



## Newsletters

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

February 15, 2017

Download or read the complete newsletter here: [The Lawyers' Lawyer Newsletter](#)

- [Joint Representation — Conflicts of Interest — Waiver](#)
- [Impaired Lawyers — Partners' Reporting Responsibilities — Duty of Partners and Supervisory Lawyers in a Law Firm When a Lawyer in the Firm Suffers From Significant Impairment](#)
- [Technology Security — Protecting Client Funds From Outside Interference](#)

#### Joint Representation — Conflicts of Interest — Waiver

*Foltz v. Columbia Casualty Company*, 2016 WL 4734687 (2016) (W.D. Ok. 2016)

**Risk Management Issue:** Can client A's waiver, given with informed consent, permitting lawyer to represent client A jointly with client B in the same matter be effective to permit lawyer's continued representation of client B in the future should lawyer no longer represent client A, where such continued representation will or may be adverse to now former client A?

#### Impaired Lawyers — Partners' Reporting Responsibilities — Duty of Partners and Supervisory Lawyers in a Law Firm When a Lawyer in the Firm Suffers From Significant Impairment

Virginia Legal Ethics Opinion 1886

**Risk Management Issue:** What steps are required of a supervisory lawyer when she reasonably believes a lawyer under her supervision suffers from age-related or substance-induced impairment?

#### Technology Security — Protecting Client Funds From Outside Interference

*Bile v. RPEMC*, 2016 WL 4487864 (E.D. Va., Aug. 24, 2016)

**Risk Management Issue:** If a lawyer receives a suspicious email regarding the transmission of settlement funds, what steps should she take to protect herself, her client and any others with an interest in the funds?

#### Attorneys

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#### Service Areas

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