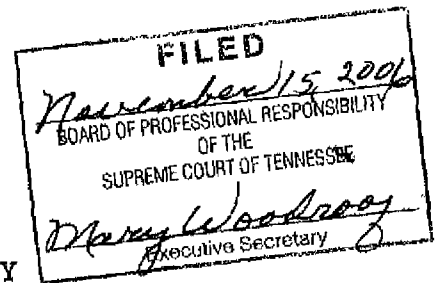


IN DISCIPLINARY DISTRICT IV  
OF THE  
BOARD OF PROFESSIONAL RESPONSIBILITY  
OF THE  
SUPREME COURT OF TENNESSEE



IN RE: KATHY ANN SITTLOH,  
BPR No. 23020, An  
Attorney Licensed to  
Practice Law in Tennessee  
(Rutherford County)

DOCKET NO. 2006-1606-4-JV

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FINDINGS AND JUDGMENT OF HEARING PANEL

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This matter came on for hearing before the undersigned Hearing Panel of the Board of Professional Responsibility at 9:00 a.m. on October 30, 2006. Though Notice of Hearing was provided to the Respondent pursuant to Section 8.2 of Supreme Court Rule 9, the Respondent did not appear. The Board of Professional Responsibility was represented by James A. Vick, Disciplinary Counsel.

On May 25, 2006, the Board of Professional Responsibility filed a Petition for Discipline against the Respondent. On July 12, 2006, the Board of Professional Responsibility filed a Supplemental Petition for Discipline. The Petition for Discipline and Supplemental Petition for Discipline were served by certified mail pursuant to Section 12.1 of Supreme Court Rule 9. On August 15, 2006, after the Respondent had failed to answer or otherwise respond to the Petition for Discipline or Supplemental

Petition for Discipline, the Board of Professional Responsibility filed a Motion for Default Judgment and That Allegations Contained in Petition for Discipline and Supplemental Petition for Discipline Be Deemed Admitted. The Respondent did not respond to the Motion for Default Judgment. On August 24, 2006, the Hearing Panel entered a Default Judgment against the Respondent and deemed admitted the allegations in the Petition for Discipline and Supplemental Petition for Discipline.

Considering the allegations contained in the Petition for Discipline and Supplemental Petition for Discipline deemed admitted by the grant of Default Judgment on August 24, 2006, the exhibits tendered into evidence, and statements of Disciplinary Counsel, the Hearing Panel finds as fact each of the allegations, including the aggravating factors, alleged in the Petition for Discipline and Supplemental Petition for Discipline. The Hearing Panel finds as additional aggravating factors that: 1) the Respondent failed to cooperate in the disciplinary process; and 2) the Respondent was temporarily suspended from the practice of law by Order of the Supreme Court entered February 14, 2006, pursuant to Section 4.3 of Supreme Court Rule 9, for failure to respond to complaints of misconduct and because she posed a threat of irreparable harm to the public.


The Hearing Panel finds based upon these facts that the Respondent violated Rules of Professional Conduct 1.1, 1.2(a), 1.3, 1.4, 1.5(a), 1.15(a)(d), 1.16(d), 3.2, 5.5(a), and 8.4(a)(b)(c)(d).

Considering the facts, aggravating factors, violations of the Rules of Professional Conduct, and the ABA Standards for Imposing Lawyer Sanctions, the Hearing Panel ORDERS, ADJUDGES, and DECREES that:

I. The Respondent, Kathy Ann Sittloh, shall be disbarred.

II. The costs of this proceeding shall be taxed to the Respondent.

Enter this the 15<sup>th</sup> day of November, 2006.

  
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Matthias B. Murfise, III, BPR No. 3356  
Chair

  
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Steven Ashley Dix, BPR No. 12619

  
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Roger Steven Waldron, BPR No. 2767