

Committee Opinion
May 24, 1985

LEGAL ETHICS OPINION 703

ATTORNEY AS WITNESS FOR CO-
DEFENDANT OF CLIENT.

Attorneys A and B represented co-defendants being tried separately. Attorney A was a witness to a conversation in which the complaining witness identified a third party as the person guilty of the crimes charged to the co-defendants. It is not improper for Attorney A to (1) continue representing his client and (2) testify at the preliminary hearing of Attorney B's client regarding the conversation. [Cf. DR:4-101, DR:5-102(B)]

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