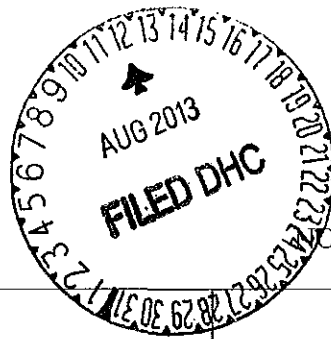


NORTH CAROLINA

WAKE COUNTY



BEFORE THE SECRETARY
OF THE
NORTH CAROLINA STATE BAR
13 BSR 6

IN RE REINSTATEMENT OF
TOLLY A. KENNON, III

ORDER OF REINSTATEMENT

THIS MATTER is before the Secretary of the North Carolina State Bar pursuant to a Petition for Reinstatement filed by Tolly A. Kennon, III ("Kennon") on July 11, 2013.

Based upon a review of the records of the North Carolina State Bar, the Secretary makes the following:

FINDINGS OF FACT

1. Kennon was suspended by the Disciplinary Hearing Commission (DHC) for three years, beginning 30 days from the date of service of the Order of Discipline upon Mr. Kennon. Mr. Kennon was served with the Order of Discipline on September 21, 2009 and the effective date of the order was October 21, 2009.

2. Pursuant to Rule .0125(b)(2) of the North Carolina Discipline and Disability Rules, 27 N.C. Admin. Code, 1B, § .0125(b)(2), an attorney suspended for more than 120 days is not eligible for reinstatement until the expiration of the period of suspension and until 30 days have elapsed from the filing of the petition for reinstatement.

3. Kennon's three year period of suspension under the Order of Discipline expired on October 21, 2012.

4. Kennon filed a Petition for Reinstatement on July 11, 2013.

5. The 30th day after the date Kennon filed his petition for reinstatement is August 10, 2013, which is a Saturday; thus, pursuant to Rule 6(a) of the North Carolina Rules of Civil Procedure, the date Kennon is eligible for reinstatement is the next following workday, Monday, August 12, 2013.

6. Rule .0125(b)(3) sets out the requirements Kennon must satisfy in order to be reinstated to active status from his suspension. The Order of Discipline set out additional requirements.

7. After conducting an investigation of Kennon's eligibility and compliance with Rule .0125(b) and the Order of Discipline, the evidence showed all requirements had been met and Counsel for the North Carolina State Bar did not file a response objecting to Kennon's petition for reinstatement.

BASED UPON the foregoing Findings of Fact, the Secretary makes the following:

CONCLUSIONS OF LAW

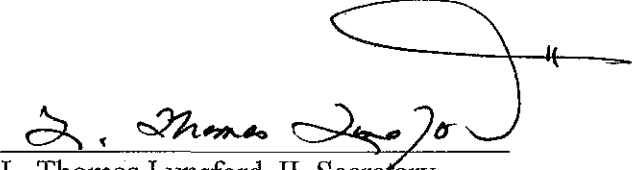
1. Pursuant to Rule .0125(b)(5), if the Counsel does not file a response to the petition before the petitioner is first eligible for reinstatement, then the Secretary will issue an order of reinstatement.

2. Since the Counsel has not filed a response, it is appropriate for the undersigned to issue an order of reinstatement.

3. Based upon the date of the expiration of his suspension and the date of his filing of his Petition for Reinstatement, Kennon is eligible to be reinstated on August 12, 2013.

THEREFORE, pursuant to Rule .0125 of the North Carolina State Bar Discipline and Disability Rules, 27 N.C. Admin. Code, 1B § .0125, it is hereby ORDERED that Tolly A. Kennon, III is hereby reinstated to active status.

This the 12th day of August, 2013.



L. Thomas Lunsford, II, Secretary
The North Carolina State Bar