

Identifying the Client

This interactive program uses hypotheticals to explore one of the most basic yet often confusing questions that lawyers face -- who is the client? First, the program explores client identification outside a corporate setting, including identifying the client context of partnerships, government entities, associations, insureds and insurance companies, estate and bond work. Second, the program discusses joint representations, including ethics issues involved in their creation, the immediately understood loyalty issues involving possible adversity among joint clients, the often-overlooked "information flow" duties in the absence of an agreement, under an agreement that the lawyer will keep each joint client's secrets from the other, and under a "no secrets" agreement; the privilege ramifications of a later dispute among jointly represented clients. Third, the program will explore identifying the "client" in a corporate setting, including within a corporate entity, within a closely held corporate entity, when dealing with corporate employees; within a corporate family, as a result of corporate transactions and in a joint representation arrangement.