



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

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RELEASE OF INFORMATION
RE: WILLIAM B. PENN, BPR #018173
CONTACT: SANDY GARRETT
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

May 13, 2011

MEMPHIS LAWYER SUSPENDED

On May 5, 2011, William B. Penn of Memphis, Tennessee, was suspended by the Tennessee Supreme Court for a period of three (3) years with two (2) years probated and one (1) year suspension, pursuant to Rule 9, Section 8.5 of the Rules of the Supreme Court. Prior to his reinstatement, Mr. Penn must pay restitution in the amount of \$36,040 to a former client and medical provider and pay the Board's costs.

Mr. Penn violated disciplinary rules by failing to preserve client confidences and secrets, failure to safeguard client funds, and by taking an excessive unearned fee. Mr. Penn's actions violated Tennessee Supreme Court Rule 8, Disciplinary Rules (DR) 1-102 (Misconduct); DR 2-110 (Withdrawal from employment); DR 4-101 (Preservation of client confidences and secrets); DR 7-102 (Representing a client within the bounds of the law); and DR 9-102 (Preserving client funds).

Mr. Penn was further ordered to fully comply in all respects with the requirements and obligations of suspended attorneys as set forth in Rule 9, Section 18.1 of the Rules of the Supreme Court.

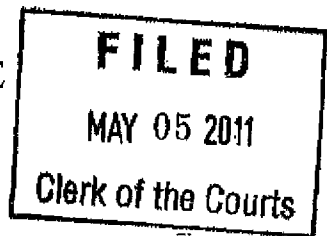
Penn 1301-9; 1306-9 rel.doc

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IN THE SUPREME COURT OF TENNESSEE
AT JACKSON



WILLIAM B. PENN, BPR #18173
An Attorney Licensed to Practice Law in Tennessee
(Shelby County)

No. W2010-01250-SC-R3-CV
BOPR No. 2002-1306-9-LC and 2002-1301-9-LC

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline, Docket No. 2002-1301-9-LC filed by the Board of Professional Responsibility (the Board) against William Penn (Respondent) on March 15, 2002; upon Respondent's Response to the Petition filed May 2, 2002; upon the Board's Supplemental Petition for Discipline filed November 6, 2003; upon Respondent's Response filed December 1, 2003; upon the Board's Second Supplemental Petition for Discipline filed January 7, 2004; upon Respondent's Response to Second Supplemental Petition for Discipline filed January 30, 2004; upon the Board's Petition for Discipline, Docket No. 2002-1306-9-LC filed against Respondent and Patricia Penn; upon Respondent and Patricia Penn's Response to Petition for Discipline filed April 30, 2002; upon the Board's Supplemental Petition for Discipline filed January 21, 2003 and Respondent and Patricia Penn's Response filed February 10, 2003; upon a hearing on April 22 and 23, 2008; upon Order of the Hearing Panel filed June 9, 2008; upon the Hearing Panel's Order denying Respondent's Motion to Alter or Amend filed September 9, 2008; upon consideration by the Board on June 13, 2008; upon the Respondent's Notice of Appeal filed October 9, 2008; upon the Circuit Court's Judgment and Memorandum filed December 1, 2009; upon the Circuit Court's Order denying Respondent's Motion to Supplement the Record and Motion to Alter or Amend filed March 16, 2010; upon Respondent's Notice of Appeal filed June 3, 2010; upon the Board's Motion to Dismiss filed February 9, 2011; upon this Court's Order filed April 25, 2011 and this Court's Order filed April 26, 2011 and upon the entire record in this cause.

From all of which, the Court approves the Order of the Hearing Panel and adopts the Order of the Hearing Panel as the Court's Order.

It is, therefore, **ORDERED, ADJUDGED** and **DECREED** by the Court that:

1. The Respondent, William B. Penn, is suspended for three years, with all

time suspended except for twelve (12) months, upon the condition that prior to reinstatement, Mr. Penn pay restitution in the total amount of \$36,040 and pay the costs of the disciplinary proceeding in the amount of \$9,324.50.

2. The Board shall cause notice of this discipline to be published as required by Supreme Court Rule 9, Section 18.10.

FOR THE COURT:

Cornelia A Clark
CORNELIA A. CLARK, CHIEF JUSTICE

Michael W. Catalano, Clerk, hereby certify that
this is a true and exact copy of the original

filed in the case.

This 9 day of May, 2011
CLERK OF COURT

By: [Signature] D.C.