

PROBLEM CLIENTS

A Group 5 Presentation

”Hey, Group 5, are you worried about your chances of winning the 'Program of the Year' award?”



And now . . a song 

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Act I



RULE 4-I.4 COMMUNICATION

Keep your client informed



Act II



RULE 4-1.2 OBJECTIVES AND SCOPE OF REPRESENTATION

A lawyer shall not counsel a client to engage, or assist a client, in conduct that the lawyer knows or reasonably should know is criminal or fraudulent.

RULE 4-1.16 DECLINING OR TERMINATING REPRESENTATION

A lawyer must terminate representation if the client persists in a course of action involving the lawyer's services that the lawyer reasonably believes is criminal or fraudulent, unless the client agrees to disclose and rectify the crime or fraud.



Act III



RULE 4-3.3 CANDOR TOWARD THE TRIBUNAL

A lawyer shall not knowingly fail to disclose a material fact to a tribunal when disclosure is necessary to avoid assisting a criminal or fraudulent act by the client.

A lawyer shall not offer evidence that the lawyer knows to be false.

A lawyer may refuse to offer evidence that the lawyer reasonably believes is false.

RULE 4-3.3 CANDOR TOWARD THE TRIBUNAL (cont.)

A lawyer who represents a client in an adjudicative proceeding and who knows that a person intends to engage, is engaging, or has engaged in criminal or fraudulent conduct related to the proceeding **SHALL** take reasonable remedial measures, including, if necessary, disclosure to the tribunal.



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