



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

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RELEASE OF INFORMATION
RE: CARL MARK WARREN, BPR# 13992
CONTACT: ELIZABETH C. MOORE
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

October 31, 2011

HAMILTON COUNTY LAWYER CENSURED

On October 31, 2011, Carl Mark Warren, an attorney licensed to practice law in Tennessee, received a Public Censure from the Board of Professional Responsibility of the Tennessee Supreme Court.

Mr. Warren represented a client in a personal injury claim, but did not obtain a written fee agreement for the contingency fee. Mr. Warren accepted a settlement without his client's authorization and endorsed the settlement check.

By the aforementioned acts, Carl Mark Warren has violated Rules of Professional Conduct 1.2(a) (scope of representation), 1.4 (communication), 1.5(c) (fees) and 1.15(b) (safekeeping of property) and is hereby Publicly Censured for these violations.

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

Warren 33598-3 rel.doc

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

FILED
2011 OCT 31 AM 11:47
BOARD OF PROFESSIONAL
RESPONSIBILITY
RW EXEC. SEC.

IN RE: CARL MARK WARREN, BPR NO. 13992
Respondent, an attorney licensed
to practice law in Tennessee
(Hamilton County)

FILE NO. 33598-3-KB

PUBLIC CENSURE

The above complaint was filed against Carl Mark Warren, an attorney licensed to practice law in Tennessee, alleging certain acts of misconduct. Pursuant to Supreme Court Rule 9, the Board of Professional Responsibility considered this matter at its meeting on September 9, 2011.

Respondent represented Complainant in a personal injury claim. Respondent did not obtain a written fee agreement signed by the Complainant for a contingency fee. Respondent accepted a settlement without his client's authorization. Respondent did not advise his client that he had received and endorsed a settlement check on her behalf and on behalf of Respondent's law firm.

Complainant later informed Respondent she was seeking further medical treatment due to the accident. Respondent then redacted the signatures on the settlement check and returned the check and an unsigned release to the insurance company. The insurance company filed suit against Complainant to enforce the settlement. Respondent agreed to waive any claim to a fee regarding Complainant's personal injury claim. Subsequent counsel represented Complainant *pro bono* and reached a settlement with the insurance company.

By the aforementioned facts, Carl Mark Warren, has violated Rules of Professional Conduct 1.2(a) (scope of representation), 1.4 (communication), 1.5(c) (fees) and 1.15(b) (safekeeping of property) and is hereby Publicly Censured for these violations.

FOR THE BOARD OF
PROFESSIONAL RESPONSIBILITY



Lela Hollabaugh, Chair

October 19, 2011

Date