

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

IN RE: ROSS NEAL MITCHELL, BPR NO. 28231
Respondent, an attorney licensed
to practice law in Tennessee
(McNairy County)

FILE NO. 40177c-7-ES

PUBLIC CENSURE

The above complaint was filed against Ross Neal Mitchell, an attorney licensed to practice law in Tennessee, alleging certain acts of misconduct. Pursuant to Tenn. Sup. Ct. R. 9, the Board of Professional Responsibility considered these matters at its meeting on September 11, 2015.

A client hired Mr. Mitchell to pursue a legal malpractice action against a former attorney. Mr. Mitchell prepared a complaint and had the client sign the document. Thereafter, Mr. Mitchell made multiple misrepresentations to his client, including that he filed the complaint, that there were court hearings scheduled on three occasions, that mediation was scheduled on a particular date, and that the lawsuit was successful, none of which were true. Five months after he was hired, Mr. Mitchell left the law firm, and the client discovered that no lawsuit had been filed.

Mr. Mitchell has no prior discipline and made full and free disclosure of his actions to Disciplinary Counsel.

Mr. Mitchell's actions violate Rules of Professional Conduct 1.1 (competence), 1.3 (diligence), 1.4 (communication), and 1.16 (terminating representation). Mr. Mitchell further violated Rule 8.4 (c) (dishonesty, misrepresentation) multiple times. Mr. Mitchell is hereby Publicly Censured for these violations.

FOR THE BOARD OF
PROFESSIONAL RESPONSIBILITY

A handwritten signature in black ink, appearing to read "Michael King". The signature is written in a cursive style with a large, sweeping flourish that extends to the right and loops back under the signature line.

Michael King, Chair

October 19, 2015

Date