

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

IN RE: James Kidwell Scott, BPR No. 016893  
Respondent, an attorney licensed  
to practice law in Tennessee  
(Knox County)

FILE No. 71510-2-ES

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PUBLIC CENSURE

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The above complaint was filed against James Kidwell Scott, an attorney licensed to practice law in Tennessee, alleging certain acts of misconduct. Pursuant to Tenn. Sup. Ct. R. 9, the Board of Professional Responsibility considered this matter at its meeting on March 10, 2023.

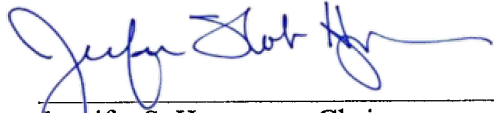
Mr. Scott represented a client in the filing of a civil matter arising from a mudslide which destroyed the home. Mr. Scott did not provide his client with a copy of the discovery propounded to the client for four months, and he did not inform the client when a motion to compel the discovery was filed. The court entered an order on March 8, 2021, which provided deadlines for Mr. Scott to provide discovery responses and to amend the complaint. Mr. Scott did not comply with either of these deadlines, and he did not inform his client of these deadlines. After some discovery was provided, a second motion to compel was filed against Mr. Scott's client, and he did not inform the client of the second motion to compel.

On May 24, 2021, the court entered an order striking the amended complaint. The court ordered Mr. Scott to provide his client with a copy of the order. Mr. Scott did not do so. Mr. Scott filed a new lawsuit thereafter. Discovery was propounded to Mr. Scott's client in the second lawsuit, and Mr. Scott did not send it to his clients. A motion to compel was filed regarding this

discovery and Mr. Scott did not inform his client of the motion to compel. Thereafter, Mr. Scott withdrew from the representation of the client.

By the aforementioned acts, James Kidwell Scott is in violation of Rules of Professional Conduct 1.2 (scope of representation), 1.3 (diligence), 1.4 (communication), 3.2 (expediting litigation), 3.4 (fairness to opposing party), and 8.4(d) (prejudice to the administration of justice) and is hereby Publicly Censured for this violation.

FOR THE BOARD OF  
PROFESSIONAL RESPONSIBILITY



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Jennifer S. Hagerman, Chair

April 27, 2023

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Date