# HINSHAW



# Lawyers for the Profession®

Our **Lawyers for the Profession**® group is devoted to representing and advising lawyers and law firms on all aspects of the "law governing lawyers." We focus on four broad areas: legal malpractice defense; ethics and professional responsibility representation and counseling; law firm organization and structure; and risk management services. We have 11 states well-covered and try lawyers' cases nationally wherever needed. Our lawyers anticipate and preempt professional problems, but when disputes occur we offer sound solutions or, where necessary, effective advocacy.

Our leading position as lawyers for the profession is further evidenced in the published works of our team, the professional appointments and bar association positions we hold, the frequency with which members of our group are invited to serve as expert witnesses, and the large number of lectures and presentations we are invited to give annually. In fact, we have chaired virtually every bar-related organization and committee concerned with legal ethics and professional responsibility and one of our partners served as President of the Association of Professional Responsibility Lawyers (APRL), a nationally prominent bar group.

Hinshaw has one of the largest and most respected professional liability practices in the United States, with more than 125 attorneys who have extensive experience in the defense of diverse professional liability claims. We offer lawyers a comprehensive suite of risk management services for law firms and lawyers to help manage the complexities of practicing law.

Lawyering Law is Hinshaw's risk management service for lawyers and law firms of fewer than 50 lawyers who are insureds of partner professional liability insurers. Lawyering Law provides access to **on-demand CLE programs**, an **e-library of proprietary risk management advice**, and **real-time risk management counselling**. Hinshaw helps lawyers minimize–if not eliminate– the risks of potential claims by clients and non-clients, disciplinary proceedings, and even criminal prosecution. Consult with your insurance provider, broker, agent, or contact us to learn if you qualify.

#### News

Matthew Henderson Reviews in a Law360 Byline What Law Firms Should Know Amid a Rise in Disqualification Motions April 30, 2024

#### **Attorneys**

Joseph J. De Hope, Jr. Marissa I. Delinks Patrick P. Devine Matthew R. Henderson Desmond J. Hinds, Jr. Burke G. Lopez Barry F. MacEntee **Terrence P. McAvoy** Filomena E. Meyer Caroline A. Mondschean Jill M. Munson Michael P. Murphy Matthew L. Pagano Steven M. Puiszis Katherine G. Schnake Peter D. Sullivan April K. Toy Bradley M. Zamczyk Michael Zhang

#### **Related Services**

Consultant/Coach for the Profession® Counselors for the Profession Cyber Security for Law Firms Law Firm Mergers & Combinations Litigation Management Litigators for the Profession®



Media Coverage of Hinshaw's 2024 Legal Malpractice and Risk Management (LMRM) Conference April 9, 2024

Six Hinshaw Attorneys Contribute Chapters to the 2024 Edition of the "Dramshop Act Practice" IICLE Handbook February 16, 2024

Jennifer A. Patterson Appointed as Special Representative for the Supreme Court of Missouri Office of Chief Disciplinary Counsel (OCDC) January 26, 2024

A Berkley Select Panel Presentation Featuring Matthew Henderson was the Subject of the Most-Viewed PLUS Blog Post in 2023

January 3, 2024

Hinshaw Recognized as "Distinguished in Litigation" in BTI Consulting's Litigation Outlook 2024 Survey November 16, 2023

Hinshaw Receives Recognition in 2024 "Best Law Firms" Directory November 2, 2023

Jess West Discusses New Rule From the California Supreme Court Requiring Attorneys to Report Misconduct of Other Attorneys

August 29, 2023

101 Hinshaw Lawyers Recognized in 2024 Editions of Best Lawyers in America and Ones to Watch August 17, 2023

PLUS Blog Reports on Matthew Henderson Panel Discussion on Lawyers Professional Liability Claims Trends May 12, 2023

David Grossbaum Named Among "2022 Top Lawyers" by Boston Magazine November 28, 2022

April Toy Selected to Milwaukee BizTimes 2022 Rising Stars in Law September 12, 2022

David Grossbaum Pens Law360 Byline on Potential Pitfalls Involved in Lawyer Fee-Sharing Arrangements June 23, 2022

Shelley Bethune Appointed Executive Director and General Counsel of Illinois Courts Commission May 23, 2022

Matthew Henderson Discusses Factors Behind Spike in High-Exposure Legal Malpractice Claims April 19, 2022

JD Supra Names Scott Seaman and Joanna Storey as Top Authors in its 2022 Readers' Choice Awards March 7, 2022

Joanna Storey Authors BASF Blog Post: ABA Tips for Effective Client-Lawyer Communications January 26, 2022

Hinshaw Partner Jill Munson Named to Milwaukee BizTimes 2022 Notable Women in Law January 24, 2022

Hinshaw Partner Marissa Delinks Named to Massachusetts Lawyers Weekly 2021 Top Women of Law November 18, 2021

Hinshaw Contributes U.S. Chapter in Fourth Edition of The Professional Negligence Law Review August 24, 2021



Hinshaw Partner Cassidy Chivers Appointed to Serve on California State Bar COPRAC August 23, 2021

Sixty-Seven Hinshaw Lawyers Recognized in 2022 Edition of Best Lawyers August 19, 2021

Joanna Storey Authors BASF Blog Post on California Legal Ethics Obligations of Third-Party Litigation Funding July 2, 2021

Hinshaw Authors Updated Practical Law Q&A Guide on Regulation of the Legal Profession June 11, 2021

Noah Fiedler Flags Ethical Issues Connected to Lawyers Accepting Payment in Cryptocurrency March 15, 2021

Joanna Storey Provides Ten Best Practice Tips for Remote Appearances in CNA Insurance Publication March 9, 2021

Joanna Storey Authors BASF Blog Post on Lawyers' Data Breach-Related Duties February 9, 2021

Joanna Storey Authors Article Distinguishing Lawyers' Responsibilities as to Data Privacy Protection vs. Client Confidentiality or Privilege January 5, 2021

Hinshaw Recognized in 2021 U.S. News – Best Lawyers "Best Law Firms" Directory November 5, 2020

Sixty-Five Hinshaw Lawyers Recognized in 2021 Editions of Best Lawyers and Best Lawyers: Ones to Watch August 20, 2020

Hinshaw Authors United States Chapter in Third Edition of The Professional Negligence Law Review August 5, 2020

Joanna Storey Authors BASF Blog Post on Requirements of California's Professional Conduct Rule 1.13 July 2, 2020

Client Success: Hinshaw's Donald Mrozek Provides Strategic Advice to New Chicago Law Firm Boutique February 18, 2020

Hinshaw Discusses Potential Problems Posed by the CCPA to the Tripartite Relationship Between Insurer, Insured, and Law Firm

February 3, 2020

In DRI Column, Cassidy Chivers Discusses Importance of "Minding the Gap" when an Attorney Relocates to Another State

January 24, 2020

Hinshaw Submits Comments to California Attorney General Regarding Proposed California Consumer Privacy Act Regulations

December 17, 2019

Mollie Kugler and Alyssa Johnson Discuss Law Firm Cyber Liability Exposure in DRI's For the Defense November 8, 2019

Hinshaw Recognized Nationally and Regionally in 2020 U.S. News – Best Lawyers "Best Law Firms" Directory November 1, 2019



DRI Honors Hinshaw's Steven M. Puiszis with Louis B. Potter Lifetime Professional Service Award October 21, 2019

Tips for Law Firms on Limiting Exposure to Malpractice Risk of Lateral Hires September 24, 2019

As Severity of Legal Malpractice Claims Rise, LawyeringLaw.com Provides Risk Management Tools and Services for Lawyers and Law Firms June 18, 2019

Hinshaw Helps Secure Sanctions Order Totaling \$1M against "Serial Litigator" April 8, 2019

Bloomberg Reviews LMRM: Off-the-Cuff Legal Advice Can Put Attorneys in Hot Water March 12, 2019

Cassidy Chivers Moderates Panel on the Updated California Professional Rules of Conduct January 25, 2019

Steve Puiszis Authors Comprehensive Overview of EU's GDPR Privacy Law in Journal of the Professional Lawyer January 24, 2019

Career Retrospective: Recently-Retired Hinshaw Partner and Legal Ethics Expert Tom Sukowicz Profiled in Chicago Daily Law Bulletin

January 23, 2019

Illinois Appeals Court Affirms Win by Hinshaw Legal Team in \$4 Million Legal Malpractice Case Filed by Minor League Baseball Association January 4, 2019

Steve Puiszis Addresses Cyber Risks Associated with Lawyers Making Their Email Addresses Public December 13, 2018

Cassidy Chivers and Joanna Storey Outline the Ethical Obligations of Law Firms Dealing with an Impaired Lawyer November 16, 2018

Steve Puiszis Cited in ABA Formal Opinion 483 on the Ethical Responsibility of Lawyers Following a Cyberattack November 12, 2018

Hinshaw Recognized Nationally and Regionally in 2019 U.S. News – Best Lawyers "Best Law Firms" Directory November 1, 2018

Illinois Supreme Court Appoints Adam Vaught to the Illinois Judicial Conference October 25, 2018

Steve Puiszis Discusses the MSBA Opinion in Light of GDPR's "Right to be Forgotten" in Bloomberg Law October 19, 2018

Hinshaw's Adam Vaught Named to Benchmark Litigation "40 and Under Hot List" July 20, 2018

Kate Schnake Appointed as Project Officer of the CBA's Young Lawyers Section July 9, 2018

Hinshaw Client Ungaretti & Harris LLP Secures \$5.7 Million Judgment for Unpaid Attorneys' Fees June 22, 2018



Bloomberg Discusses Steve Puiszis' Panel Presentation on "Ethics of Data Breach Reaction" at ABA Professional Responsibility Conference

June 13, 2018

Tom Luetkemeyer Discusses Handling Impaired Lawyers at LMRM March 9, 2018

A Team of Hinshaw Attorneys Contribute to 2018 Edition of IICLE Attorneys' Legal Liability Handbook February 19, 2018

Hinshaw's Tom McGarry Profiled as the IICLE Spotlight Author of the Month February 16, 2018

Hinshaw Achieves National and Regional Recognition in 2018 U.S. News - Best Lawyers® "Best Law Firms" Directory November 1, 2017

Hinshaw Legal Team Prevails on Behalf of Prosecutors in Lawsuit Brought by Ex-Aide to Governor Scott Walker August 30, 2017

Steven Puiszis to Serve as Program Chair for the NFJE Judicial Symposium July 13, 2017

Hinshaw Legal Team Prevails in \$4 Million Legal Malpractice Case Filed by Minor League Baseball Association May 19, 2017

Steven Puiszis Quoted in Bloomberg BNA Article about WannaCry Ransomware Attack May 19, 2017

Hinshaw Team Authors Practical Law Q&A Guide on Regulation of the Legal Profession May 17, 2017

Media Coverage of the 16th Annual Legal Malpractice and Risk Management Conference March 28, 2017

DRI Profiles Hinshaw's Steve Puiszis February 17, 2017

DRI Professional Perspectives: Failure to Plead "But for" Causation Leads to Dismissal of Malpractice Claim February 7, 2017 DRI Professional Perspectives

Perspective on Managing a Law Firm Leadership Succession: Part II January 13, 2017 Bloomberg Big Law Business

Press Coverage of Appointment of Steven Puiszis as DRI National Defense Center Chair December 2, 2016

Tom McGarry Quoted in Cook County Record Article on Spike in Legal Malpractice Suits November 4, 2016

Hinshaw Garners More Than Thirty Rankings in 2017 U.S. News - Best Lawyers® "Best Law Firms" List November 1, 2016

Steven Puiszis Appointed Chair of DRI's Center for Law and Public Policy October 31, 2016

Terry McAvoy Authors DRI Article on Texas Supreme Court Malpractice Case October 27, 2016



Hinshaw Launches New Consulting and Coaching Services Focused on the Business and Management of Law Firms October 17, 2016

Steven Puiszis Profiled in Article on his Presentation on Cyber Security at the IDC Conference October 11, 2016

Hinshaw Lawyers Advise Kenyon & Kenyon on Combination with Andrews Kurth September 23, 2016

Cassidy Chivers Quoted in Bloomberg BNA Article on Anti-SLAPP Law Coverage September 21, 2016

Thirty Hinshaw Lawyers Named to 2017 Edition of The Best Lawyers in America® August 15, 2016

Noah Fiedler Authors Article on Lessons for Law Firms on Client Intake June 30, 2016

Hinshaw & Culbertson LLP Announces New Managing Partner and Other Firm Leaders May 18, 2016

Hinshaw Names Four New Members of Management Committee May 18, 2016

Hinshaw Lawyers Rack Up Appellate Victory April 29, 2016

Steven Puiszis Quoted in Article on Judge Allowing Access to Seized Records in John Doe Probe April 13, 2016

Steven Puiszis Authors Bloomberg BNA Article on How Technology is Redefining Competence April 12, 2016

Steven Puiszis Quoted in Bloomberg BNA Article Discussing Data Breaches in Law Firms March 9, 2016

Tom McGarry Quoted in Illinois Bar Journal Article on Court Sanctions January 8, 2016

Steven Puiszis Discusses New York's Proposed Cybersecurity Rules for Banks and Insurers November 16, 2015

Tom McGarry Quoted in Illinois Bar Journal Article on The Beau Brindley Case: Witness Preparation v. Coaching November 5, 2015

Hinshaw & Culbertson LLP Garners More Than Two Dozen Rankings in U.S. News – Best Lawyers' 2016 "Best Law Firms"

November 2, 2015

Twenty-Eight Hinshaw Lawyers Named to 2016 Edition of The Best Lawyers in America August 17, 2015

Adam Vaught Author Article in Dade County Bar Association Bulletin on Judicial Fundraising Rule July 29, 2015

Annmarie D'Amour Authors Article in DRI's The Voice on Ethics and Medical Marijuana July 22, 2015

Adam Vaught Quoted in Florida Bar News Article on Reactions to Yulee Decision June 1, 2015



U.S. Supreme Court Upholds Ethical Rule on Judicial Elections: Hinshaw Lawyers Write Amicus Brief for the ABA in Support of the Rule

May 6, 2015

Hinshaw Attorneys Obtain Precedent Setting Opinion Concerning Venue in a Multi-Defendant Lawsuit April 30, 2015

Tom McGarry Quoted in Illinois State Bar Journal Article on IOLTA-Account Overdrafts March 30, 2015

Tom McGarry Quoted in ABA/BNA Lawyers' Manual on Professional Conduct Article on Using Judicial Error as Malpractice Defense March 4, 2015

Law360 Profiles Hinshaw & Culbertson as a Law Firm "to Have on Speed Dial if Malpractice Trouble Hits" November 19, 2014

Hinshaw & Culbertson LLP Receives Several Tier One Rankings in Multiple Practice Areas by U.S. News - Best Lawyers 2015

November 3, 2014

Twelve Hinshaw Lawyers Contribute to IICLE's Attorneys' Legal Liability, 2014 Edition October 13, 2014

Tom McGarry Quoted in Chicago Daily Law Bulletin September 12, 2014

Thomas McGarry Quoted in Chicago Daily Law Bulletin on Sanctions Against Lawyers January 15, 2014

Tom McGarry Quoted in Chicago Daily Law Bulletin Article on In-house Counsel Amnesty December 17, 2013

Thomas McGarry Quoted in Chicago Daily Law Bulletin Article on ARDC and Rules of Professional Misconduct November 20, 2013

Hinshaw & Culbertson LLP Recognized as U.S. News - Best Lawyers 2014 "Law Firm of the Year" in Ethics and Professional Responsibility Law November 1, 2013

Hinshaw Releases New Business Intake Solution November 14, 2011

### **Events**

22nd Annual LMRM Conference March 7 – 9, 2023 Chicago

Robert Buchholz and Matthew Henderson Recently Conducted an Interactive Presentation on Attorney Ethics and "What Not To Do" June 21, 2022 Virtual Event

BASF Presentation: Joanna Storey to Review Legal Ethical Concepts in Fictional Attorney Scenarios May 12, 2022



21st Annual Legal Malpractice & Risk Management Conference March 1 – 3, 2022

Joanna Storey to Discuss Civility and Communication in a Hybrid World September 15, 2021 Virtual Event

Joanna Storey to Lead Interactive Presentation on Legal Ethics August 28, 2021 Olympic Valley, California

Alyssa Johnson and Kate Schnake to Discuss How Lawyers Can Handle Difficult Client Dilemmas July 28, 2021 Virtual Event

Joanna Storey to Discuss Issues Facing Women in the Privacy Industry July 1, 2021 Virtual Event

Joanna Storey to Discuss Ethics Lessons Learned from Fictional Attorneys in BASF Presentation May 11, 2021 Virtual Event

20th Annual Legal Malpractice & Risk Management Conference An All New Virtual Experience March 2 – 4, 2021 Virtual

Joanna Storey to Discuss Legal Ethics at Bar Association of San Francisco Webinar January 26, 2021

Joanna Storey to Discuss Practical Tips for Lawyers to Mitigate Legal Risk When Videoconferencing January 12, 2021 Virtual Event

Joanna Storey to Discuss Legal Ethics in a Remote World at California Lawyers Association Webinar December 16, 2020

Alyssa Johnson and Mollie Kugler Explore the Impact of Gender Bias on Women in Law December 15, 2020 Virtual Event

Joanna Storey to Discuss Ethical Risks of Video Conferencing for Lawyers October 16, 2020 Virtual Event

Joanna Storey to Address Ethical Risks for Lawyers Working Remotely October 14, 2020 Virtual Event

Susie Dent Addresses Ethical Issues Impacting LGBTQ+ Attorneys, Clients, and the Courts June 25, 2020 Webinar

2020 Legal Malpractice & Risk Management Conference

March 3 – 5, 2020 The Ritz-Carlton Chicago



Joanna Storey to Discuss California Rules of Professional Conduct in BASF Presentation on Trust Accounting and IOLTAs January 23, 2020 BASF Conference Center | San Francisco, California

Noah Fiedler and Alyssa Johnson to Present NBI Seminar on the Legal Ethics of Client Communications December 27, 2019

Noah Fiedler and Alyssa Johnson to Present NBI Seminar on Attorney's Duty of Technological Competence December 17, 2019 Holiday Inn Milwaukee Riverfront | Milwaukee, Wisconsin

Hinshaw's Steve Puiszis to Discuss Ethical Duty of Law Firms to Protect Client Data December 3, 2019 300 N LaSalle Dr | Chicago, Illinois

Tom McGarry Reviews IP Law Malpractice Developments at 10th Annual Ethics in the Practice of IP Law Seminar June 7, 2019 Chicago, Illinois

Steve Puiszis to Discuss Implications of Evolving Technology on Legal Industry at ABA Young Professionals Event June 6, 2019 223 South Wacker | Chicago, Illinois

NBI Rebroadcast of Noah Fiedler and Alyssa Johnson's Presentation on "Top Legal Ethics Oversteps and How to Avoid Them"

May 14, 2019 Webinar

Hinshaw's Cassidy Chivers to Present at ABA National Legal Malpractice Conference April 5, 2019 Miami Beach, Florida

Rebroadcast of Noah Fiedler and Alyssa Johnson Discussion of the Legal Ethics of Client Communications March 14, 2019 Webinar

2019 Legal Malpractice & Risk Management Conference March 5 – 7, 2019 Westin Chicago River North

Steve Puiszis to Discuss GDPR and Data Privacy Laws at ABA TECHSHOW February 28, 2019 Chicago, Illinois

Ed Donohue and Cassidy Chivers to Present on Professional Ethics Relating to Cyber Security and Diminished Capacity of a Client February 7, 2019 Hyatt Regency | Santa Rosa, California

Cassidy Chivers to Discuss California's New Rules of Professional Conduct in DRI Webinar December 6, 2018 Webinar

Cassidy Chivers to Discuss "Ethical Issues in Licensing" in PLI Legal Education Course December 5, 2018 Webinar



Tom McGarry and Michael Ruff to Discuss the Professional Obligations and Qualities of Lawyers in CBA Presentation September 21, 2018 CBA Headquarters | Chicago, Illinois

Hinshaw Attorneys Scheduled to Present at DRI Cybersecurity and Data Privacy Seminar

September 7, 2018 Loews Hotel | Chicago, Illinois

GDPR Compliance Roundtable July 26, 2018 Chicago, Illinois

Steve Puiszis to Discuss Data Privacy Challenges Impacting the Legal Industry in Thomson Reuters Sponsored Presentation May 23, 2018 Chicago, Illinois

2018 Legal Malpractice & Risk Management Conference March 5, 2018 320 North Dearborn Street, Chicago, IL

2017 Legal Malpractice & Risk Management Conference: EARLY BIRD REGISTRATION NOW AVAILABLE March 1, 2017 320 North Dearborn Street, Chicago, IL

Steven Puiszis to Speak at IDC/MODL Defense Law Seminar September 29, 2016

Steve Puiszis to Speak at the International Legal Technology Association Conference August 31, 2016

Steven Puiszis to Speak at Law Bulletin Ethics 2016 Conference June 7, 2016 Swissotel Chicago: 323 E Upper Wacker Dr, Chicago, IL 60601

Steven Puiszis to Speak at Part II of the 2016 Symposium on the Law, Policy, and Implementation of Legal Protections for Data Management April 12, 2016

The John Marshall Law School

Steven Puiszis to Speak at ABA Webinar "Bring Your Own Device (BYOD): Ethical and Practical Risks/Rewards of Using Smartphones & Tablets for Work" January 13, 2016 Webinar

Steven Puiszis to Present Amendments to the Federal Rules on Discovery at a DRI Live Webcast December 10, 2015 Live Webcast

Hinshaw Attorneys Tom McGarry and Steve Puiszis to Speak at the DRI Webinar "Risk Management for Law Firms: How to Prevent Legal Malpractice Claims" November 19, 2015

Robert Romero to Present at PLI's California Trial Advocacy 2015 Seminar August 5, 2015 PLI California Center, 685 Market Street, San Francisco, California 94105 or via Webinar



Ed Donohue and Robert Romero to Present at ACIC's 26th General Counsel Seminar July 22, 2015 Encore at Wynn Las Vegas

Steve Puiszis to Present at Law Bulletin Ethics Conference June 16, 2015 Lucerne Ballroom of the Swissotel Chicago at 323 East Wacker Drive

Patrick Devine and Jennifer Fisher to Present West LegalEdcenter Live webcast on Use of Expert Witnesses in Legal Malpractice Cases March 31, 2015 Live Webcast

Kate Schnake to Present West LegalEdcenter Webcast on "Client Confidential" April 30, 2014 Webcast

Patrick Devine to Present West LegalEdcenter Live Webcast on "Are Those Damages Recoverable?" March 31, 2014 Webcast

2014 LMRM Conference - Risk Management Topics March 7, 2014

2014 LMRM - Legal Malpractice/Risk Management Cross-Over Topics March 6, 2014

2014 LMRM - Legal Malpractice Topics March 5, 2014

Practical Ethical Solutions September 17, 2013

WEBCAST: Just How Absolute Is A Litigation Attorney's Immunity From Liability to A Non-Client? August 20, 2013

WEBCAST: Social Network Media - Will You Be My Facebook Friend? May 10, 2013 Webinar

2011 LMRM Conference Panel: What You Need to Know About Lawyers' Liability Under the Federal and State Securities Laws

February 16, 2011

2011 LMRM Conference Panel: Using Pretrial Remedies – Anti-SLAPP Statutes, and Other Evidentiary Early Disposition Motions

February 16, 2011

2011 LMRM Conference Panel: Establishing a Fiduciary Breach February 16, 2011

## **Publications**

Fee Sharing Between Lawyers Under ABA Rule 1.5(e): How to Protect Yourself and the Client May 14, 2024

A Defense Win in Texas on the Issue of "But For" Proximate Causation in a Legal Malpractice Case



May 3, 2024 Lawyers for the Profession®

Illinois Appellate Court Affirms Default Judgment Against Attorney After He Repeatedly Fabricated Expert Witness Disclosures "From Whole Cloth" April 22, 2024

Lawyers for the Profession®

Illinois Appellate Court Rejects the Crime-Fraud Exception in a Defamation Claim April 1, 2024 Lawyers for the Profession®

Colorado Appellate Court Affirms Summary Judgment on Plaintiff's Claim of Defendants' Negligence in "Inadequate Settlement" Case for Lack of "But For" Causation March 25, 2024 Lawyers for the Profession®

Deciphering Forum Non-Conveniens: Global Law Firm Headquarters' Location Deemed a Convenient Forum February 22, 2024 Lawyers for the Profession®

Florida Bar Advisory Opinion 24-1 Gives Green Light to Generative AI Use by Lawyers – With Four Ethical Caveats February 5, 2024 Lawyers for the Profession®

Lack of Proximate Cause Dooms Plaintiff's Appeal of Adverse Summary Judgment February 2, 2024 Lawyers for the Profession®

Continuous Representation Rule Does Not Extend the Statute of Limitations in Legal Malpractice Claims January 22, 2024 Lawyers for the Profession®

Florida Appellate Court Invalidates Arbitration Provision in Fee Agreement for Violating Florida Bar Rules January 4, 2024 Lawyers for the Profession®

Ghosts of Clients Past: 3 Ethical Duties to Former Clients and Things to Consider When Moving Between Firms October 31, 2023

Fraudulent Concealment and/or Equitable Estoppel Tolled the Statute of Repose in a Legal Malpractice Claim October 23, 2023 Lawyers for the Profession®

Illinois Appellate Court Confirms That the Statute of Limitations Commences Once the Plaintiff Has Sufficient Evidence to Know of Her Injury October 11, 2023 Lawyers for the Profession®

Massachusetts District Court Sides With Insurer Because of Insured's Failure to Provide Timely Notice of the Claim October 4, 2023 Lawyers for the Profession®

Different Outcomes for Two Law Firms in Legal Malpractice Case Confirm That Lawyers Representing Estate Administrator Do Not Owe a Duty to Beneficiaries September 12, 2023 Lawyers for the Profession®

California's New "Snitch" Rule Means Attorneys Must Report Other Attorneys' Misconduct to the State Bar or Tribunal



July 17, 2023 Lawyers for the Profession®

New York Federal Judge Declines to Reconsider Decision That Continuous Representation Doctrine Does Not Toll Statute of Limitations

July 10, 2023 Lawyers for the Profession®

Continuous Representation Rule Does Not Apply to Legal Malpractice Actions Says Georgia Appeals Court June 20, 2023 Lawyers for the Profession®

Absolute Litigation Privilege Bars Claim for Intentional Infliction of Emotional Distress Even Where Conduct is Unreasonable June 13, 2023 Lawyers for the Profession®

Law Firm Exonerated Because an Unforeseen Change in a Party's Testimony was the Superseding Cause of the Claimed Malpractice Injury June 6, 2023 Lawyers for the Profession®

New York Lawyer Who Cited Non-Existent Cases Generated by ChatGPT Now Faces Sanctions Hearing May 31, 2023 Lawyers for the Profession®

A Multistate Analysis of the Ethical Rules Governing Attorneys Working Remotely May 2023

Federal District Court Holds That Engagement Letter Limited Scope of Law Firm's Duties April 4, 2023 Lawyers for the Profession®

New Jersey Appellate Court Affirms Summary Judgment in Favor of Malpractice Defendants Due to Plaintiff's Failure to Establish Duty and Proximate Cause March 27, 2023 Lawyers for the Profession

Illinois Appellate Court Affirms That Attorney Representing a Closely Held Business Does Not Owe a Duty to its Managing Member March 1, 2023

Identifying and Resolving Conflicts of Interest: Three Simple Rules January/February 2023

Appellate Court Affirms \$700,000 Judgment Against Lawyer in Malpractice Action, in Part, Because Defendant Failed to File Post-Trial Motion February 16, 2023 Lawyers for the Profession®

Florida Appellate Court Reverses Summary Judgment for Attorneys Where They Could Have Remedied Prior Counsel's Mistakes and Salvaged Plaintiff's Case December 20, 2022 Lawyers for the Profession®

Where Cannabis Law Stands Today: When State Law Says Yes, but Federal Law STILL Says No December 2022 | Updated December 21, 2022

Ransomware: The Ghoulish Battle With New Rules



October/November 2022

California Court Affirms Ethical and Statutory Obligation to Warn Opposing Counsel of Intent to Seek Default October 25, 2022 Lawyers for the Profession®

When Aggressive Tactics Cross the Line: Illinois ARDC Suspends Lawyer Accused of Sending "Abusive and Aggressive" E-Mails October 7, 2022

Lawyers for the Profession®

Illinois Supreme Court Holds Former Client Alleging Legal Malpractice May Recover Punitive Damages Awarded Against it in Underlying Case September 30, 2022 Lawyers for the Profession®

Massachusetts Court Applies Litigation Privilege to Dismiss Claims Against Attorney Accused of Fraudulent Activity During Trial August 17, 2022 Lawyers for the Profession®

Pennsylvania Allows Suit Against Attorneys for "Bad Settlements" Where Fraud/Negligence Alleged August 1, 2022 Lawyers for the Profession®

Sharing Fees Between Lawyers June/July, 2022

Clients Also Have Responsibilities: Plaintiffs' Lack of Diligence Defeats Fraudulent Concealment Claim and Precludes Tolling of Statute of Repose June 20, 2022

Lawyers for the Profession®

Summary Judgment Granted in Defendants' Favor As There Was No Attorney-Client Relationship Between Plaintiffs And Defendants May 13, 2022

Lawyers for the Profession®

Legal Ethics Trend – Representing Clients with Diminished Capacity May 3, 2022

Lawyer Unsuccessfully Attempts to Invoke Statute of Limitations Defense in Malpractice Claim Alleging He Missed Statute of Limitations on Underlying Claims May 2, 2022 Lawyers for the Profession®

California Appellate Court Denies Anti-SLAPP Motion and Sanctions Attorney for his "Tunnel Vision" April 26, 2022 Lawyers for the Profession®

Illinois Court Holds Plaintiff Failed to Show Her Attorneys Mishandled Discovery or That She Would Have Prevailed in Underlying Case April 12, 2022

Lawyers for the Profession

In Unusual Ruling, Rhode Island Supreme Court Excuses Statute of Limitations Violation Because of COVID-Related Issues

April 5, 2022



Lawyers for the Profession

Third Circuit Affirms Plaintiff Must Establish He Would Have Prevailed in Underlying Case But For Attorneys' Alleged Negligence March 30, 2022

Lawyers for the Profession®

California Court: Attorney's Failure to Cite Known Adverse Authority Violated Duty of Candor To Court March 11, 2022 Lawyers for the Profession®

Lawyers, Don't Be Willfully Blind to Suspected Client Fraudulent Conduct March 1, 2022

When Aggressive Settlement Tactics Go Too Far: California Appellate Court Holds Counsel's Threat to Reveal Opponent's Alleged Illegal Activity was Extortion February 8, 2022 Lawyers for the Profession®

"Bonus Payment" Phishing Emails Are Seeking New Ransomware Victims February 3, 2022 Law Firm Cyber Alerts

Illinois Supreme Court Applies Adverse Judgment Rule, Rejects Statute of Limitations Defense in Legal Malpractice Claim February 1, 2022 Lawyers for the Profession®

Defendant's Due Process Rights Violated When Counsel's Remote Technology Prevented Meaningful Participation in Trial January 24, 2022 Lawyers for the Profession®

11 Legal Ethics Opinions You May Have Missed in 2021 January 4, 2022

The Lawyers' Lawyer Newsletter – Recent Developments in Risk Management – November 2021 November 17, 2021

Practical Tips to Mitigate the Risk of Being Hacked by Fake IRS or Google Voice Scams November 3, 2021 Law Firm Cyber Alerts

Lawyers' Lawyer Newsletter – Recent Developments in Risk Management - Halloween 2021 November 1, 2021

Illinois Appellate Court Reverses Summary Judgment for Defendants on Plaintiffs' Malpractice Claims Stemming From \$2.8 Million Estate Dispute October 26, 2021 Lawyers for the Profession®

Eleventh Circuit Finds Attorneys Owed No Duty to be Clairvoyant on Unsettled Law October 14, 2021 Lawyers for the Profession®

Marijuana Company's Legal Malpractice Claim Goes Up in Smoke October 1, 2021 Lawyers for the Profession®

Illinois Appellate Court Affirms Summary Judgment For Defendant in Legal Malpractice Action Based on No Duty and No Causation



September 13, 2021 Lawyers for the Profession®

Property Owners Allege Their Own Lawyers Helped Initiate Ruinous Downzoning, Case Dismissed Due to Statute of Limitations

August 26, 2021 Lawyers for the Profession®

The California Lawyers Association Ethics Committee Provides Guidance on the Elements of Effective Ethical Screens August 6, 2021 Lawyers for the Profession®

Illinois Appellate Court Holds Legal Malpractice Claim is Barred by Statute of Repose, Rejects Plaintiff's Tolling Argument July 22, 2021 Lawyers for the Profession®

Georgia Malpractice Judgment Reversed Because Trial Court Improperly Allowed Jury to View Complaint With Dismissed Claims July 16, 2021 Lawyers for the Profession®

Constituent or Client? Inside Embattled Ex-Theranos CEO Elizabeth Holmes' Attempt to Keep Documents in Criminal Case Under Wraps July 1, 2021 Lawyers for the Profession®

Florida Supreme Court Holds Insurer May Pursue Malpractice Claims Against Defense Counsel Retained to Defend Its Insured

June 11, 2021 Lawyers for the Profession®

Plaintiff's Claim Based on Threatening Statements Barred by Illinois' Absolute Litigation Privilege May 13, 2021 Lawyers for the Profession®

Florida Court Rules That Retainer Agreement Arbitration Provision is Enforceable and Severable From Agreement's Unenforceable Fee & Cost Shifting Provisions April 27, 2021 Lawyers for the Profession®

Seventh Circuit Affirms Dismissal of Legal Malpractice Action For Lack of Proximate Cause April 5, 2021 Lawyers for the Profession®

Federal District Court in Nevada Tosses China-Based Auto Dealer's Legal Malpractice Suit Against Law Firm Based on Lack of Jurisdiction March 18, 2021 Lawyers for the Profession®

Lawyers' Lawyer Newsletter – Recent Developments in Risk Management March 2021

Texas Federal District Court Kicks Steel Importer's \$6M Malpractice Suit Due to Lack of Personal Jurisdiction February 16, 2021 Lawyers for the Profession®

Lawyers' Lawyer Newsletter – Recent Developments in Risk Management February 2021



Plaintiff's Legal Malpractice Action—First Filed Too Early, Then Refiled Too Late—Results in Dismissal With Prejudice January 28, 2021 Lawyers for the Profession®

Practical Tips to Help You Avoid Taking the Bait of COVID-19 Loan Phishing Scams January 15, 2021 Law Firm Cyber Alerts

Wisconsin Appellate Court Refines Actual Innocence Rule in Claims Against Criminal Defense Counsel December 21, 2020 Lawyers for the Profession®

Practical Tips to Mitigate Legal Risk When Videoconferencing December 11, 2020 Lawyers for the Profession®

Landscaping Co. Gets Clipped: Malpractice Action Time-Barred and Fraudulent Concealment Claim Rejected December 3, 2020 Lawyers for the Profession®

Florida Appellate Court Reduces Legal Malpractice Verdict From \$5M to \$250K Because Plaintiff Failed to Prove Underlying Judgment Was Collectible November 19, 2020 Lawyers for the Profession®

Is New York's New Consumer Privacy Bill a Bridge Too Far? November 2, 2020 Insights for Insurers: Cyber Coverage

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - Halloween 2020 October 28, 2020

Plaintiff Cannot Maintain Legal Malpractice Action Absent Proof of Fraudulent Inducement to Settle September 30, 2020 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter – Recent Developments in Risk Management – September 2020 September 28, 2020

Expert Testimony Sufficient to Defeat Summary Judgment Motion in Settle and Sue Case September 10, 2020 Lawyers for the Profession®

Defendants Entitled to Summary Judgment on Lack of Proximate Causation Because Plaintiffs' Expert Opinions were Conclusory August 31, 2020 Lawyers for the Profession®

Plaintiff's Successor Counsel Not Liable for Contribution Where Underlying Case Was "Irretrievably Lost" Before He Was Retained August 20, 2020 Lawyers for the Profession®

Florida Bar Advisory Opinion Holds New Jersey Lawyer Working Remotely From Florida Home Does Not Violate Unauthorized Practice of Law Rules August 11, 2020 Lawyers for the Profession®

Wisconsin Supreme Court Finds No Exceptions to Actual Innocence Rule



August 7, 2020 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter – Recent Developments in Risk Management – August 2020 August 5, 2020

Illinois Law Firm Recovers No Attorney's Fees After Trial Court Concluded The Firm Breached Its Fiduciary Duties August 4, 2020 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - June/July 2020 July 2, 2020

Judgmental Immunity or "Error in Judgment" Rule Bars Legal Malpractice Liability June 5, 2020 Lawyers for the Profession®

Continuous Representation Doctrine Does Not Toll Statute of Limitations Where Attorney Withdraws in Appellate Court June 3, 2020 Lawyers for the Profession®

Ninth Circuit Affirms Summary Judgment for Defendants Based on Plaintiffs' Failure to Present Expert Testimony May 27, 2020 Lawyers for the Profession®

Alabama Civil Appeals Court Holds Error in Judgment Rule Requires Expert Testimony to Establish Standard of Care May 5, 2020 Lawyers for the Profession®

Utah's District Court Dismisses Malpractice Action Against Florida Firm Based on Lack of Jurisdiction April 22, 2020 Lawyers for the Profession®

Beware of Fraudsters Posing as Government Investigators to Obtain Protected Health Information April 8, 2020 Cyber Alert

Plaintiffs' Breach of Fiduciary Duty Claim Against Law Firm Dismissed as Duplicative of Legal Malpractice Claim, Punitive Damages Not Recoverable April 2, 2020 Lawyers for the Profession®

Mental Well-Being Resources for Lawyers During COVID-19 March 23, 2020

How to Guard Against Proliferating COVID-19 Scams March 18, 2020 Cyber Alert

Client Service Continuity Strategies for Law Firms Responding to Coronavirus Pandemic March 13, 2020

Attorney Has Immunity for Destroying Evidence When Acting Within Scope of Representation March 2, 2020 Lawyers for the Profession®

Illinois Appellate Court Holds Union Appointed Lawyers Are Immune From Individual Malpractice Suits Filed By Members February 24, 2020 Lawyers for the Profession®



The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - February 2020 February 20, 2020

According to the California Court of Appeals, An Attorney's Failure to Disclose Lack of Professional Liability Insurance Renders Fee Division Agreement Unenforceable February 17, 2020 Lawyers for the Profession®

New Jersey Appellate Court Holds No Attorney-Client Relationship Between Law Firm and Managing Members of LLC in Legal Malpractice Case February 4, 2020 Lawyers for the Profession®

According to Tenth Circuit, "Continuous Representation" Doctrine Does Not Toll Legal Malpractice Statute of Limitations Under New Mexico Law January 17, 2020 Lawyers for the Profession®

Beware of the Latest Phone Scams January 6, 2020 Cyber Alert

Appellate Court Holds That Plaintiff Failed to Prove But For Causation, Reversing Award in Plaintiff's Legal Malpractice Action

December 30, 2019 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - December 2019 December 19, 2019

CCPA Could Frustrate Tripartite Relationship Between Insured, Insurer, and Legal Service Provider December 17, 2019 Cyber Alert

Seventh Circuit Allows Law Firm to Dodge RICO Suit Based on Alleged Fraudulent Tax Advice December 9, 2019 Lawyers for the Profession®

Are Law Firm Mandatory Retirement Policies Enforceable? In This Instance – Yes.

December 5, 2019 Lawyers for the Profession®

Bogus Charity Relief Scam is the Disaster that Keeps on Giving this Holiday Season December 2, 2019 Cyber Alert

'Tis the Season for Tech Support Scams November 22, 2019 Cyber Alert

California Court Clears Way for Malicious Prosecution Claim Against Attorney for Cannabis Dispensary November 20, 2019 Lawyers for the Profession®

'Tis the Season for Spoofed Greetings November 13, 2019 Cyber Alert

Don't Let Hackers Have a Holiday with Your Information



November 7, 2019 Cyber Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - Halloween 2019 October 31, 2019

Awkward or not, Former Client Waited Too Long to Sue Attorney October 29, 2019 Lawyers for the Profession®

Lawyers Beware: California Court Applies Multi-Factor Test to Determine if LLC Attorney Inadvertently Formed an "Implied" Attorney-Client Relationship with Individual LLC Members October 24, 2019 Lawyers for the Profession®

Case Dismissed: Illinois Appellate Court Holds Legal Malpractice Claims Were Time-Barred and Corporate Adverse Domination Tolling Doctrine Did Not Apply October 22, 2019 Lawyers for the Profession®

Pro Se Lawyers Can Recover Attorneys' Fees Under Illinois Supreme Court Rule 137 October 16, 2019 Lawyers for the Profession®

Judicial Error Doctrine Rejected as a Defense to Malpractice Claim Because Attorneys Failed to Appeal the Judgment in the Underlying Litigation September 19, 2019 Lawyers for the Profession®

Attorney's Discharge Before Statute of Limitations Expired Severed Any Causal Connection in Malpractice Claim August 27, 2019 Lawyers for the Profession®

Seventh Circuit Affirms: Attorney Personally Liable for Aiding and Abetting Mortgage Fraud Scheme August 19, 2019 Lawyers for the Profession®

Law Firm Katten Muchin Must Continue to Litigate Part of \$69 Million Malpractice Suit

August 7, 2019 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - July 2019 July 31, 2019

California Supreme Court Holds Monster Energy Can Pursue Claim Against Attorney for Breach of Confidentiality in Settlement Agreement July 24, 2019 Lawyers for the Profession®

Protecting Your Cell Phone When a Hacker Gets Your Number July 22, 2019 Cyber Alert

Minnesota Appellate Court Finds Litigation-Funding Agreement Void and Unenforceable July 17, 2019 Lawyers for the Profession®

Formal Opinion: Successor Counsel Must Notify Client in Writing of Predecessor Counsel's Claim on Portion of Contingency Fee



July 1, 2019 Lawyers for the Profession®

Successor Legal Counsel Not a "Joint Tortfeasor" Under New Jersey's Joint Tortfeasors Contribution Law June 24, 2019

Lawyers for the Profession®

California Court Disqualifies Law Firm in Woolsey Fire Cases June 19, 2019 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - May 2019 May 29, 2019

New Jersey Court Reaffirms Principle that a Plaintiff Must Establish "But For" Causation and Damages in a Malpractice Claim May 28, 2019

Lawyers for the Profession®

Federal Court in Texas Affirms Dismissal of Negligence and Breach of Fiduciary Duty Claims Against a Law Firm, But Revives Aiding and Abetting Claim May 9, 2019

Lawyers for the  $\mathsf{Profession}^{\mathbb{R}}$ 

New California Ethics Opinion Addresses Whether There is a Duty to Disclose Ethics Consultation to Clients May 2, 2019

Lawyers for the Profession®

Fifth Circuit Declines to Broaden Exceptions to Attorney Immunity in Stanford Ponzi Scheme Litigation April 29, 2019

Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - April 2019 April 25, 2019

Wisconsin Court of Appeals Discusses Wisconsin Supreme Court's MacLeish Decision April 24, 2019 Lawyers for the Profession®

A new method to phish you—a wireless voicemail message April 23, 2019 Cyber Alert

Watch Your Domain Extensions (Who does that email REALLY come from?) April 18, 2019 Cyber Alert

Wisconsin Supreme Court Declines Invitation to Broaden Legal Malpractice Liability to Non-Client Will Beneficiaries April 17, 2019 Lawyers for the Profession®

Defeating Direct Deposit Phishing Attacks April 16, 2019 Cyber Alert

Sixth Circuit Affirms that Expert Testimony is Necessary to Establish Attorney's Standard of Care and Breach April 15, 2019 Lawyers for the Profession®

Protect Yourself and Your Firm Against Password Spray Attacks



April 9, 2019 Cyber Alert

Advocacy Statements Made by Attorney Cannot Later Be Used as Admissions in Legal Malpractice Action

April 4, 2019 Lawyers for the Profession®

Fifty-Percent Owner of Partnership Has Standing to Seek Disqualification of Partnership Counsel to Protect Partnership Interests

March 28, 2019 Lawyers for the Profession®

Description of "Client" in Outside Counsel Guidelines Prohibits Representation Adverse to Affiliates of Firm's Current Client March 21, 2019 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - March 2019 March 19, 2019

Wisconsin Court of Appeals Holds Judge's Undisclosed Facebook Friendship with Litigant is Objectively Bias and Violates Due Process March 13, 2019 Lawyers for the Profession®

Guarding Against the Chinese Domain Name Email Scam March 8, 2019 Cyber Alert

Florida Court Holds Insurer Lacks Standing to Sue Defense Counsel for Legal Malpractice March 1, 2019 Lawyers for the Profession®

GDPR White Paper Reviews Risk Management Issues for U.S. Law Firms February 25, 2019 Hinshaw Alert

Colorado Supreme Court Holds That Plaintiff Must Bear Burden of Proving Collectibility in Legal Malpractice Actions February 15, 2019 Lawyers for the Profession®

How to Guard Against Impersonation Phishing Attacks February 12, 2019

Cyber Alert

Owners of Apple Devices Like iPhones Advised to Turn Off FaceTime App Until Apple Issues a Patch January 29, 2019 Cyber Alert

No Harm, No Foul: Disqualification Not Warranted When City Attorney Obtained Privileged, But Irrelevant, Communications During Internal Affairs Investigation January 25, 2019 Lawyers for the Profession®

Fifth Circuit Affirms Broad Scope of Attorney Immunity Defense in Legal Malpractice Case January 10, 2019 Lawyers for the Profession®

Illinois Appellate Court Reaffirms Necessity of Proving "But For" Causation in Transactional Malpractice Claim



January 8, 2019 Lawyers for the Profession®

Collateral Estoppel Slams Door on Malpractice Action Spawned by Another Malpractice Action December 21, 2018 Lawyers for the Profession®

#### The Marriott Breach: What to do if Your Information Has Been Compromised December 21, 2018 Cyber Alert

Illinois Court Declines to Adopt "Continuous Course of Treatment Doctrine" in Accountant Malpractice Claims December 19, 2018 Lawyers for the Profession®

California Attorneys Must Obtain Client's Signed Understanding of Mediation Confidentiality, Effective January 1, 2019 December 3, 2018 Lawyers for the Profession®

What a Famous Hip-Hop Artist Can Teach About Cyber Security November 27, 2018 Cyber Alert

In Florida, Facebook Friendship Alone is Insufficient to Disqualify Judge November 16, 2018 Lawyers for the Profession®

Avoid Becoming Another Hacking Statistic: A Primer on Foreign Domain Extensions November 8, 2018 Cyber Alert

The Lawyers' Lawyer Newsletter - Halloween Issue - October 2018 October 30, 2018

Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - October 2018 October 23, 2018

California District Court Applies California's New Rule of Professional Conduct to Disqualify Firm from Representation October 22, 2018 Lawyers for the Profession®

Avoiding Social Engineering Scams October 16, 2018 Cyber Alert

Your Mobile is Not Just a Phone — It's a Handheld Mini-Computer Subject to Attack October 11, 2018 Cyber Alert

Beware of Potential "Vishing" Scams October 9, 2018 Cyber Alert

Law Firm Retained to Represent LLC Owes No Duty to Owner or Officer of LLC October 2, 2018 Lawyers for the Profession®

California Court Holds Plaintiff Must Only Prove Attorney Was "Substantial Factor" of Loss, Not "But For" Causation September 20, 2018



Lawyers for the Profession®

Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - September 2018 September 17, 2018

Financing Arrangements Between a Lawyer and Litigation Funder Contingent on Recovery of Legal Fees Violates Prohibition on Fee Sharing with Non-Lawyers in New York Rules of Professional Conduct Rule 5.4(a) September 13, 2018 Lawyers for the Profession®

Law Firms Must Disclose Current Conflict of Interest, But May Still Be Entitled to Fees for Services After Failure To Do So September 10, 2018 Lawyers for the Profession®

Utah Supreme Court Vacates an Award of Non-Economic Damages Arising from a Legal Malpractice Action August 27, 2018 Lawyers for the Profession®

Absent "Special Circumstances," An Insurance Agent Owes No Duty to Ensure Adequate Insurance Coverage August 17, 2018 Lawyers for the Profession®

Avvo Shuts Down its Legal Services Product in Wake of Ethics Opinions Warning Attorneys Not to Participate August 14, 2018 Lawyers for the Profession®

Establishing Attorney's Breach of Duty Requires Expert Witness Testimony

August 9, 2018 Lawyers for the Profession®

Personal Information is being used in a New Cyber Extortion Scam August 1, 2018 Cyber Alert

Jury Rejects Claim that Law Firm Committed Malpractice by failing to Advise Former Client to Tender Claim to Insurer for Employment Discrimination Suit July 25, 2018 Lawyers for the Profession®

Thought you escaped the GDPR? California Enacts Comprehensive Privacy Law July 19, 2018 Lawyers for the Profession®

Florida Appellate Court Rules Arbitration Clause in Retainer Agreement is Unenforceable because Client was not advised to Consider Hiring Independent Counsel July 9, 2018 Lawyers for the Profession®

In Permitting New York AG Case Alleging Consumer Law Violations by Litigation Financiers to Proceed, Court Comments on Distinctions in Litigation Funding Arrangements July 3, 2018 Lawyers for the Profession ®

California Adopts New Rules of Professional Conduct June 12, 2018 Lawyers for the Profession®

Lawyer's Alleged Intentional Misconduct Excluded from Professional Liability Coverage



June 6, 2018 Lawyers for the Profession®

South Carolina Supreme Court Holds that Insurer can sue Defense Attorney Retained to Represent its Insured June 6, 2018 Lawyers for the Profession®

Consider Resetting (or, at a minimum, Rebooting) Your Routers to Disable Latest Malware June 4, 2018 Cyber Alert

Dual Factor Authentication Can Be Hacked By Phishing May 16, 2018 Cyber Alert

Attorney Immunity Doctrine Defeats Claim by Non-Client May 3, 2018 Lawyers for the Profession®

GDPR Implications for U.S. Law Firms March 28, 2018 Cyber Alert

Litigation Funding Company Loses Effort to Recoup Proceeds from Attorney after Client Fails to Repay March 23, 2018 Lawyers for the Profession®

Social Engineering Fraud March 14, 2018 Cyber Alert

Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - March 2018 March 7, 2018

Disqualification Not Mandatory when an Attorney Switches Sides in a Pending Case but Stays at the New Law Firm Only for a Brief Time January 31, 2018 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - January 2018 January 4, 2018

Attorney's Expert's Affidavit on Causation Sufficiently Detailed to Withstand Summary Judgment October 30, 2017 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Halloween Issue October 2017 October 26, 2017

Disqualification Not Warranted Where Attorney Was Involved in Prior Real Estate Transaction Between Two Parties That Resulted in a Legal Dispute October 3, 2017 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - September 2017 September 27, 2017

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - August 2017 August 17, 2017



Maine Court Holds That Expert Testimony is Required to Prove Causation in Legal Malpractice Action July 20, 2017 Lawyers for the Profession®

Seventh Circuit Affirms Dismissal of \$1.5 Billion Malpractice Claim Filed by Lenders Against Borrower's Law Firm Because it Owed No Duty to Lenders July 17, 2017 Lawyers for the Profession®

Continuous Representation Rule Does Not Apply Merely Because Attorney Remains Counsel of Record June 28, 2017 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - May 2017 May 17, 2017

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - April 2017 April 10, 2017

Doctor's Legal Malpractice Claim Tossed Based on Her Failure to Demonstrate "But For" Causation March 28, 2017 Lawyers for the Profession®

Communications Between Public Relations Firm and Counsel Held Not Privileged March 20, 2017 Lawyers for the Profession®

State Court Lacks Jurisdiction Over Legal Malpractice Claim That Required Court To Resolve Federal Issues Relating To Scope, Validity Or Infringement Of Patent March 16, 2017 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - February 2017 February 15, 2017

Seventh Circuit Affirms Dismissal of Malpractice Claim Based on Plaintiff's Failure to Plead "But For" Causation January 9, 2017 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - November 2016 November 30, 2016

The Lawyers' Lawyer Newsletter - Halloween Issue October 2016 October 28, 2016

Trial Court's Error in Underlying Case Was Superseding Cause of Plaintiffs' Claimed Damages September 20, 2016 Lawyers for the Profession®

Anti-SLAPP Applies to Concealment Claim September 8, 2016 Lawyers for the Profession®

Massachusetts Supreme Court Holds That "Self-Help Discovery" Is Protected Activity September 6, 2016 Lawyers for the Profession®

Supreme Court of Nevada Holds That Legal Malpractice Claim Was Impermissibly Assigned August 25, 2016



Lawyers for the Profession®

Illinois Court Holds That \$6.5 Million Malpractice Claim Barred By Statute of Repose August 22, 2016 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - August 2016 August 11, 2016

Plaintiff Who Could Not Afford to Pay for Arbitration Was Allowed to Pursue Her Malpractice Action in Court July 27, 2016 Lawyers for the Profession®

New York Recognizes Attorney-Client Privilege Regarding Consultations with Firm's General Counsel July 13, 2016 Lawyers for the Profession®

Illinois Appellate Court Holds That Legal Malpractice Claim Was Barred by Six-Year Statute of Repose, and Collateral Estoppel Precluded Fraudulent Concealment Claim July 5, 2016 Lawyers for the Profession®

New York and North Carolina Take a Narrow Approach to Common Interest Doctrine June 24, 2016 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - June 2016 June 20, 2016

Agent Had No Duty to Produce Additional Insurance Coverage For Lost Rent and Soft Cost Without a Specific Request May 9, 2016 Professional Lines Alert

Professional Lines Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - May 2016 May 3, 2016

Absent a Fee-Sharing Agreement Signed by Client, Referring Attorney Cannot Recover Fees From Receiving Attorney April 20, 2016 Lawyers for the Profession®

Colorado Supreme Court Upholds the "Strict Privity Rule" When Interpreting Attorney-Client Relationship April 12, 2016 Lawyers for the Profession®

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - March 2016 March 24, 2016

Texas Court Holds That Law Firm is Immune From Liability to Claims by Non-Client March 22, 2016 Lawyers for the Profession®

California Court Reluctantly Vacates Dismissal of Legal Malpractice Action March 16, 2016 Lawyers for the Profession®

Communications in Anticipation of Litigation Held Subject to California's Anti-SLAPP Statute February 16, 2016 Lawyers for the Profession®

Client Agreement and Failure to Terminate Representation Under the Terms of Client Agreement Results in Firm's



Disqualification Under Concurrent Representation Rule January 25, 2016 Lawyers for the Profession®

Illinois Claim for Aiding and Abetting Client's Breach of Fiduciary Duty Time-Barred January 11, 2016 Lawyers for the Profession® Alert

Oregon Supreme Court Limits Mediation Confidentiality December 16, 2015 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - December 2015 December 1, 2015

Federal Court in New York Court Finds No Implied Attorney-Client Relationship October 29, 2015 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Halloween Issue October 2015 October 26, 2015

Former Shareholders' Claims Fail for Lack of Standing and Absence of Damages October 21, 2015 Lawyers for the Profession® Alert

Supreme Court of California Authorizes Suit by Insurer Against Cumis Counsel September 15, 2015 Lawyers for the Profession® Alert

Kansas Draws the Line Regarding Actual Innocence and Legal Malpractice Actions September 10, 2015 Lawyers for the Profession® Alert

Illinois Legal Malpractice Action Barred By Res Judicata and Rule Against Claim-Splitting August 27, 2015 Lawyers for the Profession® Alert

Legal Malpractice Action Time-Barred By Statutes of Repose and Limitations August 18, 2015 Lawyers for the Profession® Alert

Future Conflict Waiver Allows Firm to Representation Adverse to Former Client August 11, 2015 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - July 2015 July 28, 2015

Absolute Attorneys' Litigation Privilege Bars Claims By Non-Clients July 22, 2015 Lawyers for the Profession® Alert

Time's Up: Limitations Period Began Running on Claim Once Insured Learned His Policy Had Expired July 14, 2015 Professional Lines Alert

Ethical Wall Does Not Preclude Disqualification of Firm July 8, 2015



Lawyers for the Profession® Alert

California Court Extends Attorney-Client Privilege to Protect Attorneys' Invoices June 29, 2015 Lawyers for the Profession® Alert

No Breach of Contract Where Code Not in Contract for Architectural Services June 15, 2015 Professional Lines Alert

California Court Holds Unforeseeable Injury From Malpractice Supports Dismissal June 12, 2015 Professional Lines Alert

Plaintiff's Failure to Disclose Expert Was Fatal to Legal Malpractice Claim June 8, 2015 Lawyers for the Profession® Alert

Illinois Appellate Court Affirms \$6 Million Judgment, But Also Upholds Jury's Rejection of Claim for Lost Profits May 13, 2015 Lawyers for the Profession® Alert

Legal Malpractice Action Time-Barred and Fraudulent Concealment Claim Rejected May 7, 2015 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - May 2015 May 5, 2015

Virginia Supreme Court Recognizes Judgmental Immunity (or "Error-in-Judgment" Rule), But Collectability Is an Affirmative Defense of Attorney Defendant April 15, 2015 Lawyers for the Profession® Alert

Collateral Estoppel Defense to Malpractice Claim Rejected and Derivative Claims Addressed April 13, 2015 Lawyers for the Profession® Alert

Mediation Confidentiality Precludes Inferences of Malpractice April 1, 2015 Lawyers for the Profession® Alert

Failure to Challenge Victim's Credibility Sufficient to State Malpractice Claim Against Defense Counsel March 25, 2015 Lawyers for the Profession® Alert

Under Dual Representation Doctrine, Privilege Does Not Apply to Communications Related to Matters on Which Attorney Represents Both Clients March 23, 2015 Lawyers for the Profession® Alert

Misrepresentation in Renewal Application Voids Professional Liability Policy March 5, 2015 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - March 2015 March 5, 2015

Paralegal's Mistake Costs Lender (JPMorgan Chase) a \$1.5 Billion Security Interest in Loan



February 13, 2015 Lawyers for the Profession® Alert

Estate Held Liable for \$1.2 Million Based on Failure to Timely File Estate Tax Return Due to Attorney's Brain Cancer January 21, 2015

Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - January 2015 January 5, 2015

California Court Upholds In-House Counsel Privilege December 10, 2014 Lawyers for the Profession® Alert

Third-Party Intended Beneficiary of Estate Planning Document Has Standing to Bring Malpractice Claim Against Attorney for Drafting Error December 2, 2014 Lawyers for the Profession® Alert

New York Accepts Likely-To-Succeed Standard for Appeals In Underlying Cases November 6, 2014 Lawyers for the Profession® Alert

No Duty to Defend Based on Insured's Material Misstatement at Time of Renewal

October 29, 2014 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - October 2014 October 29, 2014

Under Dual Representation Doctrine, Attorney-Client Privilege Generally Does Not Apply to Communications Related to Matters on Which the Attorney Represents Both Clients October 21, 2014 Lawyers for the Profession® Alert

Illinois Supreme Court Addresses Calculation of Damages in Legal Malpractice Action October 14, 2014 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - September 2014 September 8, 2014

Plaintiff's Failure to Have Expert Define the Standard of Care was Fatal to Claim August 20, 2014 Lawyers for the Profession® Alert

Insurer Ordered to Produce Communications With its Counsel Regarding Settlement of Bad Faith Claim, Which Led to Legal Malpractice Action Against Defense Counsel July 31, 2014 Lawyers for the Profession® Alert

California Court Awards Attorneys' Fees in Legal Malpractice Case Based on Rates that Exceeded the Actual Amounts Billed July 17, 2014 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - July 2014 July 17, 2014

Unfinished Business Doctrine No Longer Applicable To New York Law Firms



July 8, 2014 Lawyers for the Profession® Alert

Exoneration Rule Is Alive and Well in Texas June 25, 2014 Lawyers for the Profession® Alert

Non-Client Awarded Damages for Emotional Distress May 20, 2014 Lawyers for the Profession® Alert

Exoneration Defense Not Applicable to Criminal Contempt Order in Civil Case May 8, 2014 Lawyers for the Profession® Alert

Failure to Comply With Fee-Sharing Agreement Rules Results in Loss of Fee April 30, 2014 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - April 2014 April 29, 2014

Expert Testimony Not Required For Attorney's Mishandling of Client Checks April 2, 2014 Lawyers for the Profession® Alert

Trial Court's Error Constituted an Intervening Cause of Plaintiff's Claimed Damages March 28, 2014 Lawyers for the Profession® Alert

Attorney's Death Is Not Excuse For Allowing Statute of Limitations to Expire March 17, 2014 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - February 2014 March 17, 2014

Illinois' Statute of Repose Is Not Limited to Claims Asserted By Client February 26, 2014 Lawyers for the Profession® Alert

Damages Caused by the Court's, Not the Lawyer's, Mistake February 20, 2014 Lawyers for the Profession® Alert

Ninth Circuit Provides Comprehensive Analysis of Anti-SLAPP Statute Application February 5, 2014 Lawyers for the Profession® Alert

Under Maine Law, Advice to Seek Independent Counsel Is Unnecessary When an Engagement Agreement Contains a Clear Arbitration Clause December 23, 2013 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - December 2013 December 16, 2013

Final Due Date for Filing Estate Taxes Triggered Statute of Limitations in Third-Party Complaint for Contribution December 12, 2013



Lawyers for the Profession® Alert

Negligent Attorney Not Entitled to Setoff For His Attorney's Fees December 4, 2013 Lawyers for the Profession® Alert

Washington Supreme Court Rejects Standing of Title Insurer to Sue Defense Counsel November 6, 2013 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - October 2013 October 30, 2013

Former Clients Who Are Indigent May Be Excused From Paying Arbitration Fees October 29, 2013 Lawyers for the Profession® Alert

Expert's Opinion That Settlement Was Inadequate Was Insufficient To Establish Damages October 23, 2013 Lawyers for the Profession® Alert

Attorney Owes Duty to Next of Kin in Wrongful Death Action Despite Lack of Direct Retention of Attorney October 10, 2013 Lawyers for the Profession® Alert

Insurer Owes No Coverage Due to Lawyer's Failure to Report a Potential Claim October 2, 2013 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - September 2013 September 25, 2013

Plaintiff Must Show Actual Innocence to Pursue Malpractice Claim Against His Criminal Defense Counsel September 25, 2013 Lawyers for the Profession® Alert

Two-Year Statute of Limitations Not Limited to Legal Malpractice Claims by Clients September 18, 2013 Lawyers for the Profession® Alert

Court Rejects Bona Fide Error Defense by Landlord Law Firm September 16, 2013 Lawyers for the Profession® Alert

Accrual Date for Two-Year Statute of Limitations in Legal Malpractice Action Began When Plaintiff Received Notice of Deficiency From IRS September 4, 2013 Lawyers for the Profession® Alert

Bank Entitled to Recover Counterfeit Check Amount From Attorney's Client Trust Account August 21, 2013 Lawyers for the Profession® Alert

Defendants Failed to Meet Burden to Show That Citizens Participation Act Warranted Dismissal of Plaintiff's Claim August 14, 2013 Lawyers for the Profession® Alert

Law Firm Not Entitled to Summary Judgment After Failing to Advise CEO of Unauthorized Loans by CFO August 7, 2013



Lawyers for the Profession® Alert

Plaintiff Stated a Cause of Action After Defendants' Advice Led to Her Deportation July 17, 2013 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - July 2013 July 15, 2013

Causation Expert Required in Case-Within-a-Case July 10, 2013 Lawyers for the Profession® Alert

Breach of Attorney's Fiduciary Duty to Client May Be Waived July 3, 2013 Lawyers for the Profession® Alert

Extortionate Demand Letter Not Protected by Anti-SLAPP Statute June 26, 2013 Lawyers for the Profession® Alert

Oregon Supreme Court Disbars Attorney for Misappropriation of Partnership Funds June 19, 2013 Lawyers for the Profession® Alert

Guilty Plea Does Not Protect Lawyer Providing Advice Before Criminal Acts June 12, 2013

Lawyers for the Profession® Alert

Alleged Fiduciary Duty Breach Duplicative of Negligence Claim June 5, 2013 Lawyers for the Profession® Alert

Bankruptcy Court Retained Jurisdiction Over Sale of Legal Malpractice Cause of Action May 22, 2013 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - May 2013 May 20, 2013

Failure to Inform Statutory Beneficiary of Conflict May Breach Lawyer's Duty May 15, 2013 Lawyers for the Profession® Alert

Attorneys Owe Duty to Next of Kin in Wrongful Death Action May 8, 2013 Lawyers for the Profession® Alert

Out-of-State Attorney Severely Criticized for Taking Unfair Advantage of Client May 1, 2013 Lawyers for the Profession® Alert

Lawyer Not Liable for Failure to Make a Better Argument to Avoid an Error by the Trial Court April 26, 2013 Lawyers for the Profession® Alert

Law Firm's Continued Availability for Background Information Did Not Rekindle the Attorney-Client Relationship April 10, 2013 Lawyers for the Profession® Alert



Conflict Imputed from Client's "Outside In-house Counsel" to Client's Separate Litigation Defense Counsel April 3, 2013 Lawyers for the Profession® Alert

Claim Seeking Recovery of Excessive Estate Taxes Did Not Survive Death of Client April 1, 2013 Lawyers for the Profession® Alert

Florida Supreme Court Limits Use of Absolute Privilege as a Defense March 20, 2013 Lawyers for the Profession® Alert

Federal Court Upholds Validity of Advance Conflict Waiver by Client with In-House Counsel March 13, 2013 Lawyers for the Profession® Alert

Florida Bar Issues Proposed Advisory Opinion Regarding Cloud Computing March 6, 2013 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - March 2013 March 5, 2013

Legal Malpractice Claim Is Assignable in the Context of a Commercial Transaction February 27, 2013 Lawyers for the Profession® Alert

U.S. Supreme Court Narrows Federal Jurisdiction For Malpractice Actions Arising out of Federal Patent Issues February 21, 2013 Lawyers for the Profession® Alert

New Jersey Clarifies Permissible Scope of Transactional Work by Out-of-State Lawyers February 20, 2013 Lawyers for the Profession® Alert

Legal Expert Cannot Opine on Merits of Underlying Medical Malpractice Case February 13, 2013 Lawyers for the Profession® Alert

Attorney Who Failed to Challenge Uncertainty in the Law Not Entitled to Dismissal February 6, 2013 Lawyers for the Profession® Alert

"Suit Within a Suit" Requires Full Jury Instructions and Lost Punitive Damages Are Not Part of Legal Malpractice Recovery January 30, 2013

Lawyers for the Profession® Alert

Illinois Allows Excess and Umbrella Insurers to Bring Equitable Subrogation Claim Against Law Firm

January 23, 2013 Lawyers for the Profession® Alert

Plaintiff Failed to Establish Collectibility of Underlying Judgment January 9, 2013 Lawyers for the Profession® Alert

Excess Carrier May Sue Attorneys Retained by Primary Carrier for Equitable Subrogation, But Not Legal Malpractice January 2, 2013



Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - December 2012 December 17, 2012

Plaintiffs Failed to Establish Causation and Damages in "Settle and Sue" Type of Legal Malpractice Action December 12, 2012 Lawyers for the Profession® Alert

Attorney's Admission of Error Without Insurer's Approval Did Not Relieve Insurer of Duty to Defend In Legal Malpractice Action December 5, 2012

Lawyers for the Profession® Alert

D.C. Bar Clarifies Boundaries for Disclosure of Client Confidences by Discharged In-House Counsel November 28, 2012 Lawyers for the Profession® Alert

Georgia Deems Intra-Firm Communications Regarding Potential Malpractice Privileged Under Certain Circumstances November 14, 2012 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - November 2012 November 13, 2012

Ninth Circuit Denies Class Counsel Attorney Fees Due to Conflict

November 8, 2012 Lawyers for the Profession® Alert

Attorney's Failure to Pursue Enforcement of Judgment Was Actual Injury That Stopped Tolling of Statute of Limitations November 7, 2012 Lawyers for the Profession® Alert

Duty to Defend Triggered by Allegations of Malicious Prosecution October 31, 2012 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - October 2012 October 29, 2012

Showing of Proximate Cause Required in Transactional Legal Malpractice Claim October 24, 2012 Lawyers for the Profession® Alert

IOLTA Indemnification Provisions Trigger Attorney's Obligation to Indemnify Bank for Underlying Litigation Expenses October 17, 2012 Lawyers for the Profession® Alert

SDNY Issues Conflicting Opinions Regarding Rights to Dissolved Firm Hourly-Fee Matters

October 10, 2012 Lawyers for the Profession® Alert

Law Firm Owed Various Duties Stemming From Investigation Into Insider Wrongdoing October 3, 2012 Lawyers for the Profession® Alert

Court Rejects Insurer's Arguments That Claim Was Made Prior to Policy Period and Attorney Knew of Potential Claim September 13, 2012

Lawyers for the Profession® Alert



The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - September 2012 September 5, 2012

Lack of Involvement by Co-Counsel Did Not Preclude Liability for Malicious Prosecution August 22, 2012 Lawyers for the Profession® Alert

Settlement Agreement Precluded Client From Establishing Justifiable Reliance August 15, 2012 Lawyers for the Profession® Alert

Public Policy Precludes Nonpecuniary Damages in Legal Malpractice Case Arising out of Criminal Defense August 8, 2012 Lawyers for the Profession® Alert

Judgment Against Law Firm, Which Included Punitive Damages, Affirmed August 1, 2012 Lawyers for the Profession® Alert

Supreme Court of Louisiana Upholds Use of Arbitration Clauses in Retainer Agreements July 25, 2012 Lawyers for the Profession® Alert

Pennsylvania Court Prohibits Commercial Assignments of Legal Malpractice Claims July 18, 2012 Lawyers for the Profession® Alert

Client Did Not Sustain "Actual Injury" Until Court Ruled on Trust Documents July 11, 2012 Lawyers for the Profession® Alert

Law Firm Could Compel Arbitration of Claims Despite Being Nonparties to Arbitration Agreement July 3, 2012 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - June 2012 June 13, 2012

Settlement of Underlying Case Does Not Preclude Malpractice Action June 7, 2012 Lawyers for the Profession® Alert

Federal Circuit Holds That Federal Court Has Exclusive Jurisdiction Over Legal Malpractice Claim Arising out of Patent Prosecution May 31, 2012 Lawyers for the Profession® Alert

Second Circuit Affirms Sanctions Against Law Firm Entity Under Section 1927 May 24, 2012 Lawyers for the Profession® Alert

Failure to Demand a Jury is Too Speculative to Support Legal Malpractice Claims May 16, 2012 Lawyers for the Profession® Alert

Ninth Circuit Rejects Selective Waiver of Attorney-Client Privilege May 9, 2012 Lawyers for the Profession® Alert

Plaintiff Not Required to Present Expert Testimony Pertaining to Reasonableness of Attorneys' Fees Incurred



April 25, 2012 Lawyers for the Profession® Alert

Minnesota District Court Finds Jurisdiction Over Ohio Lawyer April 18, 2012 Lawyers for the Profession® Alert

Ninth Circuit Reverses Sanctions for Failure to Consider Willfulness, Fault or Bad Faith April 11, 2012 Lawyers for the Profession® Alert

Bankruptcy Court Authorizes Destruction of Client Files April 4, 2012 Lawyers for the Profession® Alert

California Federal Court Holds Buyer and Seller Protected by Common Interest Privilege March 28, 2012 Lawyers for the Profession® Alert

Ohio Federal Court Allows Insurer to Sue Defense Counsel March 22, 2012 Lawyers for the Profession® Alert

Illinois Appellate Court Rejects Fiduciary Duty Exception to Attorney-Client Privilege March 14, 2012 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - March 2012 March 12, 2012

Second Circuit Strikes Down Two Aspects of New York's Attorney Advertising Rule March 7, 2012 Lawyers for the Profession® Alert

Second Circuit Strikes Down Two Aspects of New York's Attorney Advertising Rule March 7, 2012 Lawyers for the Profession® Alert

Montana Supreme Court Disqualifies Law Firm Based on Lateral Lawyer's Concurrent Conflict February 29, 2012 Lawyers for the Profession® Alert

New York Appellate Court Adopts Zubulake, Imposes Spoliation Sanctions February 22, 2012 Lawyers for the Profession® Alert

Mississippi Appellate Court Upholds Standing of Excess Insurer To Sue Defense Counsel February 15, 2012 Lawyers for the Profession® Alert

In Criminal Malpractice Context, Accrual Occurs When Indictment Was Dismissed February 8, 2012 Lawyers for the Profession® Alert

Despite Supreme Court's Critical Language, Expert Testimony in Legal Malpractice Case Required on Standard of Care February 1, 2012 Lawyers for the Profession® Alert

Insurer's Duty to Defend Triggered by TCPA Claim Even Though Fax Recipient Was a Corporation



January 30, 2012 Insurance Coverage Alert

Federal Court Has Exclusive Jurisdiction Over Legal Malpractice Action Arising Out of Patent Infringement Claim January 26, 2012 Lawyers for the Profession® Alert

A Clearly Drafted Engagement Letter Can Limit the Scope of Attorney's Duties

January 19, 2012 Lawyers for the Profession® Alert

Attorney Who Signed Settlement Agreement Not Liable for Its Breach January 11, 2012 Lawyers for the Profession® Alert

Plaintiffs' Contributory Negligence in Failing to Read Leases Precludes Malpractice Claim January 5, 2012 Lawyers for the Profession® Alert

Second Circuit Allows Undisclosed Ghostwriting December 21, 2011 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - December 2011 December 20, 2011

Louisiana Law Does Not Require an Appeal of an Adverse Judgment Before Filing Malpractice Action, But Expert Testimony Required December 14, 2011 Lawyers for the Profession® Alert

Attorney Owed No Duty to Plaintiffs as Intended Third-Party Beneficiaries November 30, 2011 Lawyers for the Profession® Alert

New York Law Office Requirement Held Unconstitutional November 16, 2011

Lawyers for the Profession® Alert

## Federal Circuit Upholds Advance Conflict Waiver in Joint Defense Agreement

November 10, 2011 Lawyers for the Profession® Alert

Nevada Supreme Court Adopts Disqualification Rule for Use of Information From Anonymous Source November 3, 2011

Lawyers for the Profession® Alert

## Firm's Agreement With Opposing Party Creates Unconsentable Conflict

October 26, 2011 Lawyers for the Profession® Alert

Lawyers May Influence Their Clients' Communications With Represented Parties October 13, 2011 Lawyers for the Profession® Alert

Plaintiff's Malpractice Suit Placed Attorney-Client Communications With Subsequent Counsel "At Issue" and Plaintiff Thus Waived Privilege September 28, 2011



Summary Judgment to Insurer Based on Breach of Notice and Cooperation Clauses September 21, 2011 Lawyers for the Profession® Alert

ABA Provides Guidance for Warning Clients About the Risks of Electronic Attorney-Client Communications September 14, 2011 Lawyers for the Profession® Alert

ABA Provides Guidance for Ethical and Legal Duties When Employer's Lawyer Obtains Employee's E-mails With the Employee's Lawyer September 7, 2011 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - August 2011 August 31, 2011

ABA Provides Guidance for Permissible Changes to Attorney Fee Agreements During Representation August 31, 2011 Lawyers for the Profession® Alert

Illinois State Court Has Jurisdiction of Legal Malpractice Claim Arising Out of Patent Matter August 24, 2011 Lawyers for the Profession® Alert

Litigation Privilege Does Not Shield Attorney and Client Who Make Allegedly Defamatory Statements to News Reporters August 18, 2011 Lawyers for the Profession® Alert

Indiana Supreme Court Provides Guidance on Ethics Rules for Out-of-State Attorney Advertising August 11, 2011 Lawyers for the Profession® Alert

Federal Circuit Has Exclusive Jurisdiction of Appeal of Claim Arising Out of Patent Matter July 28, 2011 Lawyers for the Profession® Alert

Legal Malpractice Claim Arising Out of Patent Matter Dismissed for Lack of Jurisdiction July 26, 2011 Lawyers for the Profession® Alert

SEC Whistleblower Rule Excludes Money Awards to Attorneys and Others Violating Attorney-Client Privilege and Confidentiality July 21, 2011 Lawyers for the Profession® Alert

Notice of Claim to Insurer by Claimants Is Insufficient, But Estoppel Precludes Summary Judgment

July 14, 2011 Lawyers for the Profession® Alert

Attorney Representation Concludes When Client No Longer Has Reasonable Expectation of Representation July 12, 2011 Lawyers for the Profession® Alert

Ohio Court of Appeals Affirms Parol Evidence Rule As Applied to Engagement Letters for Attorneys July 7, 2011 Lawyers for the Profession® Alert

Illinois Six-Year Statute of Repose Commenced on Date of Injury, Not on Date of Client's Death, and Claim Was Thus



Time-Barred June 28, 2011 Lawyers for the Profession® Alert

Doctrine of In Pari Delicto Did Not Bar Trustee's Claims June 23, 2011 Lawyers for the Profession® Alert

U.S. Supreme Court Insulates Advisers, Including Lawyers, From Rule 10b-5 Liability for Statements Made by Companies June 21, 2011 Lawyers for the Profession® Alert

California Supreme Court Holds Attorney Can Be Sued for Civic Efforts Against Former Client's Interests June 16, 2011 Lawyers for the Profession® Alert Doctrine of In Pari Delicto Did Not Bar Trustee's Claims

June 7, 2011 Lawyers for the Profession® Alert

Continuous Representation May Toll the Statute of Limitations in Washington June 2, 2011 Lawyers for the Profession® Alert

Modification of Protective Orders to Permit Disclosure of Confidential Materials Must Satisfy Three-Prong Test May 31, 2011 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - May 2011 May 27, 2011

Negligent Misrepresentation Does Not Apply to Prospective Client's Negligence Lawsuit May 26, 2011 Lawyers for the Profession® Alert

For Statute of Repose to Be Tolled, Attorney Must Make Affirmative Misrepresentations May 19, 2011 Lawyers for the Profession® Alert

New York Bar Blesses Agreement for In-House Lawyer Imposing Post-Employment Confidentiality Obligations May 17, 2011 Lawyers for the Profession® Alert

In-House, Out-of-State Licensed Counsel Must Register to Practice in New York State May 12, 2011 Lawyers for the Profession® Alert

Attorney-to-Client Communications Categorically Protected in Pennsylvania May 10, 2011 Lawyers for the Profession® Alert

North Carolina Bar Opinion Advises Firms to Run Conflicts Checks for Newly Hired Law School Graduates May 5, 2011 Lawyers for the Profession® Alert

California Federal Court Allows Screening of Conflicted Lawyer April 28, 2011 Lawyers for the Profession® Alert

Oregon Bar Issues Formal Opinion on Ethics Issues Arising in Mentoring Relationships and Use of LISTSERVs



April 21, 2011 Lawyers for the Profession® Alert

Framework Retainer Agreement Does Not Perpetually Bind Law Firm for Purposes of Current Client Conflicts April 19, 2011

Lawyers for the Profession® Alert

Third Circuit Applies Stoneridge, Denies Class Certification to Securities Fraud Claims Against Law Firm April 14, 2011

Lawyers for the Profession® Alert

FDCPA Does Not Apply to Misleading Communications Directed at Judge April 12, 2011 Lawyers for the Profession® Alert

Attorney Who Engaged in Criminal Conduct to Exonerate Client Not Immune as a "Law Enforcement Officer" April 7, 2011 Lawyers for the Profession® Alert

Law Firm Violated FDCPA Relying on Client Information; Committed Malicious Prosecution by Not Acting on Client Information April 5, 2011 Lawyers for the Profession® Alert

California Malicious Prosecution Claim Against Attorneys Governed by One-Year Malpractice Statute of Limitations March 30, 2011 Lawyers for the Profession® Alert

Florida Supreme Court Upholds Attorney-Client Privilege in Bad Faith Claims March 23, 2011 Insurance Coverage Alert / Lawyers for the Profession® Alert

Expert Declaration Containing Conclusory Assertions Not Sufficient to Sustain Legal Malpractice Action March 22, 2011 Lawyers for the Profession® Alert

Law Firm's Internal Loss Prevention Communications Are Privileged From Discovery by Client March 17, 2011 Lawyers for the Profession® Alert

Internal Law Firm E-mail Is Privileged From Discovery by Client in Securities Litigation March 10, 2011 Lawyers for the Profession® Alert

Mediation Confidentiality Statutes Include All Evidence of Discussions Immediately Preceding, During and After Mediation March 8, 2011 Lawyers for the Profession® Alert

Ninth Circuit Rejects Attorney-Client Privilege and Work Product Protection for Tax Appraisal File March 3, 2011 Lawyers for the Profession® Alert

Court Balances Contract Law Principles With Legal Ethics in Fee-Sharing Case March 1, 2011 Lawyers for the Profession® Alert

Lawyers' Professional Liability Update - February 2011 February 25, 2011

NY Appellate Court Manages Litigation Issues Stemming From Pilfered E-Mails



February 23, 2011 Lawyers for the Profession® Alert

Experienced Patent Lawyer Unqualified to Testify Regarding Standard of Care and Causation February 15, 2011 Lawyers for the Profession® Alert

Texas Lawyers May Reveal Corporate Client's Fraud to Client's Creditors

February 10, 2011 Lawyers for the Profession® Alert

Fifth Circuit Strikes Certain Rules Governing Attorney Advertising in Louisiana February 8, 2011 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - January 2011 January 31, 2011

California Court of Appeal Holds Privilege Waived When Employee E-Mails Attorney on Employer's System January 27, 2011 Lawyers for the Profession® Alert

Client's E-Mails and Blog Postings Regarding Conversations With Counsel Waive Attorney-Client Privilege January 26, 2011 Lawyers for the Profession® Alert

Attorney Who Refers Matter For a Fee Has Duty to Act if Receiving Lawyer Commits Misconduct January 20, 2011 Lawyers for the Profession® Alert

Prosecutors' Use of Undercover Informant Armed With False Subpoena Does Not Violate No-Contact Rule January 18, 2011 Lawyers for the Profession® Alert

Federal Judge Sets Aside Magistrate's Controversial Corporate Attorney-Client Privilege Ruling January 11, 2011 Lawyers for the Profession® Alert

Colorado Bar Differentiates Online Directories From Lawyer Referral Services January 6, 2011 Lawyers for the Profession® Alert

Lawyers' Professional Liability Update - December 2010 December 28, 2010

FTC Issues Rule Governing Mortgage Relief Providers; Includes Lawyer Exemption December 22, 2010 Lawyers for the Profession® Alert

Future Conflict Requires Knowledge of Specific Adversity or Particular Clients Who May Be Involved December 15, 2010 Lawyers for the Profession® Alert

Ninth Circuit Allows Immediate Appeal of Third-Party Discovery Order Involving Privilege December 2, 2010 Lawyers for the Profession® Alert

Attorney Cannot Recover From Former Client for Loss of Future Fees November 30, 2010



Careful Prior Consideration of Conflicts Issue Assists in Avoiding Discipline November 23, 2010 Lawyers for the Profession® Alert

Lawyers' Professional Liability Update - November 2010 November 23, 2010

Work Product Protection Applies to Plaintiff's Testing Data in Patent Dispute November 18, 2010 Lawyers for the Profession® Alert

New York High Court Declines to Broaden Liability of Third-Party Professionals for Client Fraud November 16, 2010 Lawyers for the Profession® Alert

New York Bar Allows Online Storage of Confidential Client Information With Third Parties November 10, 2010 Lawyers for the Profession® Alert

California Court Strikes Malicious Prosecution Claim Based on Anti-SLAPP Motion November 4, 2010 Lawyers for the Profession® Alert

Ohio Supreme Court Recognizes Self-Protection Exception to Attorney-Client Privilege November 2, 2010 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - October 2010 October 29, 2010

Lawyers' Professional Liability Update - October 2010 October 29, 2010

ABA Formal Opinion Emphasizes the Duty of Confidentiality in Responding to Ineffective Assistance of Counsel Claims October 28, 2010 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - October 2010 October 21, 2010

ABA Issues Guidance on Ethical Issues Related to Lawyer Websites October 19, 2010 Lawyers for the Profession® Alert

No Privilege for In-House Counsel Communications in Europe's High Court October 14, 2010 Lawyers for the Profession® Alert

Federal Court Recognizes Several Legally Cognizable Injuries Resulting From Firm's Conflict of Interest October 7, 2010 Lawyers for the Profession® Alert

Lawyers' Professional Liability Update - September 2010 September 30, 2010

Screening of Nonlawyer Employees Requires Formal Institutionalized Measures in Texas September 30, 2010



Eighth Circuit Invalidates Fee-Splitting Agreement Based on Technical Violations of Ethical Rule September 28, 2010 Lawyers for the Profession® Alert

Uniform Bar Examination Gains Traction With Important Backing September 23, 2010 Lawyers for the Profession® Alert

Ethical Rule Does Not Alter Unconscionability Analysis As to Fee Arrangement September 21, 2010 Lawyers for the Profession® Alert

Loss of Chance Doctrine May Apply to Legal Malpractice September 16, 2010 Lawyers for the Profession® Alert

D.C. Circuit Clarifies Scope of Work-Product Protection September 14, 2010 Lawyers for the Profession® Alert

Attorney Cannot Agree to Arbitrate Without Client Consent September 9, 2010 Lawyers for the Profession® Alert

Lawyer Avoids Malpractice Liability by Expressly Limiting Scope of Representation September 7, 2010 Lawyers for the Profession® Alert

Newly Adopted ABA Model Rule 1.15 Offers Guidance to Client Trust Account Maintenance, Brings Lawyers Into Updated Technological Practices September 2, 2010 Lawyers for the Profession® Alert

Ninth Circuit Holds Lawyer Has Duty to Investigate Source of Legal Fees to Avoid Constructive Trust August 31, 2010 Lawyers for the Profession® Alert

Second Circuit Adopts Factors for Assessing Corporate Affiliate Conflict of Interest August 27, 2010 Lawyers for the Profession® Alert

California Bar Recommends Adoption of a Conflicts Imputation Rule But Rejects a Related Screening Rule August 25, 2010 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management (Long Version) - August 2010 August 19, 2010

Sharing Documents With Litigation Financing Companies Waives Privilege for Those Documents August 19, 2010 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management (Abridged Version) - August 2010 August 19, 2010

California Statute Modifies Limitations Period for Certain Malpractice Claims Against Criminal Lawyers August 17, 2010



Federal Court Lacks Jurisdiction Over Legal Malpractice Claim Arising From Labor Negotiations August 13, 2010 Lawyers for the Profession® Alert

Contingent Fee Agreement Does Not Compensate Lawyer for Defense Against Potential Counterclaims August 10, 2010 Lawyers for the Profession® Alert

California Supreme Court Limits the "Stray Remarks" Doctrine in Discrimination Cases August 9, 2010 Labor & Employment

Ninth Circuit Holds That Legal Malpractice Claim May Arise From Activity Protected by Anti-SLAPP August 6, 2010 Lawyers for the Profession® Alert

Court Disqualifies Firm, Despite Screening of Conflicted Lawyer, Because of Firm's Size August 3, 2010 Lawyers for the Profession® Alert

Lawyers' Professional Liability Update - July 2010 July 29, 2010

Ninth Circuit Sanctions Lawyers in High-Profile Case July 28, 2010 Lawyers for the Profession® Alert

Ninth Circuit Adopts Two New Attorney-Client Privilege Standards for Corporate Counsel July 23, 2010 Lawyers for the Profession® Alert

In-House Attorney Not Protected by Whistleblower Statute Because Reporting Wrongdoing Was Part of His Job Duties July 20, 2010 Lawyers for the Profession® Alert

Parent Company's Rejection of "One-Entity" Clause in Retainer Did Not Create Attorney-Client Relationship With Subsidiaries July 13, 2010 Lawyers for the Profession® Alert

No Attorney-Client Privilege for Corporation That Failed to Confirm In-House Attorney's Licensure Status July 8, 2010 Lawyers for the Profession® Alert

ABA Allows Mediators to Draft Divorce Settlement Agreements With Appropriate Party Consent July 6, 2010 Lawyers for the Profession® Alert

Firm That Prosecuted Competing Patents Subject to Breach of Fiduciary Duty Claim, But Not to Conversion Claim July 1, 2010 Lawyers for the Profession® Alert

New York Relaxes Privity Rule for Personal Representative's Legal Malpractice Claims June 29, 2010 Lawyers for the Profession® Alert

New Jersey Supreme Court Rejects Two Potential Bars to Legal Malpractice Cause of Action



June 24, 2010 Lawyers for the Profession® Alert

Lawyers' Professional Liability Update - June 2010 June 23, 2010

Arizona Enforces Hurdles for Multi-jurisdictional Practice June 22, 2010 Lawyers for the Profession® Alert

Supreme Court Approves Amendments to Federal Rule of Civil Procedure 26 Limiting Discovery of Expert Witnesses June 18, 2010 Lawyers for the Profession® Alert

Federal Circuit Lays Out Test for When Lawyer's Access to Opposing Party's Confidential Information May Be Used to Limit the Scope of Attorney's Representation June 15, 2010 Lawyers for the Profession® Alert

New Jersey Supreme Court Elaborates on Meaning of "Substantially Related Matters" Under Former-Client Conflicts Rule June 10, 2010 Lawyers for the Profession® Alert

Maine Supreme Court Requires Party Seeking Law Firm Disqualification to Demonstrate Particular, Actual Prejudice From Alleged Ethical Violations June 8, 2010 Lawyers for the Profession® Alert

Lawyers' Professional Liability Update - May 2010 May 27, 2010

Montana Supreme Court Finds Due Process Violation in Lawyer Disciplinary Proceeding May 27, 2010 Lawyers for the Profession® Alert

Iowa Supreme Court Uses Equitable Power to Enjoin an Out-of-State Attorney Practicing Federal Law Under MJP Rules in Iowa, for Violations of the Iowa Ethics Rules May 25, 2010 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - May 2010 May 24, 2010

Federal Circuit Reverses \$4.4 Million Sanctions Award Against Patent Infringement Plaintiffs and Law Firm May 20, 2010 Lawyers for the Profession® Alert

Client May Vacate Default Judgment Caused by Lawyer's Neglect Even Though Lawyer Was In-House Counsel May 18, 2010 Lawyers for the Profession® Alert

Contract Lawyer's Conflicts of Interest Not Necessarily Imputed to Firm According to D.C. Bar May 13, 2010 Lawyers for the Profession® Alert

Federal District Court Strikes Down Texas Criminal Restrictions on Professional Solicitations May 11, 2010 Lawyers for the Profession® Alert

Illinois Supreme Court Holds That Ethical Rule Prohibiting Communication With a Represented Party Is Limited to the



Same Matter, Regardless of Whether the Matters Are Factually Related May 6, 2010 Lawyers for the Profession® Alert

Trio of Recent Decisions Address Lawyer Mobility May 4, 2010 Lawyers for the Profession® Alert

Lawyers' Professional Liability Update - April 2010 April 30, 2010

U.S. Supreme Court Strictly Limits Enhancements of Attorney Fee Awards Above Lodestar Amounts April 29, 2010 Lawyers for the Profession® Alert

U.S. Supreme Court Holds That the Bona Fide Error Defense in the Fair Debt Collection Practices Act Does Not Include Mistakes of Law April 27, 2010 Lawyers for the Profession® Alert

State Appeals Court Adopts U.S. Supreme Court's Recent Mohawk Industries Holding: Privilege Ruling Not Subject to Interlocutory Appellate Review April 22, 2010 Lawyers for the Profession® Alert

Second Circuit Splits on Authority of Magistrate Judge to Impose Rule 11 Sanctions Absent Consent of the Parties April 15, 2010 Lawyers for the Profession® Alert

Court Rejects a Mandatory Disqualification Rule for a Law Firm's Current-Client Conflict of Interest, and Denies Motion to Disqualify the Firm April 1, 2010 Lawyers for the Profession® Alert

Ninth Circuit Reverses Prior Decision Based on a Subsequent Statutory Charge and Holds That Lawyer Cannot Discharge in Bankruptcy the Costs Owed to Bar Assessed in Disciplinary Proceeding March 31, 2010 Lawyers for the Profession® Alert

Expert Witness Work Leads to Conflict of Interest, Imputed Disqualification March 25, 2010 Lawyers for the Profession® Alert

Lawyers' Professional Liability Update - March 2010 March 24, 2010

Pennsylvania Supreme Court Splits on Rationale for Subject Matter Waiver; Avoids Decision on Scope of Privilege for In-House Counsel-to-Client Communication March 23, 2010 Lawyers for the Profession® Alert

Second Circuit Strikes Down Certain of New York's Attorney Advertising Rules; Upholds 30-Day Solicitation Moratorium in Personal Injury and Wrongful Death Matters March 18, 2010 Lawyers for the Profession® Alert

U.S. Supreme Court Weighs in on Applicability of 2005 Bankruptcy Law to Attorneys' Advice and Advertising March 16, 2010



South Carolina Attorney Ad Tests Bounds of Advertising Rule March 9, 2010 Lawyers for the Profession® Alert

The Lawyers' Lawyer Newsletter - Recent Developments in Risk Management - February 2010 February 26, 2010

City of New York Bar Issues Formal Opinion That Jointly Represented Clients May Not Waive the Right to Approve Aggregate Settlements February 25, 2010 Lawyers for the Profession® Alert

Lawyers' Professional Liability Update - February 2010 February 24, 2010

Statutes of Repose Do Not Shorten Bankruptcy Trustee's Period to Pursue Legal Malpractice February 23, 2010 Lawyers for the Profession® Alert

New Jersey Supreme Court Sets Clear Conditions That Would Allow a Company to Pay Attorney Fees for Employees Who Are Targets and Potential Witnesses in a Grand Jury Proceeding February 18, 2010 Lawyers for the Profession® Alert

California Class Action Lawyers Must Help Class Members Enforce Judgment February 16, 2010 Lawyers for the Profession® Alert

Lawyers May Solicit Lay Organizations to Lecture on Legal Topics, But Limits Apply February 8, 2010 Lawyers for the Profession® Alert

Discharged Firm May Still Collect Contingency Fee February 4, 2010 Lawyers for the Profession® Alert

Narrow Interpretation of Spoliation of Evidence Tort Offset By Potential Ethical, Criminal and Other Civil Liability February 2, 2010 Lawyers for the Profession® Alert

Lawyers' Professional Liability Update - January 2010 January 29, 2010

Joint Defense Agreements Give Rise to Unique Conflicts and Imputation Issues January 28, 2010 Lawyers for the Profession® Alert

FSA Lenders Not Subject to State UPL Laws January 26, 2010 Lawyers for the Profession® Alert

FTC Lacks Authority to Regulate Lawyers Under the Fair and Accurate Credit Transactions Act January 21, 2010 Lawyers for the Profession® Alert

Lawyer Suspended for Representing Ward and Conservator January 12, 2010

