

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

IN RE: Robert Hamm Moyer, Respondent,
BPR No. 13664, an attorney licensed
to practice law in Tennessee
(Montgomery County)

File No. 52898-6-KB

PUBLIC CENSURE

The above complaint was filed against Robert Hamm Moyer, 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 this matter at its meeting on December 8, 2017.

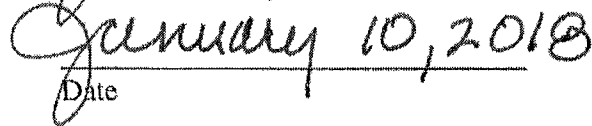
Mr. Moyer engaged in a pattern of collecting a partial attorney fee from clients in Chapter 7 bankruptcy proceedings and requiring the clients to make installment payments on the remainder of his fees after their bankruptcy petitions had been filed. Mr. Moyer failed to advise his clients that they were under no legal obligation to pay the remainder of his fees after their petitions were filed. Mr. Moyer collected post-petition attorney fees from his clients which constituted a concurrent conflict of interest since Mr. Moyer put himself in the position of creditor with his own clients. In certain cases where his clients failed to comply with their installment payments, Mr. Moyer filed civil collections actions against them after their debts were discharged in bankruptcy in violation of federal law. Additionally, in his collections actions, Mr. Moyer requested a one-third fee above and beyond the amount alleged to be owed as an attorney fee while acting in a *pro se* capacity.

By these acts, Robert Hamm Moyer has violated Rules of Professional Conduct 1.1 (competence), 1.4 (communication), 1.5 (fees), 1.7 (conflict of interest), 1.9 (duties to former clients), 3.1 (meritorious claims), and 8.4 (a) and (d) (misconduct), and is hereby Publicly Censured for these violations.

FOR THE BOARD OF
PROFESSIONAL RESPONSIBILITY



Jimmie C. Miller, Chair



Date