



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

LANCE B. BRACY
CHIEF DISCIPLINARY COUNSEL
LAURA L. CHASTAIN
DEPUTY CHIEF DISCIPLINARY COUNSEL

1101 KERMIT DRIVE, SUITE 730
NASHVILLE, TENNESSEE 37217
TELEPHONE: (615) 361-7500
(800) 486-5714
FAX: (615) 367-2480
E-MAIL: ethics@tbpr.org

WILLIAM W. HUNT, III
CHARLES A. HIGH
SANDY GARRETT
JESSE D. JOSEPH
JULIANNE H. WAGNON
JAMES A. VICK
DISCIPLINARY COUNSEL

RELEASE OF INFORMATION
RE: WILLIAM A. KENNEDY, BPR #11381
CONTACT: WILLIAM W. HUNT, III
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

May 21, 1999

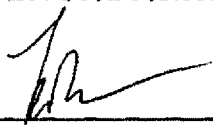
BRISTOL ATTORNEY CENSURED

On May 17, 1999, the Board of Professional Responsibility issued a public censure as to William A. Kennedy, an attorney who practices in Bristol, Tennessee. Notice of the censure was mailed to Mr. Kennedy pursuant to Supreme Court Rule 9. Mr. Kennedy did not request a formal hearing and the censure has become final.

Mr. Kennedy represented Ms. Susan Graybeal as retained counsel in Tennessee on criminal charges. While Ms. Graybeal was incarcerated, Mr. Kennedy received a workers' compensation check in the amount of \$3,800. Mr. Kennedy placed that check not in a trust account, but in a personal account and thereby commingled funds. He has refunded \$900 of check to Ms. Graybeal, but has not refunded the rest. He claims that the remaining funds constitute his fee for the representation. The dispute over the fee would appear to be a fee dispute and not within the Board's jurisdiction. However, Mr. Kennedy has also not adequately communicated with his client in failing to provide a full accounting as to his time in the matter so as to justify his fee.

Mr. Kennedy was thereby found to have violated DR 7-101 and 9-102 of the attorneys' Code of Professional Responsibility. This is a public censure and Mr. Kennedy's right to continue to practice law has not been restricted.

WWH:LBB:mw
19312-1-TH.rel



Lance B. Bracy
Chief Disciplinary Counsel