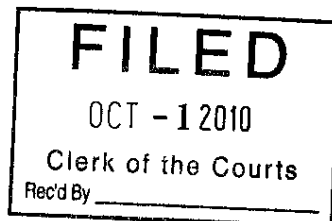


IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: MARVIN POSNER, BPR NO. 007940
An Attorney Licensed To Practice Law In Tennessee
(Shelby County)

No. M2010-01792-SC-BPR-BP
BOPR No. 2010-1963-9-RS(4.3)



ORDER

On September 8, 2010, the Court entered an Order of Temporary Suspension suspending Marvin Posner pursuant to Section 4.3 of Supreme Court Rule 9 due to Mr. Posner's failure to respond to a complaint of misconduct filed against him by the Board of Professional Responsibility, File No. 33304-9-JV. On September 15, 2010, Mr. Posner filed a Petition for Dissolution of Temporary Suspension pursuant to Section 4.3 of Supreme Court Rule 9.

On September 28, 2010, a hearing was conducted before a three-member Hearing Panel of the Board of Professional Responsibility. On September 28, 2010, the Hearing Panel entered its Order Recommending Dissolution of Temporary Suspension, recommending that the temporary suspension imposed by the Order of Temporary Suspension be dissolved. A copy of the Order Recommending Dissolution of Temporary Suspension of the 4.3 Hearing Panel is attached hereto and incorporated herein by reference.

It is, therefore, **ORDERED, ADJUDGED and DECREED** that:

1. The temporary suspension imposed upon Marvin Posner by Order of Temporary Suspension filed September 8, 2010, is hereby dissolved and Marvin Posner will be reinstated to the practice of law upon the filing of an affidavit with the Board showing his compliance with Tennessee Supreme Court Rule 9, Section 18.

2. Mr. Posner shall reimburse and pay to the Board of Professional Responsibility the costs and expenses of this proceeding in the amount of \$175.00 and, in addition, shall pay to the Clerk of this Court the costs incurred herein, for all of which execution shall issue, if necessary.

Cornelia A. Clark

CORNELIA A. CLARK
CHIEF JUSTICE