

Committee Opinion
November 23, 1983

LEGAL ETHICS OPINION 551

DUTY TO REVEAL FRUITS/
INSTRUMENTALITIES OF A CRIME.

A defense attorney has a legal duty to turn over any documents which are fruits or instrumentalities of the crime. The attorney must first inform his client of his intention to reveal the documents. Furthermore, it is incumbent upon the defense attorney to determine what evidence constitutes fruits or instrumentalities of the crime. [DR:7-108(A), DR:6-101(C) and In re Ryder, 381 F.2d 713 (4th Cir. 1967)]

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