

*Committee Opinion*  
*March 10, 1980*

LEGAL ETHICS OPINION 359

ATTORNEY AS COUNSEL FOR NOTE  
HOLDER AND TRUSTEE UNDER A  
DEED OF TRUST – CONFLICT OF  
INTERESTS

It is not improper for an attorney to serve as counsel for a note holder and as trustee under a deed of trust if the maker of the note consents to the employment of the attorney as trustee prior to the execution of the note and deed of trust after fully understanding the dual responsibilities accepted by the trustee. [See II: DR:5-105.]

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**Editor's Note.** - L E Op. No. 359 is vacated to the extent that L E Op. No. 824 differs from it. See also L E Op. No. 815.