



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

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RELEASE OF INFORMATION
RE: JAMES D. R. ROBERTS, JR., BPR #17537
CONTACT: KRISANN HODGES
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

March 8, 2016

DAVIDSON COUNTY ATTORNEY SUSPENDED

On March 8, 2016, James D. R. Roberts, Jr., of Nashville, Tennessee, was suspended from the practice of law by Order of the Tennessee Supreme Court for a period of six (6) months. Mr. Roberts was also ordered to pay the costs of the disciplinary proceedings to the Board and to the Court. The suspension shall begin on March 18, 2016.

On March 9, 2009, the Board of Professional Responsibility ("Board") filed a Petition for Discipline against Mr. Roberts alleging that he gave false testimony while testifying before the Davidson County Chancery Court. The complaint arises from Mr. Roberts' representation of a client in a declaratory judgment action involving a family company and Mr. Roberts' attempts to stop the sale of company stock. Mr. Roberts made several efforts to stop the sale, including a plan to use a friend to assert an interest in the sale. When opposing counsel sought a finding of contempt against Mr. Roberts for his efforts to interfere with the sale, Mr. Roberts falsely testified about his role in the plan to stop the sale.

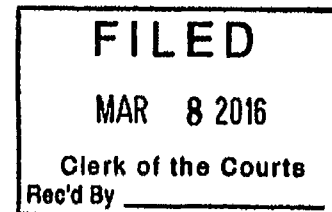
A hearing panel determined that Mr. Roberts' conduct violated Rules of Professional Conduct 3.3(a)(1) and (b), Candor Toward the Tribunal; 4.4(a), Respect for the Rights of Third Persons; and 8.4(a)(c) and (d), Misconduct. Mr. Roberts filed an appeal on October 21, 2011. The decision of the hearing panel was affirmed. Mr. Roberts sought further appeal to the Tennessee Supreme Court; however, the appeal was dismissed on January 26, 2016 as untimely.

Mr. Roberts must comply with the requirements of Tennessee Supreme Court Rule 9, Section 18 (2006) regarding the obligations and responsibilities of suspended attorneys. Mr. Roberts must comply with the requirements of Tennessee Supreme Court Rule 9, Section 30.4 (2014) regarding the procedure for reinstatement.

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: JAMES D.R. ROBERTS, JR., BPR #17537
An Attorney Licensed to Practice Law in Tennessee
(Davidson County)

No. M2016-00407-SC-BAR-BP
BOPR No. 2009-1807-5-KH



ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against James D. R. Roberts, Jr., on March 9, 2009, by the Board of Professional Responsibility (“Board”); upon Judgment of the Hearing Panel entered on August 25, 2011; upon a Petition for Certiorari filed by Mr. Roberts on October 21, 2011; upon the Memorandum Opinion of the Chancery Court of Davidson County entered on July 23, 2015; upon the Judgment of the Chancery Court on August 6, 2015; upon the Notice of Appeal filed by Mr. Roberts on September 10, 2015; upon the Memorandum Opinion of the Chancery Court entered on December 11, 2015; upon an Order to Show Cause entered by this Court on January 6, 2016; upon Order entered by this Court on January 26, 2016 dismissing the appeal; upon Order entered by this Court on February 11, 2016 dismissing Mr. Roberts’ Petition to Rehear; upon the Petition for Order of Enforcement filed by the Board on February 26, 2016; upon the Response to the Board’s Petition filed by Mr. Roberts on March 7, 2016; and upon the entire record in this cause.

From all of which the Court approves the Judgment of the Hearing Panel and the Memorandum Opinion and Judgment of the Chancery Court, and adopts the findings and recommendations as the Court’s Order.

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

(1) Pursuant to Tenn. Sup. Ct. R. 9, § 4.2 (2006),¹ James D.R. Roberts, Jr., is suspended from the practice of law for six (6) months.

¹ Because this cause was initiated prior to January 1, 2014, it is governed by Tenn. Sup. Ct. R. 9 (2006) except as otherwise noted.

(2) Additionally, Mr. Roberts shall comply in all aspects with Tenn. Sup. Ct. R. 9, § 18 (2006), regarding the obligations and responsibilities of suspended attorneys. Mr. Roberts shall comply in all aspects with the procedure for reinstatement in Tenn. Sup. Ct. R. 9, § 30.4 (2014). Prior to seeking reinstatement, Mr. Roberts must meet all CLE requirements and pay any outstanding registration fees including those due from the date of suspension until the date of reinstatement.

(3) Pursuant to Tenn. Sup. Ct. R. 9, § 18.5 (2006), this Order shall be effective ten (10) days after the date of entry.

(4) Pursuant to Tenn. Sup. Ct. R. 9, § 24.3 (2006), Mr. Roberts shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$21,012.15 and shall pay to the Clerk of this Court the costs incurred herein, within ninety (90) days of the entry of this Order, for all of which execution may issue if necessary.

(5) The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 18.10 (2006).

PER CURIAM

HOLLY KIRBY and ROGER A. PAGE, JJ., not participating