

Basic Conflict of Interest Rules: Key Issues

This interactive program uses hypotheticals to explore basic conflicts of interest rules, including: the general rule governing adversity to current clients; the definition of "client" for conflicts purposes (including corporations, associations, estates and others); the definition of "adversity" for conflicts purposes (including business adversity, adverse financial impact, discovery of clients and positional adversity); the complex rules governing joint representations; the general rule governing adversity to former clients; determining the status of an attorney-client relationship; application of the "substantial relationship" standard; a lawyer's ability to withdraw from a representation to cure a conflict (including the "hot potato" rule); the type of consents that can cure a conflict (including the revocability of consents and prospective consents); courts' approach to disqualification motions based on conflicts of interest.