

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: BRUCE E. POSTON, BPR #17803
An Attorney Licensed to Practice Law in Tennessee
(Knox County)

FILED
OCT 22 2010
Clerk of the Courts

No. M2010-01982-SC-BPR-BP
BOPR No. 2010-1973-2-KH(4.3)

ORDER

On September 21, 2010, the Court entered an Order of Temporary Suspension suspending Bruce E. Poston pursuant Tennessee Supreme Court Rule 9, Section 4.3, for failure to respond to a complaint of misconduct filed against him with the Board of Professional Responsibility ("Board"). On September 28, 2010, Mr. Poston filed a Petition for Dissolution of Temporary Suspension. The Board filed an Answer on October 1, 2010.

On October 13, 2010, a hearing was conducted before a Hearing Panel. On October 15, 2010, the Hearing Panel entered its Report and Recommendation recommending that the temporary suspension be dissolved. A copy of the Report and Recommendation of the 4.3 Hearing Panel is attached hereto and incorporated herein by reference.

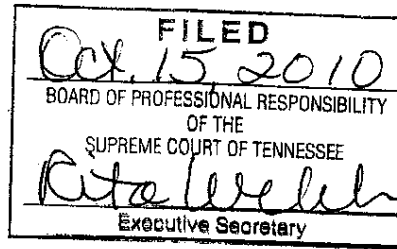
It is, therefore, **ORDERED, ADJUDGED and DECREED** that:

1. The temporary suspension imposed upon Bruce E. Poston by Order of Temporary Suspension filed September 21, 2010, is hereby dissolved.
2. Mr. Poston shall reimburse and pay to the Board of Professional Responsibility the costs and expenses of this proceeding in the amount of \$355.00 and, in addition, shall pay to the Clerk of this Court the costs incurred herein, within ninety (90) days, for all of which execution shall issue, if necessary.

FOR THE COURT:

Cornelia A. Clark

CORNELIA A. CLARK
CHIEF JUSTICE



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

IN RE: BRUCE E. POSTON
Petitioner

Docket No. 2010-1973-2-KH(4.3)

Date: October 13, 2010

REPORT AND RECOMMENDATION

This matter came before the Hearing Panel on the 13th day of October, 2010, upon Petitioner's Petition for Dissolution of Temporary Suspension Order filed pursuant to Supreme Court Rule 9, Section 4.3.

The hearing was conducted with proof consisting of the testimony of Petitioner Poston and Statements of Disciplinary Counsel.

Disciplinary Counsel confirmed that Petitioner has filed with the Board of Professional Responsibility a response to the complaint of misconduct lodged against him; and, Petitioner has filed the Affidavit required by Rule 9, Section 18, evidencing his compliance with the requirements of said Section 18.

Based upon the Petition to Dissolve Temporary Suspension, Response of Disciplinary

Counsel, proof presented at the hearing, statements of Disciplinary Counsel, and the record as a whole, the Panel recommends that Petitioner's Application be granted and the Order of Temporary Suspension lifted, in light of the fact that Petitioner has complied with the provisions of Rule 9, Section 18.

In addition, the evidence presented supports Petitioner's position that he does not pose a substantial threat to the public and his clients.

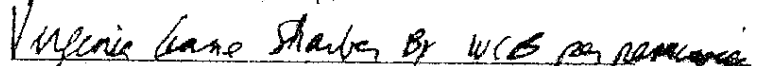
It is SO RECOMMENDED.

This the 13th day of October, 2010.

Respectfully submitted,



William C. Bovender, Esq., Panel Chair



Virginia Anne Sharber, Esq., Panel Member



Luis C. Bustamante, Esq., Panel Member

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing has been served upon Petitioner, Bruce Poston, 103 Suburban Road, Suite D-301, Knoxville, TN 37923, via facsimile and regular US Mail, postage prepaid, on this the _____ day of October, 2010.

Krisann Hodges, Disciplinary Counsel