

It is not improper for an attorney to continue representing a defendant when the attorney's law partner prepared the defendant's deed, which is the subject matter of the suit, and when the attorney's partner will be called as a witness, unless or until the attorney/partner's testimony becomes prejudicial to the client's case. Whether or not the testimony of the attorney/partner as witness is prejudicial is beyond the province of the committee. [DR:5-102(B); LE Op. 658, LE Op. 641, LE Op. 593 and LE Op. 553]

Committee Opinion
October 9, 1986