

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED
06/26/2024
Clerk of the
Appellate Courts

IN RE: PETITION TO AMEND TENN. SUP. CT. R. 9, SECTION 10.1

No. ADM2024-00922

ORDER

On June 18, 2024, the Board of Professional Responsibility (“Board”) filed a petition asking this Court to amend Tennessee Supreme Court Rule 9, section 10.1 to classify as confidential and not public record the personal addresses and contact information Tennessee attorneys provide to the Board.

The Court hereby publishes the Board’s petition for public comment and solicits written comments on the proposed amendments from judges, lawyers, bar associations, members of the public, and all interested parties. The deadline for submitting written comments is Friday, July 26, 2024. Written comments should reference the docket number above and may be emailed to appellatecourtclerk@tncourts.gov or mailed to:

James Hivner, Clerk
RE: Tennessee Supreme Court Rule 9, section 10.1
100 Supreme Court Building
401 7th Avenue North
Nashville, TN 37219-1407

The Clerk shall provide a copy of this Order and Appendix to Lexis Nexis and to Thomson Reuters. In addition, this Order and Appendix shall be posted on the Tennessee Supreme Court’s website.

It is so ORDERED.

PER CURIAM

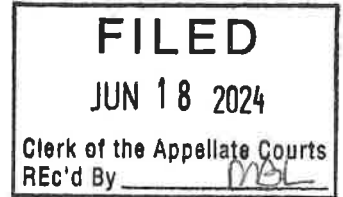
IN RE: PETITION TO AMEND TENN. SUP. CT. R. 9, SECTION 10.1

No. ADM2024-00922

Appendix

Petition of the Board of Professional Responsibility

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE



IN RE: PETITION TO AMEND TENN. SUP. CT. R. 9, SECTION 10.1

No. ADM 2024-00922

**PETITION OF THE BOARD OF PROFESSIONAL RESPONSIBILITY TO
AMEND TENN. SUP. CT. R. 9, SECTION 10.1**

The Board of Professional Responsibility (the Board) petitions this Court to amend Tennessee Supreme Court Rule 9, Section 10.1 to make attorney's personal information confidential.

Tennessee Supreme Court Rule 9, §10.1 requires every non-exempt attorney to file an annual registration statement, setting forth the attorney's residence, office, and email addresses with the Board. Tenn. Sup. Ct. R. 9, §10.1 provides:

“[T]he attorney's residence address, cellular telephone number, home telephone number and personal non-government issued email address are confidential and not public records. If, however, (1) the attorney failed to provide an office address, office telephone number, or office email address; or (2) the attorney listed the residence address, cellular telephone number or home telephone number, or personal non-governmental issued email address as the attorney's office address, office telephone number, or office email address respectively, then the attorney's nonpublic information of the same category shall no longer be subject to the protection afforded under the Rule.”

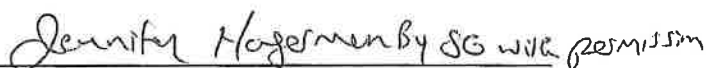
To protect personally identifiable information of Tennessee attorneys and retired judges, the Board proposes amending Tenn. Sup. Ct. R. 9, §10.1, by deleting the provision making public the attorney's personal information as follows:

10.1 Every attorney admitted to practice before the Court, except those exempt under Section 10.3 (b) and (c), shall, on or before the first day of their birth month, file with the Board at its central office an annual

registration statement, on a form prescribed by the Board, setting forth the attorney's current residence, office, and email addresses, and such other information as the Board may direct. The attorney's residence address, cellular telephone number, home telephone number, and personal non-government issued email address are confidential and not public records. ~~If, however, (1) the attorney failed to provide an office address, office telephone number, or office email address; or (2) the attorney listed the residence address, cellular telephone number or home telephone number, or personal non-government issued email address as the attorney's office address, office telephone number, or office email address respectively, then the attorney's nonpublic information of the same category shall no longer be subject to the protection afforded under this Rule.~~ The attorney may designate the primary or preferred address for receipt of correspondence from the Board. In addition to such annual statement, every attorney shall file electronically with the Board through the Board's Attorney Portal as necessary, a supplemental statement of any change in information previously submitted within thirty days of such change.

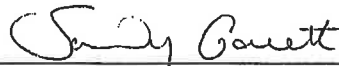
The Board petitions this Court to amend Tennessee Supreme Court Rule 9, Section 10.1 to improve the safety of Tennessee attorneys and judges. The proposed redline amendment is attached as Exhibit A.

Respectfully submitted,

 Jennifer Hagerman By SG with permission

Jennifer Hagerman (BPR No. 020281)
Chair of the Board of Professional
Responsibility of the Supreme Court of
Tennessee

130 North Court Avenue
Memphis, TN 38103
901-524-5000



Sandy Garrett, (BPR No. 013863)
Chief Disciplinary Counsel
Board of Professional Responsibility

10 Cadillac Drive, Suite 220
Brentwood, TN 37027
(615) 361-7500

CERTIFICATE OF SERVICE

I certify that the foregoing has been emailed to Sheree Wright, Esq., Executive Director, Tennessee Bar Association, at swright@tnbar.org, on this 18th day of June, 2024.

By:  *By SG with permission*
JENNIFER HAGERMAN (020281)
Chairman of the Board

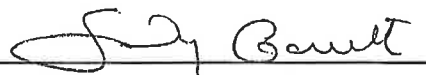
By: 
SANDY L. GARRETT (#013863)
Chief Disciplinary Counsel

Exhibit A

Rule 9: Disciplinary Enforcement

Section 10. Periodic Assessment of Attorneys

10.1. Every attorney admitted to practice before the Court, except those exempt under Section 10.3(b) and (c), shall, on or before the first day of their birth month, file with the Board at its central office an annual registration statement, on a form prescribed by the Board, setting forth the attorney's current residence, office, and email addresses, and such other information as the Board may direct. The attorney's residence address, cellular telephone number, home telephone number, and personal non-government issued e-mail address are confidential and not public records. ~~If, however, (1) the attorney failed to provide an office address, office telephone number, or office email address; or (2) the attorney listed the residence address, cellular telephone number or home telephone number, or personal non-government issued e-mail address as the attorney's office address, office telephone number, or office e-mail address respectively, then the attorney's nonpublic information of the same category shall no longer be subject to the protection afforded under this Rule.~~ The attorney may designate the primary or preferred address for receipt of correspondence from the Board. In addition to such annual statement, every attorney shall file electronically with the Board through the Board's Attorney Portal as necessary a supplemental statement of any change in information previously submitted within thirty days of such change.