



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

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RELEASE OF INFORMATION
RE: CHARLOTTE PRATHER MILTON, BPR# 27428
CONTACT: WILLIAM C. MOODY
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

August 4, 2014

SHELBY COUNTY LAWYER SUSPENDED

On August 1, 2014, Charlotte Prather Milton, of Memphis, Tennessee, was suspended from the practice of law by Order of the Tennessee Supreme Court for one (1) year, effective August 11, 2014. Ms. Milton must pay restitution to her clients in the amount of \$663.50. Ms. Milton must pay the Board's costs and expenses and the court costs within ninety days of the entry of the Order of Enforcement.

The Board filed a Petition for Discipline on September 25, 2013. The petition contained one (1) complaint of misconduct. Ms. Milton was retained to file an adoption on behalf of the custodians of two minor children. After being paid a retainer, Ms. Milton failed to perform any work. She failed to communicate with her clients. When notified of her termination, she failed to refund the fee she had been paid and failed to return the documents provided to her by her clients. She failed to respond to the complaint filed against her, failed to respond to the petition for discipline and failed to appear at the hearing.

Ms. Milton's ethical misconduct violated Rules of Professional Conduct 1.3, Diligence; 1.4, Communication; 1.16(d), Declining or Terminating Representation; 8.1(b), Bar Admission and Disciplinary Matters; and 8.4(a), Misconduct.

Ms. Milton must comply with the requirements of Tennessee Supreme Court Rule 9, Sections 18 (2006) and 30 (2014), regarding the obligations and responsibilities of suspended attorneys and the procedure for reinstatement.

Milton 2253-9 rel.doc

PLEASE NOTE

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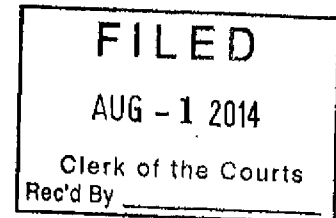
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IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: CHARLOTTE PRATHER MILTON, BPR# 027428

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

No. M2014-01480-SC-BAR-BP
BOPR No. 2013-2253-9-WM



ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against Charlotte Prather Milton on September 25, 2013; upon a Motion for Default Judgment and that Allegations Contained in Petition Be Deemed Admitted filed by the Board on January 30, 2014; upon entry of an Order for Default Judgment on February 21, 2014; upon a hearing on April 17, 2014; upon the Findings of Fact, Conclusions of Law and Judgment entered on May 15, 2014; upon service of the Judgment upon Ms. Milton by the Executive Secretary of the Board on May 15, 2014; upon consideration and approval by the Board on June 13, 2014; upon expiration of the appeal period with no appeal taken; and upon the entire record in this cause.¹

From all of which the Court approves the Judgment of the Hearing Panel and adopts the Hearing Panel's Judgment recommending a one (1) year suspension and restitution to Mark and Barbara Taylor in the amount of \$663.50.

On April 30, 2013, Ms. Milton was temporarily suspended by this Court pursuant to Tenn. Sup. Ct. R. 9, § 4.3 (Case No. M2013-00998-SC-BPR-BP). To date, Ms. Milton has not requested, nor been granted, reinstatement.

It is, therefore, ordered, adjudged and decreed by the Court that:

(1) Charlotte Prather Milton is suspended for one (1) year pursuant to Tenn. Sup. Ct. R. 9, § 4.2 (2006).

(2) Ms. Milton is ordered to make restitution to Mark and Barbara Taylor in the amount of \$663.50. In the event restitution is made by the Tennessee Lawyer's Fund for

¹Because this cause was initiated prior to January 1, 2014, it is governed by the pre-2014 version of Tenn. Sup. Ct. R. 9 except where otherwise noted.

Client Protection (TLFCP), Ms. Milton shall reimburse TLFCP in the same amount. Payment of this restitution shall constitute a condition precedent to reinstatement.

(3) Additionally, Ms. Milton shall comply in all aspects with Tenn. Sup. Ct. R. 9, § 18 (2006) and Tenn. Sup. Ct. R. 9, § 30.4 (2014) regarding the obligations and responsibilities of suspended attorneys and the procedure for reinstatement. Further, the temporary suspension Order entered on April 30, 2013, in Case No. M2013-00998-SC-BPR-BP, is hereby dissolved.

(4) Pursuant to Tenn. Sup. Ct. R. 9, § 18.5 (2006), this Order shall be effective ten (10) days after the date of entry.

(5) Prior to seeking reinstatement, Ms. Milton must meet all CLE requirements and pay any outstanding registration fees including those due from the date of suspension until the date of reinstatement.

(6) In the event that Ms. Milton petitions for reinstatement at the conclusion of her suspension, it is recommended that Ms. Milton be required to have a practice monitor for a suitable period following her reinstatement.

(7) Pursuant to Tenn. Sup. Ct. R. 9, § 24.3 (2006), Ms. Milton shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$990.11 and shall pay to the Clerk of this Court the costs incurred herein, within ninety (90) days of the entry of this Order, for all of which execution may issue if necessary.

(8) The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 18.10 (2006).

FOR THE COURT:



CORNELIA A. CLARK, JUSTICE