

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED
03/22/2024
Clerk of the
Appellate Courts

IN RE: TERRY RISNER, BPR #015096
An Attorney Licensed to Practice Law in Tennessee
(Hawkins County)

No. M2024-00414-SC-BAR-BP
BOPR No. 2024-3384-1-AW-12.3

**ORDER GRANTING PETITION FOR TEMPORARY SUSPENSION AND
EVALUATION OR EXAMINATION**

This matter is before the Court upon a Notice and Petition for Temporary Suspension and Evaluation or Examination filed under seal by the Board of Professional Responsibility (“Board”) pursuant to Tenn. Sup. Ct. R. 9, §§ 12.3, 27.2 and 27.3.

Upon due consideration of the Petition and all exhibits thereto,

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED BY THE COURT THAT:

1. Terry Risner is hereby temporarily suspended from the practice of law as provided in Tenn. Sup. Ct. R. 9, § 12.3.
2. Within ten (10) days of the entry of this Order, Mr. Risner shall, pursuant to Tenn. Sup. Ct. R. 9, §§ 27.2 and 27.3, contact the Tennessee Lawyers Assistance Program (“TLAP”) for scheduling an evaluation by Dr. Malcom Spica, and/or such other medical or mental health expert(s) recommended by TLAP, to determine Mr. Risner’s capacity to practice law and capacity to respond to or defend against disciplinary complaints pending before the Board.
3. Mr. Risner shall cooperate with TLAP and, with its assistance, shall contact Dr. Malcom Spica to schedule an appropriate evaluation. Mr. Risner shall cooperate with Dr. Spica to ensure the evaluation is completed within a reasonable period of time, and the results of the evaluation shall be made available to the Board, this Court, Mr. Risner, and TLAP. In the event additional evaluations by other medical or mental health expert(s) are recommended, Mr. Risner shall cooperate with TLAP to schedule the appropriate evaluation for completion within a reasonable period of time.
4. This matter may be referred to a Hearing Panel for a formal hearing, if necessary, to determine Mr. Risner’s capacity to practice law and capacity to respond to or defend against the disciplinary complaints pending before the Board. Pursuant to Tenn.

Sup. Ct. R. 9, § 27.3, the burden of proof at the hearing shall rest upon the Board and shall be by a preponderance of the evidence.

5. Terry Risner shall comply with Tenn. Sup. Ct. R. 9 in all respects and particularly as provided in Tenn. Sup. Ct. R. 9, § 28, regarding the responsibilities of suspended attorneys.

6. Terry Risner may, for good cause, make application for dissolution or modification of this Order as provided in Tenn. Sup. Ct. R. 9, § 12.3.

7. Pursuant to Tenn. Sup. Ct. R. 7, §10.05(k), Tenn. Sup. Ct. R. 33.07(B), and Tenn. Sup. Ct. R. 33.10, documents other than this Order relating to the Petition for Temporary Suspension and Evaluation or Examination shall not be public records and shall be kept confidential.

PER CURIAM