

Committee Opinion  
January 17, 1986

LEGAL ETHICS OPINION 766

CONFLICT OF INTEREST – DOMESTIC  
RELATIONS – SUBSEQUENT  
REPRESENTATION ADVERSE TO  
FORMER CLIENT.

An attorney first represented husband and wife in litigation against the wife's first husband for support of a child of the first marriage. It is not improper for the attorney to represent the current husband in divorce and custody proceedings not involving the child of the first suit, assuming the attorney did not receive information in the course of the first litigation which would be a confidence or secret and which would give the current husband an unfair advantage. [See DR:4-101(B), DR:5-105(D)]

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