

*Committee Opinion*  
*April 6, 1981*

LEGAL ETHICS OPINION 409

CONFLICT OF INTERESTS –  
HANDICAPPED EDUCATION  
COMMITTEE.

It is ethically impermissible for an attorney, who represents handicapped children in hearings adverse to a school board, to also serve on a handicapped education committee established to advise the same school board when membership on that committee requires him to review information which may be used against the school board in subsequent hearings, unless all parties consent to the representation after full disclosure of all the facts and circumstances. [See II: DR:5-101(A) and DR:5-105(C).] Whether or not prohibited solicitation occurs as a result of the attorney's involvement on the handicapped education committee could only be determined by examination of the actual conduct.

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