(3) Respondent shall comply in all aspects with Tenn. Sup. Ct. R. 9, § 30.4, regarding the procedure for reinstatement. Prior to seeking reinstatement, Respondent must have remitted all outstanding registration fees and outstanding professional privilege taxes, including those due from the date of this suspension until the date of reinstatement; and have remitted all court costs and Board costs in this matter. In addition, Respondent shall be in substantial compliance with the terms and conditions of this Order.

(4) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3(d), Respondent shall pay the Board of Professional Responsibility the expenses and costs incurred to date by the Board in this matter, including any filing fee assessed by the Court, in the amount of \$1,215.00. 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.

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

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

PER CURIAM