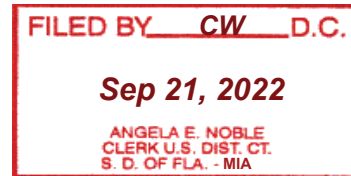


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2022-74

IN RE: JOHN PARKER FENNER
FLORIDA BAR # 762938



ORDER ON FINAL SUPPLEMENTAL REPORT AND RECOMMENDATION

On December 16, 2021, the Ad Hoc Committee on Attorney Admissions, Peer Review, and Attorney Grievance issued a Report and Recommendation regarding attorney John Parker Fenner following a September 3, 2021, Order of Referral by United States Magistrate Judge Chris M. McAliley. On January 26, 2022, the Court issued an Order on Report and Recommendation, adopting the Committee's Report and Recommendation. *See In re: John Parker Fenner*, S.D. Fla. Admin. Order No. 2022-13 (Jan. 26, 2022) ("January 26 Order").

On May 20, 2022, the Committee submitted a Report and Recommendation requesting that the Court issue an order to show cause for Mr. Fenner to explain why he has failed to comply with certain reporting requirements established in the January 26 Order. An Order to Show Cause was issued and, following a response filed by Mr. Fenner, the Court instructed the Committee by Order Requesting Supplemental Report and Recommendation, to give its recommendation "as to whether Mr. Fenner can attain an adequate level of competency by completing the obligations of the January 26, 2022 Order, whether he should be subject to any additional obligations, or whether there is a substantial likelihood that his continued practice of law may result in serious harm to his clients in order to justify disciplinary proceedings." *In Re: John Parker Fenner*, S.D. Fla. Admin. Order No. 2022-61 (Aug. 4, 2022).

Following a hearing with Mr. Fenner via video conference on August 22, 2022, the Committee issued a Proposed Supplemental Report and Recommendation and provided Mr.

Fenner an opportunity to respond. Mr. Fenner informed the Committee that he has no comments, and the Committee submitted its Final Supplemental Report and Recommendation on September 18, 2022, wherein the Committee found that “Mr. Fenner can attain an adequate level of competency by completing the obligations of the January 26 Order” as modified by the Committee.

Given this background, in accordance with Rule 6(c)(2)(A)(iii) of the Rules Governing the Admission, Practice, Peer Review, and Discipline of Attorneys, Local Rules of the United States District Court for the Southern District of Florida, and the Court’s inherent power to regulate membership in its bar for the protection of the public interest, *see Chambers v. NASCO, Inc.*, 501 U.S. 32, 43 (1991) (“[A] federal court has the power to control admission to its bar and to discipline attorneys who appear before it.”),

IT IS ORDERED that the Committee’s Final Supplemental Report and Recommendation is **ADOPTED**.

IT IS FURTHER ORDERED, consistent with the Final Supplemental Report and Recommendation, as follows:

1. Paragraphs 1 and 2 of the January 26 Order are considered satisfied and need not be repeated.
2. Mr. Fenner shall certify to the Court, in writing, within thirty (30) days, that he has verified that his correct address is listed in all Southern District and Florida Bar systems for which he is registered, including the CM/ECF filing system.
3. For a 180-day period, from July 18, 2022 to January 17, 2023, Mr. Fenner is directed to report, in writing to the Chair of the Committee, any Order (and provide a copy thereof) entered by any United States District Judge or United States Magistrate Judge of the Southern District of Florida reflecting any failure by Mr. Fenner to comply with any court-

imposed deadline, including deadlines imposed by the applicable rules of procedure, to include any show cause order. Such report must be made within five (5) business days of such order being entered.

4. At the conclusion of the 180-day period ending on January 17, 2023, Mr. Fenner must submit a written report: (i) identifying each case (by case number and case name) in which he appeared as counsel in the Southern District of Florida during the 180-day period (whether such case is open or closed); and (ii) identify any order entered in any such case within the scope of paragraph 3 above or certify that no such orders were entered in that case.

DONE AND ORDERED at Miami, Florida, this 21st day of September, 2022.



CECILIA M. ALTONAGA
CHIEF UNITED STATES DISTRICT JUDGE

- c: United States Magistrate Judge Chris M. McAliley
Angela E. Noble, Court Administrator · Clerk of Court
William C. Hearon, Chair, Ad Hoc Committee on Attorney Admissions, Peer Review, and
Attorney Grievance
John Parker Fenner