**THE CRAIG S. BERNARD CHAPTER OF THE AMERICAN INNS OF COURT LIV AND INNER TEMPLE PUPILAGE GROUP PRESENT**

**BECOMING AND REMAINING A LAWYER - A “SCARED STRAIGHT” SEMINAR AND WHO WANTS TO BE A MILLIONAIRE (OR ETHICAL LAWYER) GAME SHOW**

COURSE CLASSIFICATION – BASIC LEVEL

PALM BEACH COUNTY MAIN COURTHOUSE, WEST PALM BEACH FLORIDA

MARCH 15, 2016

**Overview:**

A one hour program discussing the ethical implications involved in becoming and remaining a lawyer, presented by the Inner Temple Pupilage Group for members of the Craig S. Bernard Chapter. The program presents ethical scenarios, Bar Rules, Florida Statutes, and case law discussing: 1) reporting duties for members of the bar concerning applicants for admission; 2) timely amendments to Bar applications; 3) factors considered for weighing past conduct of Bar applicants; 4) violations arising out of personal, rather than professional, conduct; 5) violations arising despite restitution; 6) referral fees and other division of fee agreements. The program format is a “Scared Straight” CLE type seminar for lawyers in trouble with the Bar. Saul Goodman, of the T.V. show Better Call Saul, is the featured speaker at this “Scared Straight” seminar. The Bar has assembled a room full of lawyer misfits, who must take this CLE in order to avoid disbarment. The CLE attendees are characters with spotty pasts from other legal movies and T.V. shows, such as Vincent Gambini (My Cousin Vinny), Elle Woods (Legally Blonde), Professor Keating (How to Get Away with Murder), Hilary Clinton, and many more! The Q&A is presented in the format of the Game Show, “Who Wants to be a Millionaire (or an Ethical Lawyer).”

**Rules and Case Law:**

Rules and Case Law Include: Florida Bar v. Swann, 116 So.3d 1225, 1229 (disbarment related to personal, not professional, conduct); Rule 3-4.3 Regulating the Florida Bar (misconduct); Rule 4-1.7(a) Regulating the Florida Bar (conflicts of interest); Rule 4-8.4(c) Regulating the Florida Bar (dishonesty, fraud, deceit, and misrepresentation); Rule 4-7.2 (g) Regulating the Florida Bar (prohibits giving anything of value in exchange for a referral); Rule 4-1.5 (f) (4) (1) (2) Regulating the Florida Bar (contingent fees for legal services); Rule 4-1.5 (g) Regulating the Florida Bar (division of fees); Rule 3-14.4 Regulating the Florida Bar (timely amendments); Rule 5-14 Regulating the Florida Bar (board jurisdiction after admission); Florida Board of Bar Examiners re Zavadil, 123 So 3d 550 (Fla. 2013) (disbarred for failure to report a reprimand from his employer, which occurred after the submission of his bar application); Florida Statute 815.06 (computer crimes); Supreme Court Admission Rule 3-11 (disqualifying conduct); Supreme Court Admission Rule 2-12 (proof of character and fitness); Supreme Court Admission Rules Rule 3-12 (determination of present character); Rule 4-8.1 (a) and (c) Regulating the Florida Bar (bar admission and disciplinary matters).

**Agenda:**

6pm – 6:15pm – Welcome

6:15pm -6:40 – Act 1: The scene opens to a “Scared Straight” CLE type seminar for lawyers in trouble with the Bar. Saul Goodman, of the T.V. show Better Call Saul, is the featured speaker at this “Scared Straight” CLE. The Bar has assembled a room full of lawyer misfits to take this “Scared Straight” CLE, who are only participating in order to avoid disbarment for ethical violations. The CLE attendees are characters with spotty pasts from other legal movies and T.V. shows, such as Vincent Gambini (My Cousin Vinny), Hilary Clinton, Donald Trump, and many more. Act 1 is Vincent Gambini’s (My Cousin Vinny’s) flashback to the ethical dilemma that landed him in this CLE for wayward lawyers. Specifically, he was caught concealing marital assets from his spouse in a personal divorce proceeding. The Q&A at the end of Act 1 is presented in the format of the game show, “Who Wants to be a Millionaire (or an Ethical Lawyer)” and discusses issues of violations for personal, rather than professional, misconduct.

6:40 -6:55 – Act 2: The ”Scared Straight” CLE Seminar continues with Elle Woods (Legally Blonde) explaining to the speaker, Saul Goodman, how she wound up in this CLE for misfit unethical lawyers. Specifically, she failed to timely update her Bar application after Vivian Kensington and Warner Huntington III secured a temporary restraining order against her for stalking and harassing behavior. The Q&A for Act 2 is also presented in the format of the game show, “Who Wants to be a Millionaire (or an Ethical Lawyer)” and discusses issues of associated with Bar applications and reporting duties for those who know the applicants.

6:55-7:15 – Act 3: During the final segment of the “Scared Straight” CLE Seminar, we watch as a flashback takes place for CLE attendee, Professor Keating (How to get Away with Murder). Professor Keating has been relegated to sit through this CLE because one of her law students hacked into someone’s email, obtained evidence, and the Professor used that evidence in one of her criminal cases and failed to report the violation when the student applied for admission to the Bar. The Q&A for Act 3 is in the format of the game show, “Who Wants to be a Millionaire (or an Ethical Lawyer)” and discusses issues of violations for deceit and reporting duties for those who know Bar applicants.

7:15 – Adjourned