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Notes from the Secretary

Dicta Editorial Board

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Notes From The Secretary

President Thomas K. Younge received over 400 requests for assignment to Colorado Bar Association committees. Unfortunately, he could not satisfy all requests. The assignments will be mailed to the new committee members within the next few weeks, and the names of the members on the new committees will be published in the Annual Report that should be out by the end of this year.

Because there was such a demand for the Mining Law and Oil & Gas Committees, approval has been granted by the Board of Governors to enable these committees to become sections. These sections will be in operation during the end of this fiscal year and will provide an opportunity for more members of the Association to become active in these fields of the law.

CANON 7. PROFESSIONAL COLLEAGUES AND CONFLICTS OF OPINION

A client's proffer of assistance of additional counsel should not be regarded as evidence of want of confidence, but the matter should be left to the determination of the client. A lawyer should decline association as colleague if it is objectionable to the original counsel, but if the lawyer first retained is relieved, another may come into the case.

When lawyers jointly associated in a cause cannot agree as to any matter vital to the interest of the client, the conflict of opinion should be frankly stated to him for his final determination. His decision should be accepted unless the nature of the difference makes it impracticable for the lawyer whose judgment has been overruled to co-operate effectively. In this event it is his duty to ask the client to relieve him.

Efforts, direct or indirect, in any way to encroach upon the business of another lawyer, are unworthy of those who should be brethren at the Bar; but, nevertheless, it is the right of any lawyer, without fear or favor, to give proper advice to those seeking relief against unfaithful or neglectful counsel, generally after communication with the lawyer of whom the complaint is made.

OPINION 10—A lawyer may accept employment to handle a matter which had previously been handled by another attorney, provided that the other lawyer has been given notice that his employment has been terminated.

OPINION 130—A lawyer who was not informed that his client had previously employed another lawyer may proceed with the case, though he learns at the time set for trial that the other lawyer had been employed.

OPINION 209—A lawyer may accept employment in a case where another lawyer appeared of record and his employment has been terminated by the client.

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