

Committee Opinion
January 17, 1986

LEGAL ETHICS OPINION 749

MULTIPLE CLIENTS – DOMESTIC
RELATIONS SOLICITATION OF LEGAL
EMPLOYMENT.

Counsel to a defendant in a divorce suit in which adultery is the ground also represents several witnesses subpoenaed by the plaintiff and identified by the defendant as adultery co-respondents. It is not improper for the attorney to represent the defendant and multiple witnesses for the purpose of invoking the privilege against self-incrimination and to continue as counsel in the hearing. [DR:5-105(A), (B) and (C)]

It is not improper for the defendant to contact the adultery co-respondents at the direction of her attorney for the purpose of retaining the same attorney to represent them in regard to the privilege against self-incrimination so long as no false, fraudulent or deceptive statements were involved. [DR:2-102, DR:2-103]

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