

**ORDER OF THE SUPREME COURT OF TEXAS**

**MISC. DOCKET No. 05- 9192**

**IN THE MATTER OF CHERYL GILLUM TURNER**

The Court has reviewed the *Motion for Acceptance of Resignation as Attorney and Counselor at Law in Lieu of Disciplinary Action of Cheryl Gillum Turner* and the *Response of the Chief Disciplinary Counsel for the Commission for Lawyer Discipline*. The Court concludes each meets the requirements of Part X of the TEXAS RULES OF DISCIPLINARY PROCEDURE. In the absence of a request by Cheryl Gillum Turner to withdraw her *Motion for Acceptance of Resignation as Attorney and Counselor at Law in Lieu of Disciplinary Action*, the Court deems the professional misconduct detailed in the *Response of the Chief Disciplinary Counsel for the Commission for Lawyer Discipline* conclusively established for all purposes. The Court further concludes that acceptance of Cheryl Gillum Turner's resignation is in the best interest of the public and the profession.

Therefore, the law license of Cheryl Gillum Turner of Harris County, Texas, State Bar Number 07950800, is canceled. The Court has received the affidavit stating that Cheryl Gillum Turner's State Bar Card and law license have been lost or destroyed. If either of these items are later recovered, Cheryl Gillum Turner must immediately surrender them to the SUPREME COURT OF TEXAS.

Cheryl Gillum Turner is prohibited from practicing law in the State of Texas. This includes holding herself out as attorney at law, performing legal services for others, giving legal advice to others, accepting any fee directly or indirectly for legal services, appearing as counsel or in any representative capacity in any proceeding in any Texas court or before any Texas administrative body

(whether state, county, municipal, or other), or holding herself out to others or using her name in any manner in conjunction with the "Attorney at Law," "Counselor at Law," or "Lawyer."

Cheryl Gillum Turner must immediately notify in writing each of her current clients of this resignation. Cheryl Gillum Turner shall also return any files, papers, unearned monies, and other property in her possession and belonging to any client, to the respective client or to another attorney at the client's request. Cheryl Gillum Turner shall file with the **STATE BAR OF TEXAS, Office of the Chief Disciplinary Counsel, P.O. Box 12487, Austin, Texas 78711-2487**, within thirty (30) days of the date of this *Order* an affidavit stating that all current clients have been notified of her resignation and that all files, papers, monies, and other property belonging to all clients have been returned.

Additionally, Cheryl Gillum Turner shall, within thirty (30) days of this *Order*, notify in writing each justice of the peace, judge, magistrate, and chief justice of each court in which she has any matter pending of the terms of this *Order*; the style and cause number of the pending matter(s); and the name, address and telephone number of the client(s) she is representing in that court. Cheryl Gillum Turner shall file with the **STATE BAR OF TEXAS, Office of the Chief Disciplinary Counsel, P.O. Box 12487, Austin, Texas 78711-2487**, within thirty (30) days of the date of this *Order*, an affidavit stating that she has notified in writing each justice of the peace, judge, magistrate, and chief justice of each court in which she has any matter pending of the terms of this *Order*; the style and cause number of the pending matter(s); and the name, address and telephone number of the client(s) she is representing in that court.

Cheryl Gillum Turner shall pay restitution to the following Complainants **as an absolute condition precedent to reinstatement:**

1. Spencer Caldwell in the amount of Forty Thousand and No/100 Dollars (\$40,000.00);
2. Deborah A. Webber in the amount of Two Thousand and No/100 Dollars (\$2,000.00);
3. Sharon E. Grandberry in the amount of One Thousand Six Hundred and No/100 Dollars (\$1,600.00);
4. Lyntiffany Holdman in the amount of One Thousand Five Hundred and No/100 Dollars (\$1,500.00);
5. Pameolin Nelson in the amount of One Thousand Five Hundred and No/100 Dollars (\$1,500.00);
6. Andrea Shields in the amount of One Hundred Thirty-Two Thousand One Hundred Sixty-Six and 58/100 Dollars (\$132,166.58);
7. Esther U. Brown in the amount of Two Thousand Five Hundred and No/100 Dollars (\$2,500.00);
8. Gwendolyn Samuels in the amount of Three Thousand and No/100 Dollars (\$3,000.00); and
9. Frederick N. Davis in the amount of Two Thousand Four Hundred and No/100 Dollars (\$2,400.00).

In the event that the STATE BAR OF TEXAS CLIENT SECURITY FUND shall have made any payments to said Complainants, then Applicant should be ordered to pay to the STATE BAR OF TEXAS the amount paid. If the amount paid by the CLIENT SECURITY FUND is less than the full amount of restitution owed, then any amount remaining should be paid to the Complainants, as set forth above. All payments should be made by certified or cashier's check and delivered to the STATE BAR OF TEXAS, Office of the Chief Disciplinary Counsel, P.O. Box 12487, Austin, Texas 78711-2487.

IT IS ORDERED the 15<sup>th</sup> day of December, 2005.

Wallace B. Jefferson  
Wallace B. Jefferson, Chief Justice

Nathan L. Hecht  
Nathan L. Hecht, Justice

Harriet O'Neill  
Harriet O'Neill, Justice

J. Dale Wainwright  
J. Dale Wainwright, Justice

Scott A. Brister  
Scott A. Brister, Justice

David M. Medina  
David M. Medina, Justice

Paul W. Green  
Paul W. Green, Justice

Phil Johnson  
Phil Johnson, Justice

Don R. Willett  
Don R. Willett, Justice