

Committee Opinion
May 16, 1975

LEGAL ETHICS OPINION 260

ESTATE ADMINISTRATION –
CONFLICT.

It is not improper for the attorney for an executor-beneficiary to fail to advise another beneficiary, whose interests are potentially in conflict with those of the executor-beneficiary, to secure independent counsel; however, the attorney for the executor-beneficiary should advise his client that the conflict exists and that said client should recommend to the other beneficiary, in reference to whom the client has a fiduciary duty, that said other beneficiary retain independent counsel.

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