

*Committee Opinion*  
*September 18, 1974*

LEGAL ETHICS OPINION 248

FEE – DUPLICATE PAYMENT BY  
CLIENT AND THIRD PARTY.

An attorney had previously represented a client for which he was paid partly in cash and partly by note by a third party with the knowledge and consent of the client. Several years later the client, having learned that the note remained unpaid, paid to the attorney the balance of the note. Thereafter, the third party (without knowledge of the payment by the client) paid the balance of the note without advising the client he had done so. At this point the attorney should make full disclosure to both the client and the third party and seek their instructions regarding the double payment. [See II: DR:1-102 and DR:2-105.]

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