



## Newsletters

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

April 10, 2017

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- Attorney-Client Privilege – Invoices to Public Entity Client – Ongoing Litigation
- Conflicts of Interest – Rule 1.7 Conflict of Interest: Current Clients
- Representing Constituents of Entity Clients – Suing for Fees – Legal Malpractice Counterclaims by Non-Client Entities

#### Attorney-Client Privilege – Invoices to Public Entity Client – Ongoing Litigation

*Los Angeles Cty. Bd. of Supervisors v. Superior Court*, 2 Cal. 5th 282, 386 P.3d 773 (2016)

**Risk Management Issue:** May a law firm's invoices to a public entity client be protected from disclosure as privileged notwithstanding a statutory public records disclosure requirement?

#### Conflicts of Interest – Rule 1.7 Conflict of Interest: Current Clients

*Lanard Toys Ltd. v. Dolgencorp LLC*, No. 3:15-cv-849-J-34PDB, slip op. (M.D. Fla. Dec. 16, 2016)

**Risk Management Issue:** When a law firm has inadvertently undertaken representation posing a conflict of interest, what steps should be taken to mitigate the conflict, comply with ethical obligations, and prevent disqualification in the matter giving rise to the conflict?

#### Representing Constituents of Entity Clients – Suing for Fees – Legal Malpractice Counterclaims by Non-Client Entities

*Exeter Law Group LLP v Wong*, 2016 NY Slip Op 32425(U), 12/9/2016, Supreme Court, New York County

**Risk Management Issue:** To what extent may an ambiguous engagement agreement with the constituents of an entity client expose lawyers to malpractice and fiduciary breach claims by the non-client entity?

#### Service Areas

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