

Litigation Ethics: Part IV (Claims and Settlements)

This interactive program uses hypotheticals to explore two aspects of litigation. First, the program will focus on litigants' claims, including the ethics implications of advancing frivolous claims in civil and criminal litigation, foregoing meritorious claims, ghostwriting pleadings for pro se plaintiffs, and filing claims for which there are valid affirmative defenses. Second, the program will discuss settlements, including "collaborative" lawyering, aggregate settlements, the limits on deceptive conduct during settlement negotiations, lawyers' duties when the adversary makes a typographical error in a settlement agreement, and enforcement of settlement agreements.