

Table of Opinions

MEMORANDUM OPINIONS

- 5/62 Client using letterhead
- 8/63 “Legal Comment” articles in magazines or papers **(Withdrawn)**
- 9/63 Partnership or association?
- 2/64 Lawyer listed among officers and directors of corporation **(Withdrawn)**
- 5/65 City attorney conflict of interest **(Withdrawn by E-81-6)**
- 6/65 Conflicts relating to bankrupt clients
- 9/65A Specialized legal service to attorneys
- 9/65B Indigent client charged with crime **(Withdrawn)**
- 7/66 Cognovit note notice
- 9/66 Attorney listed as sponsor **(Withdrawn)**
- 1/67 Misuse of attorney letterhead
- 2/67 A conflict of interest: Accident case
- 3/67A County board member
- 3/67B Interstate law firm
- 3/67C Finders fee improper
- 4/67 Confession of judgment proper
- 5/67 Legal column in publication **(Withdrawn)**
- 6/67 Law-tax offices **(Withdrawn)**
- 9/67 Specialty listing improper
- 11/67 Advertising listing improper **(Withdrawn)**
- 2/68 Public office designation improper
- 3/68 Listing of lawyers among officers **(Withdrawn)**
- 5/68A Conflict in will contest
- 5/68B No partnership exists
- 6/68 Branch office
- 7/68A Trust officer as private attorney
- 7/68B Part-time corporation counsel in criminal cases **(Withdrawn by Memo. 2/74)**
- 1/69 Judge may serve on Ethics Committee
- 2/69A Removal of judge’s name from firm
- 2/69B Prosecutor as witness
- 2/69C D.A. partners may not defend criminal cases **(Withdrawn by EF-11-02)**
- 2/69D Omitted telephone listing **(Withdrawn)**
- 5/69 Corresponding with other party improper
- 11/69A Phone listing improper **(Withdrawn)**
- 11/69B Newspaper publicity improper **(Withdrawn)**
- 11/69C Advertising by district attorney **(Withdrawn)**
- 11/69D Deceased or retired partners names may be continued
- 11/69E Confession of judgment by partner improper
- 11/69F Lawyer appearance on television
- 2/70A Part-time district attorneys may accept divorce actions
- 2/70B Removal of public official from firm name
- 6/70A J.D. degree designation **(Withdrawn)**
- 6/70B Part-time city attorney may defend criminal cases **(Withdrawn by Memo. 2/74)**
- 6/70C District attorney defending criminal, traffic cases is improper **(Withdrawn by EF-11-02)**

6/70D Branch office requirements
6/70E Conflict of interest: Representing host driver and guest passenger
6/70F Letterhead improper
6/70G Legal services center conflict
6/70H Threatening criminal action improper
1/71A Open house invitations limited
1/71B Lawyer-candidates may use letterhead
1/71C Potential conflicts in representing criminal defendants
1/71D No advertising upon reopening office **(Withdrawn)**
4/71A Disposing of clients' files upon closing office
4/71B Lawyer sharing office with real estate broker
6/71 Lawyer sharing office with C.P.A.
7/71 Accepting fees from criminal indigent improper **(Withdrawn)**
7/71B Lawyer listing in directories **(Withdrawn)**
11/71 Lawyer in probate limited to legal fees
2/72A Gifts of value to judge improper
2/72B Conflict upon representing student when employed by college
2/72C Management consultation advertising by lawyer improper
4/72 Announcements upon joining a law firm: Opening branch office **(Withdrawn)**
6/72 Banker involved in private law practice **(Withdrawn)**
7/72 Corporate legal staff must not use partnership letterhead
1/73 Lawyer appearing on TV or radio "talk shows" proper
3/73 Conflict for former D.A. to represent private claimant
3/73B Lawyer open house invitations limited **(Withdrawn)**
3/73C Sign designating changed office location **(Withdrawn)**
11/73A Lawyers listings in local directories clarified **(Withdrawn)**
11/73 Use of designation "general counsel" limited
12/73 Legislator using law office address on letterhead
12/73B Christmas greetings mailing restricted **(Withdrawn)**
2/74 Part-time corporation counsel in private representation
3/74 Distributing ballpoint pens improper **(Withdrawn)**
4/74 Lawyer may serve as arbitrator **(Withdrawn)**
1/75A Christmas greetings **(Withdrawn)**
1/75 Interstate law firms
3/75A Use of letterhead for fund drive **(Withdrawn)**
3/75 Family court commissioner conflict of interest
4/75 Dual professional and business activity **(Withdrawn)**
6/75A Representation of a client when the attorney's partner may be called as a witness
6/75B Attorney signing client's name on check for deposit in trust account
6/75C Solicitation of clients for retirement plan salesman
6/75D Attorney/collection agency fee sharing
6/75E Announcement of availability for referrals on a commission basis
6/75F Notice of availability to former associate's clients **(Withdrawn)**
7/75 Lawyer writing a newspaper column **(Withdrawn)**
8/75A Law firm establishing an independent accounting corporation **(Withdrawn)**
8/75B Municipal attorney conflict
8/75C Letterhead listing of partner not admitted to State Bar
9/75A Retention of client records **(Withdrawn)**
9/75B Attorney/bank director conflict of interest
9/75C Firm name following purchase of branch office

9/75D Attorney contributions to charitable, community and religious funds **(Withdrawn)**
10/75A Disputed attorney's fees
10/75B Professional calling cards
10/75C Retention of unclaimed trust funds **(Withdrawn)**
11/75A Judicial candidate testimonials
11/75B Attorney/shareholder representing corporation in bankruptcy proceeding
12/75 Municipal attorney handling criminal cases **(Withdrawn)**
1/76 Broker's commission: Estate representative **(Withdrawn by E-86-3)**
2/76A Conflict of interest: District attorney is sibling of defense counsel
2/76B Letterhead
3/76 Appearance of improper conflict alleviated by full disclosure
3/76B Attorney's family beneficiaries in will **(Withdrawn)**
3/76C Sponsorship of softball team **(Withdrawn)**
5/76 General counsel
7/76 Television appearance by attorney
8/76A Inclusion of attorney's name and biographical information in non-law list publication
8/76B Attorney-client privilege: Whereabouts of client who is fugitive from justice **(Withdrawn by EF-21-03)**
9/76 Solicitation
10/76 Law firm named in will as legal counsel for the estate
10/76B Telephone directory listings **(Withdrawn)**
11/76A Attorney as agent for title insurance company **(Withdrawn)**
11/76B Announcement of opening of new office **(Withdrawn)**
11/76C Conflict of interest: New member of firm represented adverse party
12/76A Associate of judge's relative appearing before the judge
12/76B Partner of court commissioner appearing before the court commissioner
2/77A Competitive bidding
2/77B Office signs **(Withdrawn by E-82-1)**
2/77C Interviewing opposing party's expert witness
2/77D Newspaper publication of article by attorney identifying him/her as such
3/77 Advertising in *Bar Bulletin*
4/77A Law and other offices in shared building
4/77B Disclosure of trust account records
6/77A Attorney's name and profession printed as reference
6/77B Fee agreement with substituted counsel
6/77C Organization beneficiary in will drafted by attorney/officer
6/77D Of counsel **(Withdrawn by E-93-1)**
8/77A Conflict of interest: Representing insurance company and plaintiff
8/77B Conflict of interest: School district
8/77C Attorney-board of education member conflict of interest
8/77D Withdrawal from representation upon nonpayment of fees: Substituting attorney's obligation
9/77A Advertising in high school annual
9/77B Letterhead: Legal assistant's name on **(Withdrawn)**
9/77C Representation of criminal defendant when partner's spouse is prosecutor
11/77 Attorney-client privilege: Disclosure of information
12/77 Advertising in church bulletins
1/78A Conflict of interest: Attorney joins other firm
1/78B Paralegals
2/78 Office sharing
3/78A Sale of law practice
3/78B Advertising in baseball scorebook

3/78C Announcement to real estate brokers of availability for legal services **(Withdrawn by E-80-10)**
4/78A Consolidation of firm: Letterhead designation, Announcement to clients **(Withdrawn by E-93-1)**
4/78B Return of client's files **(Withdrawn by EF-16-03)**
4/78C Permissible activities of a law clerk **(Withdrawn)**
M-10-02 Lawyer as witness
EM-14-01 Retirement benefits and restrictions on the right to practice
EM-16-01 Crime prevention funding boards
EM-17-03 Division of fee between different firms
EM-18-01 Local court rule requiring withdrawal
EM-19-02 Thrust-upon conflicts in syndicated financing transactions

INFORMAL OPINIONS

1/62 Law corporations and names
2/62 Window signs **(Withdrawn)**
1/63 An attorney retiring from practice may not sell or otherwise dispose of his practice and goodwill to another attorney: This does not prevent the sale of office facilities or furniture
1/64 Commissions and rebates
1/67 Ordinance drafting service **(Withdrawn)**
2/67 Life insurance sales **(Withdrawn)**
3/67 Partnership with non-lawyer
4/67 Solicitation of pension or profit sharing work
1/68 Brief writing, research service **(Withdrawn)**
2/68 Lawyer named as beneficiary in will
1/69 Judicare representation policy
2/69 Contributions to judicial campaigns
3/69 Attorney-banker engaging in law practice **(Withdrawn)**
4/69 Past Bar officers endorsing political candidates
1/70 Partners for attorney for Deputy Sheriffs Association accepting criminal, traffic cases
2/70 Partners of attorney: Police and Fire Commission member accepting criminal cases
1/71 Lawyer acting as trustee for bail fund
1/72 Availability to serve other lawyers in limited practice area **(Withdrawn)**
1/73 Lawyers in judicial campaigns
2/73 Lawyer circulating divorce handbook
3/73 Lawyer publishing do-it-yourself divorce kit in uncontested divorces
4/73 Attorney for bankrupt debtor also representing creditors
5/73 Lawyer-public officials representing private clients before agency **(Withdrawn)**
6/73 Use of credit cards to finance fees
2/74 Labor attorneys involved in solicitation letter **(Withdrawn)**
EI-10-01 Law firm webinars
EI-11-01 Legal information seminars
IE-16-01 Advertising and solicitation in law-related services owned by lawyer
EI-17-04 Contact with persons represented in unrelated matters

FORMAL OPINIONS

E-54-1 to E-56-1

E-54-1 Listing in bold type in telephone directory improper **(Withdrawn)**
E-54-2 Attorney who is public officer has conflict of interest
E-54-3 Publication of card in newspaper improper **(Withdrawn)**

E-55-1 Lawyer may not advertise for income tax work **(Withdrawn)**

E-56-1 Unethical to charge 20% fee where no true contest in compensation case

E-60-1 to E-69-3

E-60-1 Firm names **(Withdrawn by E-82-11)**

E-61-1 Collection agencies

E-65-1 District attorney conflict in land condemnation case

E-65-2 Attorney employee of accounting firm rendering legal service for customer is improper

E-65-3 Attorney ownership or operation of a debt adjustment service company **(Withdrawn)**

E-69-1 Municipal Justice of the Peace: Possible conflict

E-69-2 Court commissioner: Appearance before appointing judge

E-69-3 Lawyer-realtor relationship

E-70-1 to E-79-10

E-70-1 It is unethical for an attorney to organize alone or with other individual attorneys or lay persons or groups, a testimonial dinner or event for a judge during his term of office. It is also unethical for an attorney to purchase tickets for, attend or contribute to such a testimonial, unless organized by the Bar Association

E-71-1 It is unethical for an attorney to organize alone or with other individual attorneys or lay persons or groups, a testimonial dinner or event for a judge during his term of office or for a candidate for the office of judge. It is also unethical for an attorney to purchase tickets for, attend, or contribute to such a testimonial, unless organized by the Bar Association

E-72-1 Local Bar Association judicial endorsement programs are exempt from prohibition on judicial testimonials

E-72-2 Attorney-collection agency relationship

E-73-1 Lawyer and safekeeping of wills

E-73-2 Law firm announcing consultation service to other attorneys

E-73-3 Life insurance sales prohibited **(Withdrawn)**

E-73-4 Ethical guidelines for attorney-judicial candidate

E-74-1 Professors operating legal research service

E-74-2 through E-74-11 Nonexistent

E-74-12 Lawyers invite members of jury to “victory” party after successful litigation

E-75-0 Corporation maintaining a bail fund to aid the indigent criminally accused

E-75-1 Use of credit cards for payment for legal services: Charging interest on delinquent accounts

E-75-2 Multiple representation in automobile accident cases **(Withdrawn by E-99-2)**

E-75-3 Attorney named as trustee-executor

E-75-4 Displaying real estate broker’s license in law office **(Withdrawn)**

E-75-5 Gifts: Offer to match client’s gift to educational institution

E-75-6 Request by administrator of estate for delivery of tape recording of client from attorney

E-75-7 through E-75-14 Nonexistent

E-75-15 Attorneys may be listed in directories of neighborhood services and businesses in uniform typeface under classification of attorneys, with limitations **(Withdrawn)**

E-75-16 Excess judgment amount held for one client applied to second client’s claim

E-75-17 Private practice by full-time district attorney

E-75-18 Conflict of interest: Representation of indigent co-defendants by Legal Aid Society

E-75-19 Confidences of the client; Police legal advisor counsels individual members of the department; Primary relationship with chief; Conflict of interest

E-75-20 Legal services to indigents program of County Bar Association: Mandatory participation

E-75-21 Nonexistent

E-75-22 Use of legal assistants’ names on the letterhead of an attorney; Use of cards identifying association of legal assistant with law firm **(Withdrawn in part by E-85-6)**

Table of Opinions

E-75-23 Nonexistent
E-75-24 Ethical responsibility of attorney for estate to potential claimants
E-75-25 Attorney in private practice holding public office
E-76-1 Nonexistent
E-76-2 Propriety of attorney-legislator representing clients before state agencies
E-76-3 Propriety of using “City Legal Clinic”
E-76-4 Representation of a plaintiff after investigation is undertaken for a potentially adverse former client
E-76-5 Nonexistent
E-76-6 Attorneys’ participation in private organizations credit plan
E-76-7 Nonexistent
E-76-8 Ethical propriety of amending complaint upward in criminal action
E-76-9 Nonexistent
E-76-10 Firm name: Use of “and Company”
E-76-11 Conflict of interest: May assistant district attorney’s partners accept criminal defense clients even with full disclosure and consent?
E-76-12 Propriety of City Attorney taking private defense work
E-77-1 and E-77-2 Nonexistent
E-77-3 Physical office arrangement for the joint practice of law and real estate brokerage **(Withdrawn)**
E-77-4 Nonexistent
E-77-5 Propriety of attorney’s disclosure of information upon consent of deceased client’s personal representative
E-77-6 through E-77-10 Nonexistent
E-77-11 Ethical propriety of attorney member of Police and Fire Commission defending persons in criminal and traffic cases in the municipality **(Withdrawn)**
E-79-1 Public official: Disqualification of law firm
E-79-2 Mediation of divorces **(Withdrawn by E-97-3)**
E-79-3 Commerce consultant
E-79-4 Bank referral of estate planning customers to attorney
E-79-5 “Ask the Lawyer” column
E-79-6 Disposition of unclaimed trust fund accounts
E-79-7 Representation of business partners
E-79-8 Part-time district attorney’s firm taking defense cases **(Withdrawn by EF-11-02)**
E-79-9 Interstate association of law firms
E-79-10 “Practice limited to” advertising

E-80-1 to E-84-21

E-80-1 Drafting will for partner’s spouse
E-80-2 Paralegal at real estate closing
E-80-3 Special prosecutor as witness
E-80-4 Dual practice designation **(Withdrawn by E-90-2)**
E-80-5 Attorney as accounting firm employee **(Withdrawn by E-88-1)**
E-80-6 Husband/wife conflict of interest
E-80-7 Spouse on Village Board **(Withdrawn by E-88-1)**
E-80-8 Retention of client’s file **(Withdrawn by E-95-4)**
E-80-9 Attorney as employee-shareholder of eviction corporation
E-80-10 Targeted direct mail advertising **(Withdrawn by E-83-2)**
E-80-11 Advertising in trade journal
E-80-12 Public defender candidate for D.A. **(Withdrawn by EF-22-01)**
E-80-13 Interest charge on delinquent accounts
E-80-14 Attorney’s fees charged to ward’s estate

- E-80-15 Announcing employment of “paralegal” **(Withdrawn by E-83-3)**
- E-80-16 Law office trade name
- E-80-17 Conflict of interest in co-defendant situations
- E-80-18 Duty of office toward client when attorney terminates association **(Withdrawn by E-97-2)**
- E-80-19 Law firm sponsorship of legal seminars for the public
- E-80-20 Conflict of interest: Representation for and against a county
- E-81-1 Law firm open house: Announcing hiring of new associate **(Withdrawn by E-94-3)**
- E-81-2 City conflict of interest on city insurance carrier’s board of directors
- E-81-3 Town prosecutor defense work
- E-81-4 Computer trust accounts
- E-81-5 District attorney pro tempore conflict of interest **(Withdrawn by EF-11-02)**
- E-81-6 Defining the “same court” restriction on the practice of municipal attorneys
- E-82-1 Law firm newsletter: Direct mail advertising
- E-82-2 Destruction of client’s files
- E-82-3 City attorney called as adverse witness
- E-82-4 Communication with an adverse party represented by counsel
- E-82-5 Contingent fees
- E-82-6 Multiple representation in automobile accidents
- E-82-7 Copying client’s files **(Withdrawn by EF-16-03)**
- E-82-8 Attorney contacting seminar attendees
- E-82-9 C/I: Municipal attorney representing police officers
- E-82-10 Communications with a party’s former employees **(Withdrawn by E-07-01)**
- E-82-11 Dual business practice
- E-82-12 Attorney’s obligation to inform client of potential malpractice claim
- E-82-13 C/I: Criminal court commissioner and public defense work
- E-82-14 C/I: Firm as estate’s attorneys—Disclosure of client’s confidences
- E-82-15 C/I: Representing a local educational district when firm member sits on board of directors
- E-83-1 Advertising for plaintiffs in a class action or other lawsuit
- E-83-2 Direct mail advertising **(Withdrawn)**
- E-83-3 Announcing hiring of lay person
- E-83-4 An attorney’s cost obligations in a claim for frivolous action costs
- E-83-5 Corporate counsel giving advice to clients outside the corporation
- E-83-6 Trust accounts for multi-state practice **(Withdrawn)**
- E-83-7 Applying client’s funds against fees owed
- E-83-8 Dual practice: Accounting and law **(Withdrawn by E-90-2)**
- E-83-9 Attorney’s obligation when clients develop adverse interest
- E-83-10 Nonparty organization providing funds to defray class action litigation expenses
- E-83-11 Garnishment action to secure fees
- E-83-12 City attorney acting as prosecutor while advising trier of fact **(Withdrawn)**
- E-83-13 Contact with opposing party’s expert witness
- E-83-14 Dual practice: Service organization and law office
- E-83-15 Blanket fee arrangement for insurance defense cases
- E-83-16 Solicitation: Follow-up calls
- E-83-17 Corporation counsel representing mother and state in paternity actions
- E-83-18 Conflict of interest: Assistant district attorney representing husband in child support action after representing wife **(Withdrawn)**
- E-83-19 Conflict of interest: Assistant district attorney pro tempore in private practice **(Withdrawn by EF-11-02)**
- E-83-20 Conflict of interest: Family Court Commissioner representing non-AFDC individual in child support action

- E-83-21 Conflict of interest: Attorney representing parents in custody hearing while simultaneously representing father in criminal case
- E-83-22 Advertising: Designation of public office held by attorney on letterhead **(Withdrawn in part by E-90-2)**
- E-83-23 Conflict of interest: Attorney calling partner as expert witness in divorce proceedings
- E-84-1 Lay consulting service
- E-84-2 Request for extension to answer
- E-84-3 Representing both spouses in a divorce
- E-84-4 Division of legal fees with layperson
- E-84-5 Disposition of closed client files **(Withdrawn by EF-16-03)**
- E-84-6 Attorney paying expenses
- E-84-7 Duty of lawyer to inform court of error
- E-84-8 Disclosures of information to investigative body
- E-84-9 Conflict of interest: Assistant attorney general owning stock in Wisconsin company
- E-84-10 Providing non-party with copy of settlement
- E-84-11 Ethical obligations with heavy workload in State Public Defender Office
- E-84-12 Corporate counsel serving on board of directors
- E-84-13 Direct mail advertising
- E-84-14 Lawyer calling shareholder or employee as expert witness in divorce proceeding
- E-84-15 Propriety of prosecutor communicating with complainant when complainant is represented by a lawyer
- E-84-16 District attorney serving on community board of directors
- E-84-17 Payment for referrals from insurance company subsidiary
- E-84-18 Village attorney's partner serving on zoning board of appeals
- E-84-19 Conflict of interest: Representing insurance company and insured defendant
- E-84-20 Conflict of interest: Appearance before Family Court Commissioner by associate's spouse
- E-84-21 Lawyer practicing in interdisciplinary organization

E-85-1 to E-89-17

- E-85-1 Practice by associates of part-time municipal judge
- E-85-2 Conflict of interest: Lawyer representing criminal defendants when lawyer's spouse is county sheriff
- E-85-3 Conflict of interest: Multiple representation of clients in medical malpractice actions
- E-85-4 Conflict of interest: Defendant law firm represents plaintiff in foreclosure action
- E-85-5 Law and title insurance practice
- E-85-6 Listing legal assistants on attorney letterhead
- E-85-7 Partner representing partner in litigation
- E-85-8 Representation adverse to former client
- E-85-9 Representation adverse to former client: Firm representing lending institution in foreclosure action against former client for whom firm rendered title opinion
- E-85-10 Confidences and secrets of a client
- E-85-11 Reporting lawyer misconduct and disclosure to clients **(Withdrawn)**
- E-85-12 Limiting liability to a client and requesting a client arbitrate malpractice claims
- E-85-13 Attorneys' fees in divorce actions: Fee collection practices and agreements
- E-86-1 Conflict of interest: Assistant district attorney's spouse a sheriff's deputy
- E-86-2 Office sharing arrangement **(Withdrawn by E-00-02)**
- E-86-3 Attorney/real estate broker: Fees and commissions, dual practice and conflicts of interest
- E-86-4 "Of counsel" relationship and clients' trust account responsibilities **(Withdrawn by E-93-1)**
- E-86-5 Conflict of interest: Family law practice by spouse of a full-time family court commissioner
- E-86-6 Duty of lawyer to be candid with court in connection with prior convictions
- E-86-7 Duties of public prosecutors with knowledge of witnesses helpful to defendants

- E-86-8 District attorney conflict of interest: Disqualification of assistant DAs **(Withdrawn by EF-22-01)**
- E-86-9 Retainers and advanced fees and costs: Trust accounts and ethical responsibility
- E-86-10 Law firm designation as “of counsel” to another law firm **(Withdrawn by E-93-1)**
- E-86-11 IV-D directors’ representation of custodial parents in post-divorce support proceedings: Conflicts and disqualification
- E-86-12 Lawyer holding legislative office representing persons in proceedings in which employees of the same governmental unit testify
- E-86-13 Lay employee: Multiple part-time employment with different governmental offices
- E-86-14 Conflict of interest: City attorney’s prosecution of city employee for an ordinance violation
- E-86-15 Disqualification: Former partner employed as assistant district attorney **(Withdrawn by EF-22-01)**
- E-86-16 Lawyer serving as a board member of an insurer and insurance fund while lawyer or lawyer’s firm represents persons against insurer and fund: Conflict of interest
- E-86-17 Disqualification of prosecutor when sued by defendant
- E-86-18 Public defender elected district attorney: Disqualification and screening **(Withdrawn by EF-22-01)**
- E-86-19 Court reporter: Full-time employee of law firm
- E-87-1 City attorney/conflict of interest: Advocate and advisor to appellate board in the same matter **(Withdrawn)**
- E-87-2 Opposing expert’s communications with represented party
- E-87-3 Disqualification: Former house counsel’s representation of clients against former corporate employer
- E-87-4 Conflicts and disqualification: Law firm represented by opposing counsel in unrelated matter
- E-87-5 Threatening criminal action related to a civil claim **(Withdrawn by E-01-01)**
- E-87-6 Termination of law practice by solo practitioner: Sale and transfer of assets **(Withdrawn)**
- E-87-7 For-profit lawyer referral services
- E-87-8 Communications by district attorney with represented criminal defendants and previously represented delinquent child support payors
- E-87-9 Responsibilities of employee/associate lawyer upon death of employer/solo practitioner
- E-87-10 Reimbursement for costs and expenses in worker’s compensation proceedings
- E-87-11 Settlements: Attorneys as parties to as guarantors against lien claims
- E-87-12 Guardian ad litem subsequently acting as prosecutor in matter relating to same child
- E-88-1 Law degrees indicated on accounting firm member’s business card
- E-88-2 Successive private practice and government employment and related lawyers
- E-88-3 Nonincumbent judicial candidates’ compliance with rules of judicial conduct
- E-88-4 Representation in private adoption proceedings
- E-88-5 Client trust funds and property
- E-88-6 Lawyer as witness on behalf of client
- E-88-7 Family law practice by lawyer with social worker spouse
- E-88-8 Fee sharing with Lawyer Referral Service by participating lawyers
- E-88-9 Compensation of nonexpert witnesses for testifying
- E-88-10 Client fraud and lawyer disclosure duties in real estate transaction
- E-88-11 Client confidences: Attorney reporting abuse of client’s children
- E-88-12 Simultaneous representation of corporation and corporate officer
- E-89-1 Educational activities designed to educate public about legal matters: Acceptance of employment resulting therefrom **(Withdrawn in part by E-94-4)**
- E-89-2 Contingent fee agreements for appeal of divorce judgments
- E-89-3 Lawyer spouses and imputed disqualification
- E-89-4 Prior joint representation of spouses and subsequent representation of one spouse in divorce action
- E-89-5 Disqualification based upon initial consultation **(Withdrawn by EF-10-03)**
- E-89-6 Lawyer advertising through “Welcome Wagon”

E-89-7 Lawyer/city council member disqualification of lawyer and law firm in matters relating to the municipality
E-89-8 House counsel professional conduct guidelines
E-89-9 Disclosures of client confidences: Preventing injury to another's financial or property interest
E-89-10 Conflicts: Representing majority and minority investors in new business formation
E-89-11 Confidences of a deceased client
E-89-12 Reporting professional misconduct of opposing counsel
E-89-13 Conflicts: Dual role as guardian ad litem and attorney
E-89-14 Guardian ad litem: Communications with and by GALs and communications by other counsel with the ward
E-89-15 City attorneys, combining advisor and prosecutor roles: Clarification of E-83-12 and E-87-1
E-89-16 Threatening to report lawyer misconduct **(Withdrawn by E-01-01)**
E-89-17 Compensation of unemployed or retired nonexpert witnesses for testifying

E-90-1 to E-99-2

E-90-1 Law firm names: Independent lawyers
E-90-2 Lawyer advertising: Advertising licensed status in another profession or a presently held public office or position
E-90-3 Disclosure of client identity to IRS
E-90-04 Interest charges on delinquent accounts
E-90-05 Lawyer who represents municipality as defense counsel in state prosecutions
E-90-6 Conflicts, Office of State Public Defender
E-90-7 Living trust sales organizations, related representation
E-91-1 Communications with opposing party's agents or employees **(Withdrawn by E-07-01)**
E-91-2 Attorney's fees, sufficiency of communication of fees to the client **(Withdrawn by E-09-03)**
E-91-3 State Public Defender Office workload
E-91-4 Contact with opposing party's expert witness, E-83-13 modified
E-91-5 Nonexistent
E-91-6 Unauthorized communication with opposing party who is represented by counsel
E-92-1 Conflicts, representation of plaintiff and subrogated insurance carrier
E-92-2 Marketing living trust plans: Lawyer participation
E-92-3 A contingent fee contract as collateral for a personal loan to a lawyer
E-92-4 Referral of personal injury clients to health-care providers
E-92-5 Corporation counsel representation in child support cases
E-92-6 Prosecutor contact with unrepresented criminal defendant **(Withdrawn by E-09-02)**
E-93-1 Of counsel designation: Withdrawal of E-86-10 and E-86-4 and memo opinions 4/78 A and 6/77 D
E-93-2 Filing suit in the wrong venue
E-93-3 Prosecutor contact with criminal defendant before first court appearance
E-93-4 Nonrefundable retainers and advanced fees
E-93-5 Revealing identity of present and former clients and nature of representation **(Withdrawn by EF-17-02)**
E-93-6 Retaining financial planner to assist in estate planning
E-94-1 Duty to advise court of adverse authority
E-94-2 Adjustments in fee to compensate referring attorney
E-94-3 Law firm open house
E-94-4 Seminars and client development
E-94-5 Recording telephone calls without disclosure or consent **(Withdrawn by EF-24-01)**
E-94-6 Use of financial planners and registered investment advisors in estate planning law practice
E-95-1 Communicating with government agency represented by counsel
E-95-2 In-house counsel providing legal services to third parties

E-95-3 Paralegal attending real estate closing
E-95-4 Lawyer self-help in enforcing fee agreement with clients
E-95-5 Formation of attorney-client relationship
E-96-1 Posting of bail by attorneys
E-96-2 Attorney's responsibilities when client cannot be located
E-96-3 Prosecutors' communications with represented persons through personnel of other governmental agencies
E-96-4 Use of temporary attorneys in Wisconsin
E-97-1 Limitation of representation in residential real estate transactions **(Withdrawn)**
E-97-2 Obligations of a lawyer and a law firm when a lawyer terminates association with a law firm **(Withdrawn by EF-25-02)**
E-97-3 Mediation of divorces **(Withdrawn)**
E-98-1 Disposition of closed client files **(Withdrawn by E-17-01)**
E-99-1 Outside auditor's review of attorney's bills for services/restrictive guidelines by an insurer on providing a legal defense to an insured
E-99-2 Multiple representation in automobile accident cases

E-00-01 to E-09-04

E-00-01 Division of fees between lawyers not in the same firm—"joint responsibility for the representation" in SCR 20:1.5(e) defined **(Withdrawn by EF-10-02)**
E-00-02 Lawyers sharing office space, support staff and equipment with unrelated entities
E-00-03 Electronic files; clients demand for electronically stored documents **(Withdrawn by EF-16-03)**
E-00-04 Fee to lawyer for recommending service providers
E-01-01 Threatening criminal prosecution or disciplinary action in relation to a civil matter **(Withdrawn by EF-21-01)**
E-07-01 Contact with current and former constituents of a represented organization
E-09-01 Lawyer's responsibilities when a client gives a third party a "lien" on settlement proceeds
E-09-02 Obligations of a prosecutor dealing with unrepresented persons
E-09-03 Communications concerning attorneys' fees and expenses
E-09-04 Conflicts arising from dual roles as family court commissioner and guardian ad litem

EF-10-02 to EF-19-01

EF-10-02 Ethical responsibility of lawyers when referral fees are received
EF-10-03 Conflicts arising from consultations with prospective clients; significantly harmful information
EF-11-02 Conflicts in criminal practice arising from concurrent part-time employment as an assistant district attorney and a lawyer in a private law firm
EF-11-03 Who is a prospective client; lawyer websites and unilateral or unsolicited e-mail communications
EF-12-01 The transmission and receipt of electronic documents containing metadata
EF-15-01 Ethical obligations of attorneys using cloud computing
EF-16-03 The ethical obligation of the lawyer to surrender the file upon termination of the representation
EF-17-01 Retention and destruction of closed client files
EF-17-02 Duty of confidentiality; identities of current and former clients
EF-18-02 In-house counsel; Assisting an employer/client in the unauthorized practice of law by providing legal services to customers of employer/client
EF-18-03 Form contract drafting and conflicts
EF-19-01 Job negotiations with opposing firm or party

EF-20-01 to End

EF-20-01 Responsibilities of a lawyer when a grievance is filed against the lawyer
EF-20-02 Lawyer examining a current or former client as adverse witness

EF-21-01 Threatening criminal prosecution or professional discipline
EF-21-02 Working remotely
EF-21-03 Responsibilities of a lawyer with a fugitive client
EF-22-01 Migration in criminal practice
EF-23-01 Responding to online criticism
EF-23-02 Guardian ad litem conflicts and informed consent, confidentiality and other obligations under the Rules of Professional Conduct
EF-24-01 Recording others without disclosure or consent
EF-25-01 Lawyers as witnesses
EF-25-02 Lawyer mobility: Ethical responsibilities of the departing lawyer and the firm

ETHICAL DILEMMAS

ED-2010-10-20 How long must I hold files?
ED-2010-11-17 Confidentiality and prospective clients in divorce situations
ED-2010-12-15 Representing husband in business matter likely precludes representing spouse in divorce
ED-2011-02-16 Client whereabouts unknown—what to do with trust account funds
ED-2011-03-16 When to cross the line of confidentiality. Is your client's threat credible?
ED-2011-04-20 Lawyer knows of planned false testimony
ED-2011-05-18 Can a lawyer contact an employee of a represented organization?
ED-2011-06-01 Does the firm I'm leaving own my clients?
ED-2011-07-20 Bargaining against another's misconduct is a no-no
ED-2011-08-17 Can firm use name of retired and departed or deceased partner?
ED-2011-09-21 Unhappy client won't pay, and he wants his files
ED-2011-10-19 Client loyalties. When the line greys
ED-2011-11-16 When withdrawing is the only option
ED-2012-01-18 Retainer or advanced fee? Business or trust account?
ED-2012-02-15 Your client threatens you, now what?
ED-2012-04-18 Can counsel contact former employees?
ED-2012-05-16 Can you ask a new associate to sign a noncompete agreement?
ED-2012-06-20 It takes more than an office to make a partnership
ED-2012-07-18 I have electronic files. Do I need paper too?
ED-2012-08-15 Helping a 'client/friend' financially can be tricky business
ED-2012-09-19 Credit card transactions okay, but be careful where you put them
ED-2012-10-17 When a client threatens suicide
ED-2012-11-21 Client may not dismiss court-appointed counsel
ED-2012-12-19 Client discounts? Beware
ED-2013-01-16 Dust that file off and give it to the client—whenever they want it
ED-2013-02-20 Conflict of interest line is clear when experience goes beyond 'minor and isolated services'
ED-2013-03-20 Proceeds of settlement promised to another, what if 'good faith' dispute arises? Who gets the money?
ED-2013-04-17 Duty to report misconduct? Yes. Tell opposing counsel of error in defense strategy? No.
ED-2013-09-18 Is it ethical for me, as a condition of settlement, to agree to personally indemnify opposing party and counsel from any claims by third persons?
ED-2013-10-16 When can you modify a fee agreement? When can you withdraw?
ED-2013-11-20 Of counsel to out-of-state firm is more than a contract relationship
ED-2014-01-15 Is it ethical for me to contact the opposing party's expert witness?
ED-2014-02-19 When is there a duty for a lawyer to self-report to the office of lawyer regulation?
ED-2014-03-19 Your client wants to name you trustee in the will you drafted
ED-2014-04-16 Are you a specialist?

- ED-2014-07-16 Leaving a firm to start your own? How and who tells your clients?
- ED-2014-08-20 Defending your reputation on lawyer rating sites has its limits
- ED-2014-09-17 Must I speak up about a contract omission that is favorable to my client?
- ED-2014-10-15 Limited-scope representation does not exempt lawyer from competent representation
- ED-2014-11-19 Can a lawyer draft an engagement agreement that delegates authority to settle to the lawyer?
- ED-2014-12-17 What solicitation activities are prohibited as ‘real-time electronic contact’?
- ED-2015-01-21 Does a non-disparagement clause violate the rules of professional conduct?
- ED-2015-02-18 When a client doesn’t respond, does the lawyer need to withdraw from the case?
- ED-2015-03-18 Threats to file a disciplinary complaint against opposing counsel
- ED-2015-04-15 Bending the truth in advertising—can you substantiate your claims?
- ED-2015-05-20 Satellite offices and advertising—is shared space a firm?
- ED-2015-06-17 Flat fee charges and the rules of professional conduct
- ED-2015-07-15 Restrictions on the right to practice
- ED-2015-08-19 Conflicts when representing an opposing law firm
- ED-2015-09-16 Your responsibilities when ghostwriting
- ED-2015-10-21 Must a lawyer disclose a client’s intention to file bankruptcy?
- ED-2015-11-18 Potential client needs to subpoena documents from firm’s existing client for unrelated matter—is there a conflict?
- ED-2016-01-20 When is a comprehensive release of claims ethical?
- ED-2016-02-17 Can a lawyer report a delinquent client to a credit bureau?
- ED-2016-03-16 Responding to a subpoena for client documents
- ED-2016-04-20 Ethical responsibilities of stand-by counsel
- ED-2016-05-18 Referral fees and conflicts of interest
- ED-2016-06-15 Must I reveal departed lawyer’s new location when clients ask?
- ED-2016-08-17 Lawyer-client privilege and disclosure exceptions
- ED-2016-09-21 Can you interview nonlawyer staff with imputed conflicts?
- ED-2016-10-19 Can I represent family and friends in other states?
- ED-2016-11-16 Can I use web bugs to track email to opposing counsel?
- ED-2016-12-21 Can new lawyers impute conflicts from their work as a law student?
- ED-2017-01-18 May a lawyer convert a contingent fee contract to hourly if the lawyer decides to withdraw?
- ED-2017-02-15 Must former counsel provide a client file in a second format?
- ED-2017-03-15 File-sharing and the privilege of confidential materials
- ED-2017-04-19 When do job negotiations require conflict waivers?
- ED-2017-05-17 Where are the conflicts after a lawyer leaves a firm?
- ED-2017-06-21 Contact with a person represented in an unrelated matter
- ED-2017-07-19 Can you give a client a discount on their bill for referrals?
- ED-2017-08-16 When your clients divorce: Who owns the client file in joint representation?
- ED-2017-09-20 Settlement agreements: Should lawyers notify clients of errors from opposing counsel?
- ED-2017-10-18 Administrative suspensions: What are your duties to clients and court?
- ED-2017-11-15 Can I donate old client files of historical significance?
- ED-2017-12-20 Lawyer who swaps defendant with look-alike found in contempt
- ED-2018-01-17 Can law firm’s conflict be ‘unimputed’ after firing associate?
- ED-2018-02-21 When can you view social media information on an opposing client?
- ED-2018-04-04 Can you bill a client for creating the bill?
- ED-2018-04-18 Can you refer a case to other lawyers when there’s a conflict of interest?
- ED-2018-06-06 ‘Ghostwriting’ and limited-scope representation: Is my name and bar number required?
- ED-2018-06-20 What should you do when your client gives you privileged documents taken without authorization?
- ED-2018-07-18 Notarizing a document: Is it ok at a distance?

ED-2018-08-15 Is it ok to deduct fees from funds held in trust for another case?
ED-2018-09-19 Is it ok to accept gifts from clients?
ED-2018-10-17 Do the rules of professional conduct apply when I'm not acting as a lawyer?
ED-2018-11-21 Disciplinary standards in case law: Ignorance is no defense
ED-2018-12-19 Disciplinary standards in Wisconsin statutes: A source of standards of conduct
ED-2019-01-16 Duty of candor: Must I correct information that may damage my client's case?
ED-2019-02-20 Using a single trust account: What about insurance?
ED-2019-03-20 When duty to client rule and judge's orders conflict
ED-2019-04-17 May I advance settlement funds to a client before the case resolves?
ED-2019-05-15 My client needs a guardian: May I represent someone seeking that appointment?
ED-2019-06-19 Guardian ad litem work: Analyzing potential conflicts
ED-2019-07-17 Job negotiations and conflict
ED-2019-08-21 Office clean up: Considerations in closed client files
ED-2019-09-18 On the death of a client
ED-2019-10-16 When your indigent client is not actually indigent
ED-2019-11-20 Wire transfers and trust accounts: What's permissible?
ED-2019-12-18 Are social media incentives allowed?
ED-2020-01-15 Former clients and "generally known" information
ED-2020-02-19 What conflicts are left behind when a lawyer leaves a firm?
ED-2020-03-18 Can you add credit card fees to clients' bills?
ED-2020-04-15 Handling conflicts with co-counsel
ED-2020-05-20 Can credit card fees be deducted from payments into operating accounts?
ED-2020-06-17 When a family court commissioner's partner practices in family law
ED-2020-08-19 Is it OK to encourage client online reviews?
ED-2020-09-16 Fees in family law cases: Judgment or arbitration?
ED-2020-10-21 Credit card fees—part III
ED-2020-11-18 Conflicts arising from service on a board
ED-2020-12-16 Criminal defense conflicts and municipal clients
ED-2021-01-20 Can you threaten criminal prosecution for advantage in a civil case?
ED-2021-02-17 What to do with unclaimed money in a trust account
ED-2021-03-17 Law firm names when named (retired) partner practices elsewhere
ED-2021-04-21 Office sharing, law firm names, and ethics
ED-2021-05-19 May I sign a noncompete agreement?
ED-2021-06-16 Is there a duty to correct an error by a court?
ED-2021-07-21 Estate-planning clients, a divorce, and potential conflicts
ED-2021-08-18 Accepting cryptocurrency as payment
ED-2021-09-15 Can you sue a party insured by a client?
ED-2021-10-20 What are the new conflicts rules for public defenders?
ED-2021-11-17 What are your responsibilities to a fugitive client?
ED-2021-12-15 Is just listening to a represented person "communicating"?
ED-2022-01-19 Could your "reply all" email violate ethics rules?
ED-2022-02-16 Are mutual website ads OK or not OK?
ED-2022-03-16 Do confidentiality rules differ for government lawyers?
ED-2022-04-20 Can an out-of-state lawyer work remotely in Wisconsin?
ED-2022-05-18 A pro se lawyer and the no-contact rule
ED-2022-06-15 Are settlement retention clauses an indirect restriction on the right to practice?
ED-2022-07-20 Who receives an advanced fee refund when a third party pays?
ED-2022-08-17 Can I indemnify my client to encourage pursuit of a novel case?
ED-2022-09-21 Who's the client in entity formation?
ED-2022-10-19 Side switching: Conflicts when a defense lawyer runs for district attorney
ED-2022-11-16 Can your firm charge you for taking clients when you leave for a new job?

ED-2022-12-21 Does no written fee agreement mean I forfeit my fee?
 ED-2023-01-18 Can I communicate with someone receiving limited scope representation?
 ED-2023-02-15 What happens when one client withdraws consent in a joint representation matter?
 ED-2023-03-15 Email “reply all,” implied consent, and an updated ABA opinion
 ED-2023-04-19 What is “directly adverse” authority?
 ED-2023-05-17 Testifying as an expert: What conflicts arise?
 ED-2023-06-21 Practicing in two states: Do I need two trust accounts?
 ED-2023-07-19 Can I respond to online criticism?
 ED-2023-10-18 GALs and conflicts now clarified with Ethics Opinion EF-23-02
 ED-2023-12-20 CLE shenanigans may be dishonest conduct
 ED-2024-02-21 Charging electronic payment fees
 ED-2024-04-17 Closing a solo practice
 ED-2024-06-19 Minimizing imputed prospective-client conflicts
 ED-2024-09-18 Don’t leave clients in the lurch: Prepare a succession plan today
 ED-2024-10-16 Ethical considerations when using generative artificial intelligence
 ED-2024-11-06 Will I be disciplined if I fall for a wire transfer scam?
 ED-2024-12-18 Conflicts of interest: How close a relationship is too close?
 ED-2025-01-22 Charging legal fees for nonlegal work
 ED-2025-03-12 Can I charge a contingent fee in a probate matter?
 ED-2025-03-26 Potential limitations in lawyer employment agreements

