HOW WELL DO YOU KNOW YOUR
PART 1200 RULES OF PROFESSIONAL
CONDUCT?
Question One

Can a legal advertisement include the portrayal of a fictitious law firm, the use of a fictitious name to refer to lawyers not associated together in a law firm, or otherwise imply that lawyers are associated in a law firm if that is not the case?
No. Rule 7.1 c(2) states that a legal advertisement may not include the portrayal of a fictitious law firm, the use of a fictitious name to refer to lawyers not associated together in a law firm, or otherwise imply that lawyers are associated in a law firm if that is not the case.
Question Two

When can a lawyer knowingly reveal confidential information, as defined in Rule 1.6, or use such information to the disadvantage of a client or for the advantage of a lawyer or third person?
Answer Two

When the client gives informed consent as defined in Rule 1.0(j) which defines informed consent as the agreement by a person to a proposed course of conduct after the lawyer has communicated information adequate for the person to make an informed decision, and after the lawyer has adequately explained to the person the material risks of the proposed course of conduct and reasonably available alternatives.
Question Three

▶ Can a lawyer’s employees, associates and others whose services are utilized by the lawyer disclose or use confidential information of a client?
Rule 1.6(7) states that a lawyer shall exercise reasonable care to prevent the lawyer’s employees, associates and others whose services are utilized by the lawyer from disclosing or using confidential information of a client.
Question Four

When can a lawyer charge an excessive or illegal fee?
Rule 1.5(a) states that a lawyer shall not make an agreement for, charge, or collect an excessive or illegal fee or expense.
Question Five

What document must be provided by a lawyer to a prospective client at the initial conference in a domestic relations matter?
Rule 1.5(e) states that in domestic relations matters, a lawyer shall provide a client with a statement of client’s rights and responsibilities at the initial conference and prior to the signing of a written retainer agreement.
Question Six

Can a lawyer who has formerly represented a client in a matter thereafter represent another person in the same or a substantially related matter in which that person’s interests are materially adverse to the interests of the former client?
Answer Six

Rule 1.9 states that this is not permitted unless the former client gives informed consent in writing.
Question Seven

How long must a lawyer maintain bookkeeping records?
Rule 1.9(d) states that a lawyer shall maintain all financial records and documentation related thereto for seven years.
Question Eight

Can a lawyer or law firm share legal fees with a nonlawyer?
Answer Eight

- As a general rule, Rule 5.4 states that a lawyer or law firm shall not share legal fees with a nonlawyer except for payments made to the lawyer’s estate upon death or to an employee retirement plan based in whole or in part on a profit sharing agreement.
Question Nine

Can a lawyer aid a nonlawyer in the unauthorized practice of law?
Rule 5.5 (b) states that a lawyer shall not aid a non-lawyer in the unauthorized practice of law.
1,000,000 Question

Can a lawyer compensate or give anything of value to a person or organization to recommend or obtain employment by a client, or as a reward for having made a recommendation resulting in employment by a client?
Rule 7.2 Payment for Referrals: No, except that a lawyer may refer clients to a non-legal professional pursuant to a contractual relationship with such non-legal professional to provide legal and other professional services on a systematic and continuing basis, provided that such referral shall not otherwise include any monetary or other tangible consideration or reward or the sharing of legal fees.
Thanks for Playing!