IN THE SUPREME COURT OF TENNESSEE AT NASHVILLE

BRETT B. STEIN, BPR #004800

An Attorney Licensed to Practice Law in Tennessee (Shelby County)

FILED

APR 1 1 2008

Clerk of the Courts

BPR DOCKET NO. 2007-1680-9-LC

NO. M2008-00753.5C-BPO-BP

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed by Disciplinary Counsel against Respondent, Brett B. Stein, on May 9, 2007; upon Answer to the Petition for Discipline filed by Respondent on June 7, 2007; upon the filing of a Conditional Guilty Plea by Respondent on September 21, 2007 which was approved by a Hearing Panel of the Board of Professional Responsibility of the Supreme Court and by the Board of Professional Responsibility and upon the entire record in this cause.

From all of which the Court accepts and approves the Conditional Guilty plea.

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

- 1. Respondent be and is hereby publicly censured for failing to challenge the State's case or present available evidence that would have protected his client's interest on the issue of whether or not the client should be tried as an adult; and for failing to call his client as a witness at the transfer hearing in violation of Rules 1.1; 1.3 and 8.4(a)(d) of the Tennessee Rules of Professional Conduct.
- 2. Pursuant to Rule 9, § 24.3 of the Rules of the Supreme Court, Respondent shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$449.50, plus any additional costs, assessed by the Clerk of this Court in this cause, for all of which execution shall issue if necessary.

FOR THE COURT:

NICE M. HOLDER, JUSTICE