



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

10 CADILLAC DRIVE, SUITE 220
BRENTWOOD, TENNESSEE 37027
TELEPHONE: (615) 361-7500
(800) 486-5714
FAX: (615) 367-2480
E-MAIL: ethics@tbpr.org
Website: www.tbpr.org

RELEASE OF INFORMATION
RE: TIMOTHY ALAN TULL, BPR #028113
CONTACT: A. RUSSELL WILLIS
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

January 3, 2019

WILLIAMSON COUNTY LAWYER CENSURED

On January 2, 2019, Timothy Alan Tull, an attorney licensed to practice law in Tennessee, received a Public Censure from the Board of Professional Responsibility of the Tennessee Supreme Court conditioned upon payment of restitution of \$2,000.00 and engagement of a practice monitor.

Mr. Tull, prior to the client's execution of a written waiver, failed to advise the client of potential conflicts of interest or the desirability of seeking independent legal advice, and further failed to provide the client with the opportunity to seek independent legal advice. Mr. Tull also failed to reasonably communicate with another client regarding the resolution of a discovery motion and the imposition of sanctions against the client.

Mr. Tull executed a conditional guilty plea in which he acknowledged his misconduct violated Tennessee Rules of Professional Conduct 1.4 (communication) and 1.8(a)(2) (conflict of interest).

A Public Censure is a rebuke and warning to the attorney, but it does not affect the attorney's ability to practice law.

Tull 2798-6 rel.doc

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

01/02/2019

Clerk of the
Appellate Courts

IN RE: TIMOTHY A. TULL BPR #028113
An Attorney Licensed to Practice Law in Tennessee
(Williamson County)

No. M2018-02263-SC-BAR-BP
BOPR No. 2017-2798-6-AW

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline against Timothy A. Tull filed November 27, 2017; upon an Amended Petition for Discipline against Mr. Tull filed January 8, 2018; upon the Supplemental Petition for Discipline against Mr. Tull filed March 5, 2018; upon Answers to the Amended Petition for Discipline and Supplemental Petition for Discipline by Mr. Tull filed July 19, 2018; upon execution of a Conditional Guilty Plea by Mr. Tull on November 30, 2018; upon entry of an Order Recommending Approval of Conditional Guilty Plea on December 4, 2018; upon service of the Order Recommending Approval of Conditional Guilty Plea upon Mr. Tull by the Executive Secretary of the Board on December 4, 2018; and upon consideration and approval by the Board on December 14, 2018.

From all of which the Court approves the recommendation of the Hearing Panel and adopts the Hearing Panel's Order Recommending Approval of Conditional Guilty Plea as the Court's Order.

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

(1) Mr. Timothy A. Tull is publicly censured. The imposition of the public censure is conditioned upon payment of restitution and appointment of a practice monitor as set forth below.

(2) Pursuant to Tenn. Sup. Ct. R. 9, § 12.7, Mr. Tull shall make restitution to Mr. Barnes in the amount of \$2,000.00 within ten (10) days of the entry of the Order of Enforcement.

(3) Pursuant to Tenn. Sup. Ct., R. 9, Section 12.9, a practice monitor shall be appointed for a period of one (1) year to (a) review law firm policies, procedures and retainer agreements to ensure compliance with ethical obligations, (b) ensure appropriate and timely communications with clients, (c) identify and resolve conflicts of interest in the law firm's practice and (d) improve the overall professionalism of Mr. Tull's practice. The practice monitor shall meet with Mr. Tull at least once per month and by phone weekly and provide a written report to the Board at least quarterly and additionally as needed.

(4) Pursuant to Tenn. Sup. Ct. R. 9, § 28.1, this Order shall be effective upon entry.

(5) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3(d), Mr. Tull shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$2,065.03 and 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 may issue if necessary.

(6) The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 28.11.

PER CURIAM