

Committee Opinion  
June 25, 1986

LEGAL ETHICS OPINION 809

FEES: DIVIDING CONTINGENT FEE  
WITH DISBARRED ATTORNEY.

It is improper for an attorney. to divide a contingent fee based on the performance of another attorney prior to the time the other attorney's license to practice law was revoked, when the fee was received following the revocation of the other attorney's license.  
[DR:2-105(D), DR:3-102]

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**Editor's Note.** – To the extent that L E Op. No. 809 is inconsistent with L E Op. No. 1218, it is overruled since L E Op. No. 1218 provides that compensation to a suspended or disbarred attorney for work performed prior to suspension or disbarment is not improper provided that such payment would not permit the suspended or disbarred lawyer to profit from his own wrongdoing. L E op. No. 1218, dated May 8, 1989, provides that to the extent that the opinion overrules L E Op. No. 809 that opinion is so overruled. See also L E Op. No. 934, and L E Op. No. 970.