



IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: AMENDMENT TO TENNESSEE SUPREME COURT RULE 9,
SECTION 33.1(d)

No. ADM2022-00374

ORDER

The Court hereby adopts the amendment to Tennessee Supreme Court Rule 9, section 33.1(d), as set out in the attached Appendix. This amendment is effective immediately upon the filing of this Order.

The Clerk shall provide a copy of this Order and Appendix to LexisNexis and to Thomson Reuters. In addition, this Order and Appendix shall be posted on the Tennessee Supreme Court's website.

It is so ORDERED.

PER CURIAM

APPENDIX

NO. ADM2022-00374

TENN. SUP. CT. R. 9, SECTION 33.1(d)

[New text is indicated by underlining/Deleted text is indicated by strikeout]

33.1. Appeal

....

(d) Either party dissatisfied with the decree of the circuit or chancery court may prosecute an appeal directly to the Court, ~~where the~~ The appeal ~~cause shall be heard-determined upon~~ the transcript of the record from the circuit or chancery court, which shall include the transcript of evidence before the hearing panel, ~~—and upon the parties' briefs but without oral argument, unless the Court orders otherwise.~~ If a timely application for the assessment of costs is made under Section 31.3(b), the time for appeal for all parties shall run from the trial court's entry of its findings and judgment with respect to the application for the assessment of costs unless, upon application of the Board to the Court and for good cause shown, the Court orders otherwise. Absent such application and order, a Notice of Appeal filed prior to the trial court's entry of its findings and judgment with respect to the application for the assessment of costs shall be deemed to be premature and shall be treated as filed after the entry of the trial court's findings and judgment with respect to the assessment of costs and on the day thereof. Prior decisions of the Court holding that appeal of disciplinary proceedings must be taken to the Court of Appeals because Tenn. Code Ann. § 16-4-108 so requires are expressly overruled. Except as otherwise provided in this Rule, Tenn. R. App. P. 24, 25, 26, 27, 28, 29 and 30 shall apply to such appeals to this Court.