

RECEIVED

APR 20 2015

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

BOARD OF PROFESSIONAL RESPONSIBILITY
SUPREME COURT OF TENNESSEE

IN RE: JAY R. SLOBEY, BPR NO.5398
Respondent, an attorney licensed
to practice law in Tennessee
(Davidson County)

FILE NO. 36057-5-ES

PUBLIC CENSURE

The above complaint was filed against Jay R. Slobey, #5398, 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 these matters at its meeting on March 13, 2015.

A client hired Mr. Slobey to represent him in a federal case for violation of his rights, and Mr. Slobey filed the lawsuit. The defendant, thereafter, filed a motion to dismiss. Mr. Slobey asked opposing counsel for an extension of time to file a response to the motion. Opposing counsel agreed to a one week extension of time. Mr. Slobey then filed a motion mistakenly stating that opposing counsel did not oppose a three week extension of time. Opposing counsel immediately sent a letter to Mr. Slobey pointing out the error, and asking Mr. Slobey to comply with the agreement to file in one week. The court, however, granted Mr. Slobey's pending motion providing a three week extension. Opposing counsel then sought relief from the court. Mr. Slobey filed no response to the motion at any time. The motion to dismiss was granted.

Mr. Slobey never informed his client of the dismissal of the action. The client later discovered the dismissal when the client called the court. The client filed a civil malpractice action

against Mr. Slobey which was settled.

By the aforementioned acts, Mr. Slobey violated Rule 1.3 (diligence), 1.4 (communication), 3.2 (expediting litigation), 3.3 (candor to the tribunal), and 3.4 (fairness to opposing counsel). The client suffered harm, but also received a settlement in the legal malpractice action. Mr. Slobey is hereby Publicly Censured for these violations.

FOR THE BOARD OF
PROFESSIONAL RESPONSIBILITY


Michael King, Chair

4-20-2015
Date