

Committee Opinion
September 20, 1982

LEGAL ETHICS OPINION 471

VIOLATION OF TERMS OF DEED OF
TRUST/DUTY TO DISCLOSE.

There is no duty on the part of an attorney to advise the holder of the first deed of trust, who is not his client, that a violation of the terms of the deed of trust have occurred in a subsequent closing. The attorney, however, must disclose to his client that the client's conduct is in violation of the terms of the deed of trust and must explain the likely consequences of such violation.

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