

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE **GARY DWAYNE SHIELDS, BPR #004402**
An Attorney Licensed to Practice Law in Tennessee
(Cedar Hill, TX)

FILED

JAN 12 2012

Clerk of the Courts

No. M2011-02368-SC-BPR-BP
BOPR NO. 2011-2081-0-KB(17)

ORDER

This matter is before the Court upon the Board of Professional Responsibility's Petition for Reciprocal Discipline pursuant to Tenn. Sup. Ct. R. 9, § 17.

On November 7, 2011, the Supreme Court entered a Notice for Mr. Shields to show cause, if any, why reciprocal discipline tantamount to the disbarment from the practice of law should not be imposed in Tennessee. By Order of the Supreme Court of Texas in cause number 11-9123, Mr. Shields resigned in lieu of discipline and his license to practice law in the State of Texas was cancelled. Mr. Shields was further permanently enjoined and prohibited from practicing law in the State of Texas. Pursuant to Rule 10.05 of the Texas Rules of Disciplinary Procedure, the effect of resignation in lieu of discipline shall be treated as a disbarment for all purposes, including client notification, discontinuation of practice, and reinstatement. Mr. Shields failed to respond to this Notice.

Therefore, after consideration of the entire file, the Court is of the opinion that the Petition is well taken and the reciprocal discipline as requested by the Board of Professional Responsibility is approved.

It is, therefore, ordered, adjudged, and decreed by the Court that:

(1) The Respondent, Gary Dwayne Shields, is disbarred from the practice of law in Tennessee as similarly imposed by Order of the Supreme Court of Texas in cause number 11-9123. A copy of the Order of the Supreme Court of Texas is attached to this Order as Exhibit A.

(2) Pursuant to Tenn. Sup. Ct. R. 9, § 24.3, Mr. Shields shall reimburse and pay to the Board of Professional Responsibility the costs and expenses of this proceeding in the amount of \$113.33; and, in addition, 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 shall issue, if necessary.

(3) The Board of Professional Responsibility shall cause notice of this suspension to be published in accordance with Tenn. Sup. Ct. R. 9, § 18.10.

FOR THE COURT:



WILLIAM C. KOCH, JR., JUSTICE

This is a true and correct copy of the original

ORDER OF THE SUPREME COURT OF TEXAS

Blake Hawthorne, Clerk
Supreme Court of Texas

MISC. DOCKET NO. 11- 8-9123

IN THE MATTER OF GARY D. SHIELDS

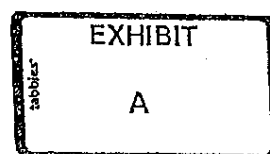
By: Kathy Sanderson
Deputy Clerk

On this day, the Court considered the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Gary D. Shields, together with the Response of the Chief Disciplinary Counsel. The Court has reviewed said Motion and Response and finds that each meets the requirements of Part X of the Texas Rules of Disciplinary Procedure. In conformity with Part X, Section 10.02 of the Texas Rules of Disciplinary Procedure, the Court considers the detailed statement of professional misconduct contained within the Response of the Chief Disciplinary Counsel to be deemed conclusively established for all purposes. The Court finds that Gary D. Shields is resigning in lieu of discipline. The Court, being advised that the acceptance of the resignation is in the best interest of the public and the profession, hereby concludes that the following Order is appropriate.

IT IS ORDERED that the law license of Gary D. Shields of Cedar Hill, Texas, State Bar card number 18260300, which was previously issued by this Court, be canceled and his name be dropped and deleted from the list of persons licensed to practice law in Texas.

IT IS FURTHER ORDERED that Gary D. Shields immediately surrender his State Bar Card and Texas law license to the Clerk of the Supreme Court of Texas or file with the Court an affidavit stating the cause of his inability to do so.

IT IS FURTHER ORDERED that Gary D. Shields is permanently enjoined and prohibited from practicing law in the State of Texas, holding himself out as an attorney at law, performing legal services for others, giving legal advice to others, accepting any fee directly or indirectly for legal services, appearing as counsel or in any representative capacity in any proceeding in any Texas court or before any Texas administrative body (whether state, county, municipal, or other), or holding




himself out to others or using his name in any manner in conjunction with the words "Attorney at Law," "Counselor at Law," or "Lawyer."

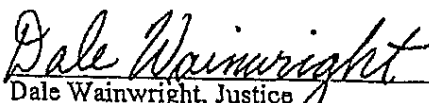
It is further ORDERED that Gary D. Shields shall immediately notify each of his current clients in writing of this resignation. In addition to such notification, Gary D. Shields is ORDERED to return any files, papers, unearned money, and other property belonging to clients in his possession to the respective clients or to another attorney at the client's request. Gary D. Shields is ORDERED to file with the State Bar of Texas, Chief Disciplinary Counsel's Office, P.O. Box 12487, Austin, TX 78711-2487 (1414 Colorado Street, Suite 200, Austin, TX 78701), within thirty (30) days of the effective date of this Order an affidavit stating that all current clients have been notified of his resignation and that all files, papers, money, and other property belonging to all clients have been returned as ordered herein.

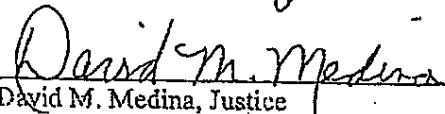
It is further ORDERED that Gary D. Shields shall, within thirty (30) days after the date on which this Order is signed by the Court, notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court in which Gary D. Shields has any matter pending of the terms of this Order, the style and cause number of the pending matter(s), and the name(s), address(es), and telephone number(s) of the client(s) Gary D. Shields is representing in Court. Gary D. Shields is ORDERED to file with the State Bar of Texas, Chief Disciplinary Counsel's Office, P.O. Box 12487, Austin, TX 78711-2487 (1414 Colorado Street, Suite 200, Austin, TX 78701), within thirty (30) days of the effective date of this Order an affidavit stating that he has notified in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court in which he has any matter pending of the terms of this Order, the style and cause number of the pending matter(s), and the name(s), address(es), and telephone number(s) of the client(s) he is representing in Court.


By the Court, en banc, in chambers, this the 23 day of August, 2011.



Wallace B. Jefferson, Chief Justice


Nathan L. Hecht, Justice



Dale Wainwright, Justice

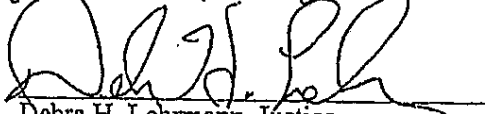

David M. Medina, Justice


Paul W. Green, Justice


Phil Johnson, Justice


Don R. Willett, Justice


Eva M. Guzman, Justice


Debra H. Lehrmann, Justice