



**BOARD OF PROFESSIONAL RESPONSIBILITY
OF THE
SUPREME COURT OF TENNESSEE**

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RELEASE OF INFORMATION
RE: JOHN O. THREADGILL, BPR # 001102
CONTACT: SANDY GARRETT
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

April 2, 2012

KNOXVILLE ATTORNEY SUSPENDED

On March 30, 2012, the Tennessee Supreme Court suspended the law license of John O. Threadgill, pursuant to Section 14 of Tennessee Supreme Court Rule 9. The Court suspended Mr. Threadgill's law license based upon Mr. Threadgill's plea of guilty to a serious crime, i.e., theft.

The Supreme Court further ordered the Board of Professional Responsibility to institute a formal proceeding to determine the extent of final discipline to be imposed as a result of the conviction.

This suspension remains in effect until it is dissolved or amended by order of the Supreme Court of Tennessee.

Threadgill 2113-2 rel.doc

PLEASE NOTE

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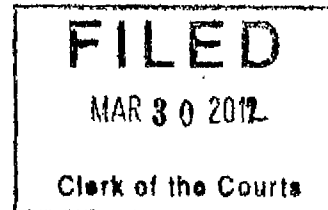
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IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE **JOHN O. THREADGILL**, BPR # 001102

An Attorney Licensed in Tennessee
(Knox County)

No. M2012-00643-SC-BPR-BP



ORDER OF ENFORCEMENT

This matter is before the Court pursuant to Tenn. Sup. Ct. R. 9, § 14, upon a certificate filed by Disciplinary Counsel for the Board of Professional Responsibility consisting of certified copies of the Waiver of Trial by Jury and Request for Acceptance of Plea of Guilty and Waiver of Trial by Jury and Acceptance of Plea of Guilty Order in a criminal case, *State of Tennessee v. John Threadgill*, (attached hereto as Collective Exhibit A), filed in the Criminal Court for Knox County, Tennessee, on February 29, 2012, demonstrating that John O. Threadgill, a Tennessee attorney, has pled guilty to a serious crime, i.e., theft.

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

1. John O. Threadgill is suspended from the practice of law on this date pending further orders of this Court, pursuant to Tenn. Sup. Ct. R. 9, § 14;
2. This matter shall be referred to the Board of Professional Responsibility for the institution of a formal proceeding in which the sole issue to be determined shall be the extent of the final discipline to be imposed as a result of the conviction by the Guilty Plea;
3. John O. Threadgill shall fully comply with Tenn. Sup. Ct. R. 9, § 18 concerning suspended attorneys; and
4. The Board of Professional Responsibility shall cause notice of this suspension to be published as required by Tenn. Sup. Ct. R. 9, § 18.10.

FOR THE COURT


WILLIAM C. KOCH, JR., JUSTICE

IN THE CRIMINAL COURT FOR KNOX COUNTY, TENNESSEE

DIVISION I

STATE OF TENNESSEE

CASE NO (S). 95083

FILED
FEB 29 1995
By Joy R. McCroskey, Clerk

VS.

JOHN THREADGILL

D.O.B. 01/12/1943

WAIVER OF TRIAL BY JURY AND REQUEST FOR ACCEPTANCE

OF PLEA OF GUILTY

The defendant in the above styled case moves the Court to accept his/her plea of guilty and acknowledges his/her understanding of his/her rights and the effects of his/her guilty plea as follows:

(1) My true full name is John Oliver Threadgill

and I assert that all proceedings against me should be had in the name which I hereby declare to be my true name.

(2) My attorney in this case is Ralph E. Harwell

who was retained to represent me.

(3) I have told my attorney the facts and surrounding circumstances as known to me concerning the matters mentioned in this indictment, and I believe that my attorney is fully informed as to all such matters. I believe that my attorney has sufficiently investigated the facts of my case in order to be able to properly advise me whether or not I should plead guilty in this case and that he/she would be prepared to go to trial if I chose to plead not guilty. My attorney has informed me as to any and all possible defenses and alternatives I might have in this case and has advised me of any lesser included offenses to which I may be subject. I am completely satisfied with the legal advice and representation provided to me by my attorney in this case, and I have absolutely no complaints to make to the Court concerning his/her representation.

(4) I understand that I am charged in the indictment(s) with the offense(s) listed below and [that the State has not filed a Notice of Intent to Seek Enhanced Punishment] [~~that the State has filed a Notice of Enhanced Punishment~~]. My attorney has discussed with me the possible punishments if I am found guilty, and I understand them to be as follows:

Collective
Exhibit A

<u>DOCKET NO.</u>	<u>COUNT</u>	<u>OFFENSE</u>	<u>CLASS</u>	<u>POSSIBLE PUNISHMENTS</u>	
				<u>MINIMUM</u>	<u>MAXIMUM</u>
95083	1	Theft	D	2 years	4 years

(5) It has been fully explained to me and I understand that I may, if I so choose, plead "not guilty" to any offense charged against me, and that if I choose to plead "not guilty" the constitution guarantees and this Court will provide me the right to a speedy and public trial by jury; that the State must prove to a jury my guilt beyond a reasonable doubt as to every element of the offense with which I am charged; the right to see and hear all witnesses against me, and these may be cross examined by my attorney; the right to use the power and process of the Court to compel the production of any evidence, including the attendance of any favorable witness, further that I may testify if I wish but if I feel that it would be to my interest not to testify, I may remain silent, no comment may be made and I may not be forced to testify, also I need not make any statements or give testimony that may tend to incriminate me of this or any other offense; and the right to have the assistance of counsel in my defense at all stages of the proceedings; and that if I am indigent and cannot afford any attorney, the Court will

appoint one to represent me.

(6) I understand that if I plead guilty to the offense(s) listed in paragraph nine (9), I am waiving my right to a trial to determine my guilt or innocence and there will not be a further trial of any kind except as to the appropriate sentence. I further understand that if I plead guilty to the offense(s) listed in paragraph nine (9), I am waiving my right to have a jury fix the amount of my fine. I further understand that if I plead guilty, the Court may ask me questions under oath, on the record, and in the presence of counsel about the offense to which I am pleading guilty, and my answers may later be used against me in a prosecution for perjury or false statement, and that if necessary, any convictions on my record may be used in determining the proper sentence.

(7) I understand that by pleading guilty, I am waiving or giving up my right to appeal all non-jurisdictional defects or errors in these proceedings, including any complaints I might have that I was unlawfully arrested, that my property or possessions were unlawfully searched or seized, that my right against self-incrimination or right to counsel were violated, or that I was denied a right to a speedy trial. However, if I am tried on a plea of not guilty and am dissatisfied with the jury's verdict or the judgment of the Court, I may appeal to the Court of Criminal Appeals, be furnished counsel and if necessary have the transcript furnished by the State at no cost to me.

(8) (a) I understand that if the Court accepts my plea of guilty and I am convicted of the offense(s) to which I am pleading guilty, these convictions will be public record, may render me infamous, denying me access to the elective process and making my sworn testimony subject to attack; and may be used to increase the punishment I might receive if I am later convicted of any crime and may be used in combination with other felony convictions to establish the status of career criminal if I am later convicted of another felony.

(b) (Applicable only in DUU/Adult DWI cases). I understand that if I enter a plea of guilty to the offense of [Driving Under the Influence of Intoxicants] [Adult Driving While Impaired] and have a later charge of the same kind, that this conviction

may be used to enhance or increase my punishment on these future convictions for Driving Under the Influence of Intoxicants. I understand that the penalties for a First, Second, Third, Fourth and subsequent convictions under the DUI Act are as follows:

First Conviction: not less than 48 hours nor more than 11 Months 29 Days in the Knox County Penal Farm and a fine of not less than \$350.00 nor more than \$1,500.00, and prohibition from driving a vehicle in the State of Tennessee for 1 year; for an offense committed after July 1, 1998, the minimum period of confinement shall be seven (7) consecutive days if at the time of the offense the defendant's alcohol concentration was .20% or higher;

Second Conviction: not less than 45 Days nor more than 11 Months 29 Days in the Knox County Penal Farm and a fine of not less than \$600.00 nor more than \$3,500.00 and prohibition from driving a vehicle in the State of Tennessee for 2 years;

Third Conviction: not less than 120 Days nor more than 11 Months 29 Days in the Knox County Penal Farm and a fine of not less than \$1,100.00 nor more than \$10,000.00, and prohibition from driving a vehicle in the State of Tennessee for a period of time of not less than 3 years nor more than 10 years;

Fourth or Subsequent Conviction: not less than 150 Days, to be served day for day, nor more than the maximum punishment authorized for the appropriate range of a Class E Felony, and a fine not less than \$3,000.00 nor more than \$15,000.00, and prohibition from driving a vehicle in the State of Tennessee for a period of 5 years.

I understand that the penalties under the Adult DWI Act are as follows:

First Conviction: Class B misdemeanor punishable by a fine of \$500.00.

Second or Subsequent Conviction: punishable as a second or subsequent

violation, respectively, of DUL

I understand that if the Court accepts my plea of guilty and I am convicted of the DUI/DWI offense(s), this conviction may be used in determining my eligibility to be declared an Habitual Motor Vehicle Offender and I may be subject to the restitutions, punishment and penalties thereto. Further, this conviction may be considered in the sentencing for any subsequent criminal offense.

(9) WAIVER OF JURY TRIAL AND ENTRY OF GUILTY PLEA BEING AWARE OF MY CONSTITUTIONAL AND STATUTORY RIGHTS, I HEREBY WAIVE MY RIGHT TO A JURY TRIAL AND THOSE OTHERS LISTED ABOVE AND PLEAD GUILTY TO THE OFFENSES LISTED BELOW.

My decision to plead guilty is voluntary and not the result of force or threats or of promises apart from the plea agreement. I am pleading guilty because ~~[I committed the acts constituting the offense(s) to which I plead guilty]~~ [because I feel it is in my best interest]. I understand that the possible punishments for the offense(s) to which I am pleading guilty are as follows and that as a result of my plea of guilty, the District Attorney General or his representative will recommend the following sentence as to each offense. I understand that this is only a recommendation and that the Court is not bound by this recommendation in any way.

DOCKET NO.	COUNT	OFFENSE	MIN. & MAX. PUNISHMENTS	RECOMMENDED SENTENCE OFFENSE CLASS
95083	1	Theft	2 - 4 years	2 years - Probation

Further hearing on the _____ day of _____,
 20_____, at Knoxville, Tennessee.

CERTIFICATE OF DEFENDANT

I hereby certify that I have read the foregoing document or that it has been read to me. I understand what it says and I am in agreement that it is in my best interest to give up my right to a jury trial and enter a plea of guilty to the charge(s) listed in this document. I understand that the District Attorney General may make a recommendation to the Court about what my sentence(s) should be. I understand that the Court is not bound to follow this recommendation.

ENTER this the 29th day of Feb, 2012.


DEFENDANT

ADDRESS

Box 10606

Knoxville, TN 37939

COUNTY OF RESIDENCE: Knox

PHONE NO. W/AREA CODE: 865-567-1185

CERTIFICATE OF DEFENSE ATTORNEY

I hereby certify and declare that my client has either read this foregoing document or that I have read it to him/her. I am satisfied that my client understands the contents of this document and that his/her decision to waive his/her right to a trial by jury and to enter a plea of guilty has been made by him/her voluntarily, knowingly and intelligently.


ATTORNEY FOR DEFENDANT

The District Attorney General joins in this motion for the purpose of waiving trial by jury.


DISTRICT ATTORNEY GENERAL

CERTIFIED TRUE COPY

7
CRIMINAL COURT
KNOX COUNTY, TN
BY Proger
DEPUTY CLERK

IN THE CRIMINAL COURT FOR KNOX COUNTY, TENNESSEE
DIVISION I

FEB 29 2012

W. A. McCroskey, Clerk

STATE OF TENNESSEE

VS.

CASE NO. 95083

John Inreadgill, alias
Defendant

WAIVER OF TRIAL BY JURY AND ACCEPTANCE OF PLEA OF GUILTY
ORDER



This cause came on for hearing before the Honorable Steven W. Sword, Judge of the Criminal Court for Knox County, Tennessee, Division I, on the petition of the defendant, John Inreadgill for waiver of trial by jury and request for acceptance of a plea of guilty, said petition being attached hereto and incorporated by reference herein, upon statements made in open Court by the defendant herein, his/her attorney of record, the District Attorney General representing the State of Tennessee, and from questioning by the Court of defendant and his/her counsel in open Court: and

IT APPEARING TO THE COURT after careful consideration that the defendant herein has been fully advised and understands his/her right to a trial by jury on the merits of the indictment against him/her and that the defendant herein does not elect to have a jury determine his/her guilt or innocence under a plea of NOT GUILTY; and

IT FURTHER APPEARING TO THE COURT that the defendant intelligently and understandingly waives his/her right to a trial by jury of his/her own free will and choice, without any threats or pressure of any kind or promises, other than the recommendation of the State as to punishment, desire to enter a plea of guilty and accept the recommendation of the State as to punishment.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the petition filed herein be and the same is hereby granted.

Entered this the 29 day of Feb., 2012.


JUDGE STEVEN W. SWORD
CRIMINAL COURT
KNOX COUNTY, TENNESSEE
BY 
DEPUTY CLERK

CERTIFIED TRUE COPY

PRESENTMENT

CASE NO. 95083

GRAND JURY NO. II - 2

STATE OF TENNESSEE
VS.
JOHN THREADGILL, ALIAS

THEFT

MIKE FREELS, PROSECUTOR

CLERK: Summon named witnesses
for the State of Tennessee.

Randall E. Nichols
District Attorney General

Witnesses sworn by me in the presence
of the Grand Jury

July 13, 2010.
Dora McEwen
Foreperson of the Grand Jury

Filed this 13 day of July, 2010.

Jon R. McCoubrey
Clerk

A TRUE BILL

Dora McEwen
Foreperson of the Grand Jury

Nancy Hampton
Jack G. B. ...
Patricia ...
...
Guthrie ...
...

James ...
Dennis ...
Robert ...
Melanie ...
David ...
Vincent ...

95083

STATE OF TENNESSEE
VS.
JOHN THREADGILL, ALIAS

WITNESSES

MIKE FREELS, KCSD

JAMES DENNEY
500 VILLA CREST DR.
KNOXVILLE, TN 37923

MARY SUE DENNEY
500 VILLA CREST DR.
KNOXVILLE, TN 37923