PROFESSIONAL RESPONSIBILITY

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| **Advocacy - Lawyer and the Tribunal Process - Shall not mistreat or influence witnesses - rr. 5.1-2(j), (k), (m), (o), 5.3-1, 7.2-6, 7.2-8-7.2-8.2** | **69(R)** | | **3.5** | | |
| Advocacy - Lawyer and the Tribunal Process - Shall not mistreat or influence witnesses - rr. 5.1-2(j), (k), (m), (o), 5.3-1, 7.2-6, 7.2-8-7.2-8.2 | 69(R) | | 3.5 | | |
| Advocacy - Lawyer and the Tribunal Process - Shall not mistreat or influence witnesses - Witness - Cannot impersonate another | 69(R) | | 3.5 | | |
| Advocacy - Lawyer and the Tribunal Process - Shall not mistreat or influence witnesses - Witness - Cannot present evidence in a false or misleading way | 69(L) | | 3.2 | | |
| Advocacy - Lawyer as Advocate - avoid expressing personal views | 68(L) | | 2 | | |
| Advocacy - Lawyer as Advocate - Duties (List) | 67(R)-68(L) | | 2 | | |
| Advocacy - Lawyer as Advocate - Duty as Defence Counsel - Admission - impact on defence arguments | 68(L) | | 2.1 | | |
| **Advocacy - Lawyer as Advocate - Duty as Defence Counsel - r.5.1-1** | **68(L)** | | **2.1** | | |
| Advocacy - Lawyer as Advocate - Duty as Defence Counsel -Cannot put forward defence known to be false or fraudulent | 68(L) | | 2.1 | | |
| Advocacy - Lawyer as Advocate - Duty as Prosecutor - primary duty is to see justice done - not get conviction | 68(L) | | 2.2 | | |
| **Advocacy - Lawyer as Advocate - Duty as Prosecutor - r.5.1-3** | **68(L)** | | **2.2** | | |
| Advocacy - Lawyer as Advocate - duty to represent resolutely and honourably… raise every issue etc. | 67(R) | | 2 | | |
| **Advocacy - Lawyer as Advocate - rr. 5.1-1, 5.1-3, 5.1-4-5.1-6** | **67(R)-68(L)** | | **2** | | |
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| Advocacy – lawyer as witness (r. 5.2) | 73(R)-74(L) | | 6 | | |
| Advocacy – lawyer dealing with witnesses | 69(R) | | 3.5 | | |
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| Advocacy – plea bargain (r. 5.1–7 – 5.1–8) | 74(L–R) | | 8 | | |
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| Advocacy – sympathetic and unsympathetic witnesses | 71(R)-73(L) | | 4.3.2 | | |
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| Advocacy - Theory of the Case - Developing the Theory of the Case - Steps to develop a theory | 67(L-R) | | 1.1 | | |
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| Advocacy - Tribunal - inappropriate behaviour before a tribunal or judge - Discipline by Law Society | 68(R) | | 3 | | |
| Advocacy - Tribunal - Incriminating evidence - concealment, destruction, or alteration | 70(L-R) | | 3.7 | | |
| Advocacy - Tribunal - Incriminating evidence - Evidence - hindering investigation | 70(L-R) | | 3.7 | | |
| Advocacy - Tribunal - Incriminating evidence - Evidence - testing of incriminating evidence | 70(L-R) | | 3.7 | | |
| Advocacy - Tribunal - Incriminating evidence - Exculpatory Evidence | 70(L-R) | | 3.7 | | |
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| Advocacy - Tribunal - Incriminating evidence - Incriminating Evidence | 70(L-R) | | 3.7 | | |
| Advocacy - Tribunal - Incriminating evidence - Lawyer- possession of incriminating evidence | 70(L-R) | | 3.7 | | |
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| Advocacy - Tribunal - Shall not abuse tribunal process - Cannot threaten criminal charges | 68(R) | | 3.1 | | |
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| **Advocacy** - Witnesses - Communication with witnesses giving evidence - Must consider stage of testimony and whether witness is sympathetic to one party | 71(L) | | 4.3 | | |
| **Advocacy - Witnesses - Communication with witnesses giving evidence - Stages of Witness's testimony** | **71(L-R)** | | **4.3.1** | | |
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| **Advocacy** - Witnesses - Communication with witnesses giving evidence - Stages of Witness's testimony - Examination-in-chief | 71(L-R) | | 4.3.1 | | |
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| Annual Report (Law Society) - due Mar 31 - Managing Administrative and Business Aspects of the Practice - Practice Management | 85(L–R) | | 8 | | |
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| Authorized representative - individuals lacking capacity - Duty to the Client | 38(R) | | 2.5 | | |
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| Client - Admissions - impact on defence arguments - Advocacy - Duty as Defence Counsel | 68(L) | | 2.1 | | |
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| Client – borrowing from - conflict of interest | 32(L-R) | | 11.2 | | |
| Client - cannot threaten criminal charges - advocacy | 68(R) | | 3.1 | | |
| Client - client property – \*definition | 40(R) | | 3 | | |
| Client – closed files, if contain documents or property - duty to the client | 41(R) – 42(L–R) | | 3.3 | | |
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| Client - disadvantaging client by withdrawal | 55(L) | | 1 | | |
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| Client – duty to client when advising | 35(R) | | 2 | | |
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| Client - File - Documents to be returned (list) - Duty to the Client | 41(R)-42(L-R) | | 3.3 | | |
| Client - File - duty to preserve client property - Duty to the Client | 41(R)-42(L-R) | | 3.3 | | |
| Client - File - Duty to preserve client property - Duty to the Client | 41(R)-42(L-R) | | 3.3 | | |
| Client - File - Preserving client property - Duty to the Client | 41(R)-42(L-R) | | 3.3 | | |
| Client - File - Returning client materials - Duty to the Client | 41(R)-42(L-R) | | 3.3 | | |
| Client - File - What to return / keep - Duty to the Client | 41(R)-42(L-R) | | 3.3 | | |
| Client – financial responsibilities on behalf of client (r. 7.1–2) | 64(R) | | 3.5 | | |
| Client – financial responsibilities (r. 7.1–2) - Practice Management | 82(R)–83(L) | | 6.1 | | |
| Client – firm client – \*definition | 10(L) | | 1.3 | | |
| Client – firm client – duties to | 10(L) | | 1.3 | | |
| Client - first client interview - begin developing theory - advocacy | 67(L) | | 1 | | |
| Client – fraud, dishonesty, crime, illegal conduct – lawyer instructions - duty to the client | 38(L–R) | | 2.4 | | |
| Client – French language rights - duties to the client | 40(L) | | 2.11 | | |
| Client – funds – appropriation of funds from trust (r. 3.6–10) | 45(R) – 46(L) | | 2.7 | | |
| Client – handling client money | 41(R) | | 3.2 | | |
| Client – Identification | 12(L)–13(R) | | 3. – 3.4 | | |
| **Client – Identification – SEE ALSO: Client – Verification** | 12(L)–13(R) | | 3 – 3.2.1 | | |
| Client – identification – how to identify | 12(L–R) | | 3.1.1 | | |
| Client – identification and verification – Records | 13(R) | | 3.3 | | |
| Client – identification and verification – withdrawal obligations | 13(R) | | 3.4 | | |
| Client – illegal conduct, fraud, dishonesty, crime – lawyer instructions - duty to the client | 38(L–R) | | 2.4 | | |
| Client – implementation stage | 51(L) | | 1.3 | | |
| Client - inappropriate behaviour before a tribunal or judge - disciplining lawyer - advocacy | 68(R) | | 3 | | |
| Client – individuals lacking legal capacity – authorized representatives - Duty to the Client | 38(R) | | 2.5 | | |
| Client – informed consent to conflict of interest (r. 3.4–2) | 26(L–R) | | 3.1 | | |
| Client – initial screening stage | 47(L–R) | | 1.1 | | |
| Client – institution – client’s illegality – lawyer’s duty (r. 3.2–7 – 3.2–8) - duty to the client | 38(L–R) | | 2.4 | | |
| Client – instructions – changes to | 51(L) | | 1.3 | | |
| Client – instructions –cannot instruct lawyer to violate Rules | 51(L) | | 1.3 | | |
| Client – instructions – to violate Rules, By–Laws – mandatory withdrawal of services | 57(L) | | 4 | | |
| Client – investment where lawyer has interest - conflict of interest | 31(R) | | 11 | | |
| Client – joint retainer – continuing relationship with one of the clients - Conflict of Interest | 28(L-R) | | 7.1; 7.2 | | |
| Client – joint retainer – old client + new client - Conflict of Interest | 28(L-R) | | 7.1 | | |
| Client – joint retainer – organization | 11(R) | | 2.4 | | |
| Client – lawyer - personal relationship – conflict of interest (r. 3.4–1) | 33(R) | | 12.1 | | |
| Client – lawyer - sexual relationship with – conflict of interest (r. 3.4–1) | 33(R) | | 12.1 | | |
| Client – lawyer is agent of | 35(L) | | 1 | | |
| Client – lawyer is fiduciary of | 35(L) | | 1 | | |
| Client - lawyer obligations on service - managing client relationship | 51(L) | | 1.3 | | |
| Client – lawyer unable to fulfill retainer | 51(L) | | 1.3 | | |
| Client – lender where loan is secured by mortgage on real property – lawyer’s duty (r. 3.2–9.8 – 3.2–9.9) | 39(R) | | 2.9 | | |
| Client – lending to - cannot provide guarantees - conflict of interest - Also SEE: lending money to clients (s 11.3) | 33(L) | | 11.4 | | |
| Client - lies - serious loss of confidence - Withdrawal from Representation - Optional Withdrawal | 55(R)-56(L) | | 2.1 | | |
| Client – limitation period – duty to advise | 77(R)-78(R) | | 3.2 | | |
| Client – limited scope client – definition | 11(R) | | 2.5 | | |
| Client – limited scope client – duties to | 11(R) | | 2.5 | | |
| Client – limited scope client – retainer | 11(R) | | 2.5 | | |
| Client – limited scope retainer | 50(L–R) | | 1.2 | | |
| Client – managing client expectations | 51(R)-52(L) | | 2 | | |
| Client – managing client expectations – duty of competence | 16(R) | | 1.4 | | |
| Client – managing relationship with client | 47(L) | | 1 | | |
| Client - Memo to file - File Management - Opening Files - Practice Management | 78(L) | | 3.2 | | |
| Client – minor client – lawyer’s duty (r. 3.2–9) - Duty to the Client | 38(R) | | 2.5 | | |
| Client – money – appropriation of funds from trust (r. 3.6–10) | 45(R) – 46(L) | | 2.7 | | |
| Client – money – lawyer’s duty – preserve | 41(R) | | 3.2 | | |
| Client – money retainers - Fees and Disbursements | 43(L–R) | | 1 | | |
| Client - no proceedings motivated by malice - advocacy | 68(R) | | 3.1 | | |
| Client – non–payment of fees – withdrawal of services (r. 3.7–3) | 56(L) | | 2.2 | | |
| Client – opponent of current client – impermissible to represent | 26(R) | | 3.3 | | |
| Client – organization – client’s illegality –duty to the client | 38(L–R) | | 2.4 | | |
| Client – organization – engages or intends to engage in illegal activity | 22(L-R) | | 5.1 | | |
| Client – organization – joint retainer | 11(R) | | 2.4 | | |
| Client – organization / corp. – instructions | 11(L–R) | | 2.4 | | |
| Client – organization / corp./institution | 11(L–R) | | 2.4 | | |
| Client - payment in enterprise, shares or property - conflict of interest | 32(L) | | 11.1 | | |
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| Client - payment in shares, participation in property or in an enterprise - conflict of interest | 32(L) | | 11.1 | | |
| Client – privacy SEE: Practice Management - Privacy | 85(R) | | 9 | | |
| Client - Property - Accounting - Duty to the client | 40(R) | | 3.1 | | |
| Client - Property - Client File - Closed files - Duty to the Client | 41(R)-42(L-R) | | 3.3 | | |
| Client - Property - Client File - Documents - Duty to the Client | 41(R)-42(L–R) | | 3.3 | | |
| Client - Property - Client File - duty to preserve client property - Duty to the Client | 41(R) – 42(L–R) | | 3.3 | | |
| Client - Property - Client File - Duty to preserve client property - Duty to the Client | 41(R) – 42(L–R) | | 3.3 | | |
| Client - Property - Client File - Preserving client property - Duty to the Client | 41(R) – 42(L–R) | | 3.3 | | |
| Client - Property - Client File - Returning client materials - Duty to the Client | 41(R) – 42(L–R) | | 3.3 | | |
| Client - Property - Client File - What to return / keep - Duty to the Client | 41(R) – 42(L–R) | | 3.3 | | |
| Client - Property - Client Money - By-Law 9 - Duty to the Client | 41(R) | | 3.2 | | |
| Client - Property - Client Money - Disbursements - Duty to the Client | 41(R) | | 3.2 | | |
| Client - Property - Client Money - General Account - Duty to the Client | 41(R) | | 3.2 | | |
| Client - Property - Client Money - Money retainer - Duty to the Client | 41(R) | | 3.2 | | |
| Client - Property - Client Money - Record keeping requirements - Duty to the Client | 41(R) | | 3.2 | | |
| Client - Property - Client Money - trust account - Duty to the Client | 41(R) | | 3.2 | | |
| Client – property – lawyer’s duty (r. 3.5) | 40(R)–41(L) | | 3 – 3.1 | | |
| Client - Property - lawyer's duty - By-law 9 | 41(L) | | 3.1 | | |
| Client - Property - lawyer's duty - holding financial accounting records | 41(L) | | 3.1 | | |
| Client - Property - lawyer's duty - holding property unrelated to retainer (not recommended) | 41(L) | | 3.1 | | |
| Client - Property - lawyer's duty - holding shares | 41(L) | | 3.1 | | |
| Client - Property - lawyer's duty - holding trust money (don't include in valuable property record) | 41(L) | | 3.1 | | |
| Client - Property - lawyer's duty - holding Valuable Property | 41(L) | | 3.1 | | |
| Client - Property - lawyer's duty - holding valuable property record | 41(L) | | 3.1 | | |
| Client - Property - Safeguarding Assets - Duty to the client | 40(R) | | 3.1 | | |
| Client - Property - Storage - Duty to the client | 40(R) | | 3.1 | | |
| Client - Property - Valuable property - Duty to the client | 40(R) | | 3.1 | | |
| Client – property (duties regarding) (r. 3.5) | 40(R)–41(L) | | 3 – 3.1 | | |
| Client – receipt of client settlement funds – written confirmation (r. 3.6–1.1) | 45(L) | | 2.5 | | |
| Client – referral – privacy concerns - Practice Management | 86(R) | | 9.2.2 | | |
| Client - Related person - \*definition - Income Tax Act, s 251 - Conflict of Interest - Borrowing from clients (exceptions) | 32(L-R) | | 11.2 | | |
| **Client – relationship with client** |  | |  | | |
| Client – relationship with client – client’s expectations | 52(L–R) | | 2.1 | | |
| Client – relationship with client – communication | 53(L–R) | | 2.3 | | |
| Client – relationship with client – difficult clients | 52(R) | | 2.2 | | |
| Client – relationship with client – disengagement | 51(L–R) | | 1.4 | | |
| Client – relationship with client – engagement or non–engagement stage – letters | 49(R)–50(R) | | 1.2 | | |
| Client – relationship with client – implementation stage | 51(L) | | 1.3 | | |
| Client – relationship with client – initial screening stage | 47(L–R) | | 1.1 | | |
| Client – relationship with client – managing expectations | 51(R)-52(L) | | 2 | | |
| Client – relationship with client – managing stages | 47(L) | | 1 | | |
| Client – relationship with client – termination | 51(L–R) | | 1.4 | | |
| Client – retain third party on behalf of – financial responsibilities - Practice Management | 82(R)–83(L) | | 6.1 | | |
| Client – retainer – contents (basic) | 16(L–R) | | 1.4 | | |
| Client – retainer - Fees and Disbursements | 43(L–R) | | 1 | | |
| Client – retainer letter | 50(L–R) | | 1.2 | | |
| Client – returning documents to client - duty to the client | 41(R)-42(L–R) | | 3.3 | | |
| Client – screening stage | 47(L–R) | | 1.1 | | |
| Client - second opinions - Duty to Others | 63(L-R) | | 3.3 | | |
| Client – serious loss of confidence – withdrawal of services (r. 3.7–2) | 55(R) | | 2.1 | | |
| Client - serious prejudice to - SEE: Withdrawal from Representation - Optional Withdrawal | 55(R) | | 2 | | |
| Client - skills - competence - in accepting client, lawyer affirms competence in area | 16(L) | | 1.2 | | |
| Client – termination of relationship | 51(L–R) | | 1.4 | | |
| Client – Third parties | 11(L) | | 2.3 | | |
| Client - transferring client file to client - withdrawal / termination of services | 58(L) | | 5.2 | | |
| Client - transferring client file to new practitioner - withdrawal / termination of services | 58(L) | | 5.2 | | |
| Client – trust funds – permitted withdrawals (r. 3.6–10) | 45(R) – 46(L) | | 2.7 | | |
| Client – under disability or vulnerable – contingency fees | 47(R) | | 4 | | |
| Client - Unreasonable Expectations - Managing the Client Relationship - Stages - Managing Client Expectations - Unreasonable Expectations | 51(R)-52(L) | | 2 | | |
| Client – valuable property – lawyer’s duty - Duty to the client | 40(R)–41(L) | | 3.1 | | |
| Client – Verification | 12(L)–13(R) | | 3. – 3.4 | | |
| **Client – Verification SEE ALSO: Client – Identification** | 12(L)–13(R) | | 3.1 – 3.2.1 | | |
| Client – verification – how to | 12(R)–13(R) | | 3.2.1 | | |
| Client – verification – when required | 12(R) | | 3.2 | | |
| Client – vulnerable/disabled – authorized representatives - Duty to the Client | 38(R) | | 2.5 | | |
| Client – what do clients want | 52(L–R) | | 2.1 | | |
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| Client – with diminished capacity | 11(L) | | 2.2 | | |
| Client account - insufficient funds | 96(R) | | 5.3 | | |
| Client communication - Competence | 16(L) | | 1.4 | | |
| Client expectation - Quality of Service - Competence | 17(L-R) | | 2 | | |
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| Client expectations (managing) - communication - competence | 16(R) | | 1.4 | | |
| **Client file** |  | |  | | |
| Client file – closing | 78(R)–79(L) | | 3.3 | | |
| Client file – closing – destruction of file | 78(R)–79(L) | | 3.3 | | |
| Client file – closing – disposing of contents | 78(R)–79(L) | | 3.3 | | |
| Client file – closing – if contain docs or property - duty to the client | 41(R)-42(L–R) | | 3.3 | | |
| Client file – closing – prior to – lawyer should | 78(R)–79(L) | | 3.3 | | |
| Client file – closing – retrieval | 78(R)–79(L) | | 3.3 | | |
| Client file – closing – returning client materials - duty to the client | 41(R)-42(L–R) | | 3.3 | | |
| Client file – closing – storage | 78(R)–79(L) | | 3.3 | | |
| Client file – closing – when to | 78(R)–79(L) | | 3.3 | | |
| Client file – conflict checking (r. 3.4–1 – 3.4–3) | 76(R)–77(R) | | 3.1 | | |
| Client file – conflict checking (r. 3.4–1 – 3.4–3) - Conflict of interest | 35(L-R) | | 13 | | |
| Client file – destroying closed file | 78(R)–79(L) | | 3.3 | | |
| Client file – documents to be retained after closing | 77(L–R) | | 3.4 | | |
| Client file – file management - Practice Management | 76(L)–79(R) | | 3 – 3.4 | | |
| Client file – lawyer’s duty - duty to the client | 41(R)-42(L–R) | | 3.3 | | |
| Client file – maintaining | 77(R)–78(R) | | 3.2 | | |
| Client file – naming | 77(R)-78(R) | | 3.2 | | |
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| Client file – organization | 77(R)–78(R) | | 3.2 | | |
| Client file – retaining closed file | 78(R)–79(L) | | 3.3 | | |
| Client file – retaining documents | 77(L–R) | | 3.4 | | |
| Client file - sending copies of Lawyer work product - withdrawal / termination of services | 58(L) | | 5.2 | | |
| Client file – storage | 77(R)–78(R) | | 3.2 | | |
| Client file - Transferring client file to client - Withdrawal / termination of Services | 58(L) | | 5.2 | | |
| Client file - Transferring client matter to new lawyer - withdrawal/ termination of services | 58(L) | | 5.2 | | |
| Client file – withdrawal of services – transfer or return | 58(L) | | 5.2 | | |
| Client funds - Trust account - Accounting | 91(L) | | 4 | | |
| Client general ledger | 98(L) | | 6.2.4 | | |
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| Client Identification and Verification - retention | 12(L) | | 3 | | |
| Client identification and verification - retention timelines | 13(R) | | 3.3 | | |
| Client information – file management | 76(R) | | 3 | | |
| Client Information - Practice Management - Competence | 16(R) | | 1.5 | | |
| Client liabilities | 100(L-R) | | 6.3.5 | | |
| Client property – \*definition | 40(R) | | 3 | | |
| Client -Property - Client File - Documents to be returned (list) - Duty to the Client | 41(R) – 42(L–R) | | 3.3 | | |
| Client representative - diminished capacity | 11(L) | | 2.2 | | |
| **Client service and communication - Competence** | **16(L)** | | **1.4** | | |
| Client Service and Communication – duty of competence | 16(L–R) | | 1.4 | | |
| Client Service Centre (CSC) – Support to lawyers, paralegals and the public – LSUC | 1(R) | | 1.4 | | |
| Client trust listing - monthly trust comparison (required) | 100(L-R) | | 6.3.5 | | |
| Client under duress or undue influence - duty to the client | 38(R)–39(L) | | 2.6 | | |
| Clients - acting against clients - conflict of interest | 27(R) | | 6.1 | | |
| Clients - Challenging Lawyer-Client Relationships - SEE: Managing the Client Relationship - Stages | 52(R) | | 2.2 | | |
| Clients - Contingency fee agreements | 47(L) | | 4 | | |
| Clients - Contingency Fees - Diminished capacity | 47(R) | | 4 | | |
| Clients - Contingency fees not permitted in family, criminal or quasi-criminal matters | 47(L) | | 4 | | |
| Clients - Diminished capacity - Contingency Fees | 47(R) | | 4 | | |
| Clients - failure to give instructions - withdrawal from representation | 56(L) | | 2.1 | | |
| Clients - family and friends - conflict of interest | 33(R) | | 12.1 | | |
| Clients – former clients – acting against in new matters | 27(L) | | 4.2 | | |
| Clients - gifting to lawyers in will when L prepared will - conflict of interest | 34(L-R) | | 12.4 | | |
| Clients - Initial Screening Stage - Must open file (even if no engagement) | 49(L-R) | | 1.1 | | |
| Clients - lawyer involvement in mortgage / loan transactions - Conflict of Interest | 32(R) – 33(L) | | 11.3 | | |
| Clients - lending money to - conflict of interest | 33(L) | | 11.3 | | |
| Clients - not following Lawyer Advice | 51(R)-52(L) | | 2 | | |
| Clients - receiving money from - electronic / wire transfer | 95(L) | | 5 | | |
| Clients - receiving money from, | 95(L) | | 5 | | |
| Clients - restrictions on accepting cash | 95(L) | | 5.1 | | |
| Clients - retaining identification and verification documents | 13(R) | | 3.3 | | |
| Clients - uncooperative / unreasonable - withdrawal from representation | 56(L) | | 2.1 | | |
| Clients - vulnerable clients - Contingency Fees | 47(R) | | 4 | | |
| Clients - vulnerable clients - Diminished capacity | 47(R) | | 4 | | |
| Clients (former) - acting against in NEW MATTERS - Conflict of Interest | 27(R) | | 6.2 | | |
| Clients (former) - acting against in SAME OR RELATED MATTERS - Conflict of Interest | 27(R) | | 6.1 | | |
| Clients (joint) - informed consent - Conflict of Interest | 28(L-R) | | 7.1 | | |
| Clients' trust ledger -= deposits – accounting | 92(R) | | 4.2 | | |
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| Client's Trust Ledger - SAMPLE | 106 | | 7 | | |
| Closed files - Duty to the Client - Client Property - Client File | 41(R)-42(L–R) | | 3.3 | | |
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| Closing client file – documents to be retained | 77(L–R) | | 3.4 | | |
| Closing client file – retaining | 78(R)–79(L) | | 3.3 | | |
| Closing letter – termination of relationship with client | 51(L–R) | | 1.4 | | |
| Closing of client file | 78(R)–79(L) | | 3.3 | | |
| Closing, retaining, and disposing of Client Files | 78(R)–79(L) | | 3.3 | | |
| Collection of personal info – privacy - Practice Management | 86(R) | | 9.2.2 | | |
| Common charges – disbursements SEE: disbursements | 43(R)–44(L) | | 2 | | |
| **Communication** – and Client Service – duty of competence | 16(L–R) | | 1.4 | | |
| Communication – client – client does not intend to follow lawyer’s advice | 16(R) | | 1.4 | | |
| Communication – client – efficient and timely communication – duty of competence | 16(L–R) | | 1.4 | | |
| Communication - critical remarks - Encouraging Respect for the Administration of Justice - Duty to Others | 66(L) | | 5.1 | | |
| Communication – duty of courtesy and civility (r. 7.2.4 – 7.2.5) | 63(L) | | 3.2 | | |
| Communication - Duty to Lawyers and Others | 63(L-R) | | 3.2; 3.3 | | |
| Communication – ensuring client understands - Lawyer's responsibility | 53(L–R) | | 2.3 | | |
| Communication - Failure to promptly respond to LSUC - grounds for disciplinary action - SEE: Duty to Others | 59(L) | | 1.1 | | |
| Communication – lawyer–client – timely and effective | 53(L–R) | | 2.3 | | |
| Communication – methods - risks and benefits | 53(L–R) | | 2.3 | | |
| Communication - not following lawyer advice | 16(R) | | 1.4 | | |
| Communication – technologies | 53(L–R) | | 2.3 | | |
| Communication – with client – factors to consider | 53(L–R) | | 2.3 | | |
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| Communication – with represented persons or organizations – duty | 63(L)–64(L) | | 3.3 | | |
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| Communication – witness giving evidence (r. 5.4–2) | 71(L) | | 4.3 | | |
| Communication – witness giving evidence (r. 5.4–2) | 71(L)-73(L) | | 4.3-4.3.2 | | |
| Communication breakdown - Withdrawal from Representation - Optional Withdrawal - Serious Loss of Confidence | 56(L) | | 2.1 | | |
| Communications - Memo to file - File Management - Opening Files - Practice Management | 78(L) | | 3.2 | | |
| Communications and Public Affairs, LSUC | 1(R) | | 1.4 | | |
| Compensation – received from title insurer for referral – prohibited | 46(R) | | 3.1 | | |
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| Competence – “The *competent* lawyer” (r. 3.1–1 and r. 3.1–2)) | 15(L) | | 1 | | |
| Competence - adapting to change | 17(L) | | 1.6 | | |
| Competence - client communication | 16(L) | | 1.4 | | |
| Competence - client service | 16(L) | | 1.4 | | |
| Competence - Duty of | 3(L) | | 2.3 | | |
| **Competence – duty of** – client service and communication – efficient and timely | 16(L–R) | | 1.4 | | |
| Competence – duty of – client service and communication – manage client expectations | 16(L–R) | | 1.4 | | |
| Competence – duty of – general | 15(L) | | 1 | | |
| Competence – duty of – judgment | 16(L) | | 1.3 | | |
| Competence – duty of – knowledge – client’s matter | 15(R) | | 1.1 | | |
| Competence – duty of – knowledge – substantive law | 15(R) | | 1.1 | | |
| Competence – duty of – lawyer not competent to handle matter – mandatory withdrawal of services | 57(L) | | 4 | | |
| Competence – duty of – practice management | 16(R) | | 1.5 | | |
| Competence – duty of – professional development | 17(L) | | 1.6 | | |
| Competence – duty of – Quality of Service | 17(L-R) | | 2 | | |
| Competence – duty of – requirement | 15(L) | | 1 | | |
| Competence – duty of – skills | 15(R)–16(L) | | 1.2 | | |
| Competence - Duty to the Client -Duties when advising clients - Official Language Rights | 40(L) | | 2.11 | | |
| Competence - intellectual capacity - Judgment | 16(L) | | 1.3 | | |
| Competence - judgment | 16(L) | | 1.3 | | |
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| Competence - Practice Management | 16(R) | | 1.5 | | |
| Competence - Professional Development | 17(L) | | 1.6 | | |
| Competence - Quality of service | 17(L) | | 2 | | |
| Competence - skills | 15(R) | | 1.2 | | |
| Competence - standards | 15(L) | | 1 | | |
| Competence (lawyers) - six areas: knowledge, skills, judgment, client service and communication, practice management and professional development. | 15(L) | | 1 | | |
| Competence (standard of) - Fiduciary - Duties to the Client | 37(L-R) | | 1 | | |
| Competence and Professional Development - Competence Maintenance - practice management helpline | 3(L) | | 2.3 | | |
| Competence and Professional Development - Competence Monitoring - Spot audit and practice review | 3(L) | | 2.3 | | |
| Competence and Professional Development - Practice Management Helpline | 3(L) | | 2.3 | | |
| Competence and Professional Development – Seminars and Materials | 3(L) | | 2.3 | | |
| Competence and Professional Development (CPD) | 17(L) | | 1.6 | | |
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| **Complaints, Investigations, Discipline and Appeals** | **3(L)** | | **2.4** | | |
| Complete and Prompt Response – Duty to Law Society (r. 7.1–1) | 59(L) | | 1.1 | | |
| Compliance and reporting requirements – financial responsibilities - Practice Management | 83(R) | | 6.3 | | |
| Conduct unbecoming a barrister or solicitor – definition | 60(R) | | 1.5 | | |
| Confidence – serious loss of – withdrawal of services (r. 3.7–2) | 55(R) | | 2.1 | | |
| Confidential information – lawyer must open file upon receipt of confidential info | 77(R)–78(R) | | 3.2 | | |
| **CONFIDENTIALITY** | **19 - 23** | | **1 - 6.2** | | |
| Confidentiality - Managing Supervisory Responsibilities - Financial Responsibilities - Practice Management | 84(L) | | 7.2 | | |
| Confidentiality – acting against former clients | 27(L-R) | | 5.3 | | |
| Confidentiality - after client death | 19(R) | | 2.2 | | |
| Confidentiality - after client death - time (duration) | 19(R) | | 2.2 | | |
| Confidentiality - confidential discussions over cell phone in public (prohibited) - disclosure | 23(R) | | 6.2 | | |
| Confidentiality – conflict of interest – cannot disclose confidential information | 26(R) | | 3.1 | | |
| Confidentiality – conflict of interest – transfer between law firms (r. 3.4–17 – 3.4–26) | 30(R)–31(L) | | 10 | | |
| Confidentiality – definition | 19(L–R) | | 2 | | |
| Confidentiality - disclosure - assessing legal obligation | 20(R) | | 4.1 | | |
| Confidentiality - disclosure - by order of court / tribunal | 20(L) | | 4 | | |
| Confidentiality - disclosure - by order of Law Society | 20(L) | | 4 | | |
| **Confidentiality - disclosure - discussions within office and in public (prohibited)** | **23(R)** | | **6.2** | | |
| Confidentiality - disclosure - duty of loyalty | 23(L) | | 6 | | |
| **Confidentiality - Disclosure - duty to report lawyer misconduct r. 7.1-3** | **22(R) - 23(L)** | | **5.3** | | |
| Confidentiality - disclosure - expressly authorized by client | 20(L) | | 3 | | |
| **Confidentiality – disclosure –** justified and permitted |  | |  | | |
| **Confidentiality – disclosure – justified disclosure (required by law)** | **20(R)** | | **4.1** | | |
| **Confidentiality - disclosure - justified or permitted WITHOUT client authority** | **20(L)** | | **4** | | |
| Confidentiality - disclosure - lawyer to lawyer - firm merger / lawyer move | 22(L) | | 4.6 | | |
| Confidentiality - disclosure - legally required (statute, subpoena, court order, other demand) | 20(R) | | 4.1 | | |
| **Confidentiality - disclosure - literary works (prohibited)** | **23(L)** | | **6.1** | | |
| Confidentiality - disclosure - permission inferred by client direction | 20(L) | | 3 | | |
| Confidentiality – disclosure – permitted disclosure – to defend against allegations (r. 3.3–4) | 21(R) | | 4.3 | | |
| Confidentiality – disclosure – permitted disclosure – to establish or collect fees (r. 3.3–5) | 21(R) | | 4.4 | | |
| Confidentiality – disclosure – permitted disclosure – to secure legal advice about lawyer’s proposed conduct (r. 3.3–6) | 22(L) | | 4.5 | | |
| Confidentiality - disclosure - permitted to collect fees - conditions in Rules | 20(L) | | 4 | | |
| Confidentiality - disclosure - permitted to defend against allegation | 21(R) | | 4.3 | | |
| Confidentiality - disclosure - permitted to defend against certain allegations or claims - conditions in Rules | 20(L) | | 4 | | |
| Confidentiality - disclosure - permitted to detect and resolve conflicts of interest - conditions in Rules | 20(L) | | 4 | | |
| **Confidentiality - disclosure - permitted to establish or collect fees (r. 3.3-5)** | **21(R)** | | **4.4** | | |
| Confidentiality - disclosure - permitted to prevent death / serious harm - conditions in Rules | 20(L) | | 4 | | |
| **Confidentiality - disclosure - permitted to prevent death or serious bodily harm** | **21(L–R)** | | **4.2** | | |
| Confidentiality - disclosure - permitted to prevent death or serious bodily harm - Exclusions | 21(L–R) | | 4.2 | | |
| Confidentiality – disclosure – permitted to prevent death or serious bodily harm (r. 3.3–3) | 21(L–R) | | 4.2 | | |
| Confidentiality - disclosure - permitted to secure legal advice - - conditions in Rules | 20(L) | | 4 | | |
| **Confidentiality - disclosure - permitted to secure legal advice about proposed lawyer conduct** | **22(L)** | | **4.5** | | |
| Confidentiality - disclosure - privilege | 20(R) | | 4.1 | | |
| Confidentiality – disclosure – security of court facilities (r. 5.6–3) | 22(R) | | 5.2 | | |
| **Confidentiality - disclosure - Security of court facilities r. 5.6-3** | **22(R)** | | **5.2** | | |
| **Confidentiality - disclosure - to resolve conflicts of interest** | **22(L)** | | **4.6** | | |
| **Confidentiality - disclosure - use of confidential information (prohibited)** | **23(L)** | | **6** | | |
| Confidentiality - disclosure - when required by law | 20(L) | | 4 | | |
| **Confidentiality - disclosure - whistle blowing (lawyer) rr. 3.2.8 and 3.3-3** | **22(L-R)** | | **5.1** | | |
| Confidentiality – disclosure – with client authority (r. 3.3–1) | 20(L) | | 3 | | |
| Confidentiality - disclosure - without client authority | 20(L) | | 4 | | |
| **Confidentiality - disclosure with client authority** | **20(L)** | | **3** | | |
| Confidentiality – discussion of client matters in office (r. 3.3–1) | 23(L–R) | | 6.2 | | |
| Confidentiality – discussion of client matters in public (r. 3.3–1) | 23(L–R) | | 6.2 | | |
| Confidentiality - discussions within office and in public (prohibited) - disclosure | 23(R) | | 6.2 | | |
| Confidentiality – duration of duty (perpetual) | 19(R) | | 2.2 | | |
| **Confidentiality – duty – general** | **19(L–R)** | | **2** | | |
| Confidentiality – duty - lawyer responsible for disclosure by employee | 20(L) | | 2.3 | | |
| **Confidentiality – duty - to all clients of firm, owed by all firm members** | **20(L)** | | **2.3** | | |
| **Confidentiality - duty - when arises and duration** | **19(R)** | | **2.2** | | |
| Confidentiality – duty owed by all members of firm to all firm clients | 20(L) | | 2.3 | | |
| Confidentiality – duty owed to every client | 20(L) | | 2.3 | | |
| Confidentiality – duty to avoid conflict of interest from confidential information | 25(L–R) | | 1 | | |
| Confidentiality - duty to notify danger at court facility - disclosure | 22(R) | | 5.2 | | |
| Confidentiality – duty to report lawyer misconduct (r. 7.1–3) | 22(R) - 23(L) | | 5.3 | | |
| Confidentiality - inferred permission to disclose information | 20(L) | | 3 | | |
| **Confidentiality – information that must be protected** | **19(R)** | | **2.1** | | |
| Confidentiality – joint clients | 10(R) | | 2.1 | | |
| Confidentiality – literary works (r. 3.3–1) | 23(L) | | 6.1 | | |
| Confidentiality – mandatory disclosure (without client consent) | 20(R) | | 4.1 | | |
| Confidentiality – mediation | 66(R) | | 5.4 | | |
| Confidentiality - must inform if dangerous situation - cannot breach confidentiality - Security at Court Facilities - Duty to Others | 66(L) | | 5.3 | | |
| Confidentiality – office–sharing arrangements with other lawyers | 23(L–R) | | 6.2 | | |
| Confidentiality – organization as client – “whistle blowing” (r. 3.2–8 and 3.3–3) | 22(L-R) | | 5.1 | | |
| Confidentiality – organization as client – engages or intends to engage in illegal activity (r. 3.2–8 and 3.3–3) | 22(L-R) | | 5.1 | | |
| Confidentiality - privilege, duty to raise - disclosure where legally required | 20(R) | | 4.1 | | |
| Confidentiality – prohibited use or disclosure of client information (r. 3.3–1) | 23(L) | | 6 | | |
| Confidentiality – scope of duty (not privilege) | 19(L)–20(L) | | 1. – 2.3 | | |
| Confidentiality – technology – use of technology in providing services - Practice Management | 81(R) | | 5.1 | | |
| Confidentiality – transfer between law firms – conflict of interest (r. 3.4–17 – 3.4–26) | 30(R)–31(L) | | 10 | | |
| Confidentiality – vs. Privilege | 19(L) | | 1 | | |
| Confidentiality – when duty arises (first contact) | 19(R) | | 2.2 | | |
| Confidentiality – whistleblowing (organizations) | 22(L-R) | | 5.1 | | |
| Confidentiality - why essential | 19(L) | | Intro | | |
| Confidentiality – withdrawal, upon (enduring) | 57(R) | | 5.1 | | |
| Confidentiality vs privilege - Confidentiality | 19(L) | | 1 | | |
| Confirmation of terms - client service - Competence | 16(R) | | 1.4 | | |
| Confirmation of withdrawal of service | 58(L) | | 5.2 | | |
| **Conflict checking** – \*practice management (r. 3.4–1 – 3.4–3) | 76(R)–77(R) | | 3.1 | | |
| **Conflict checking** – \*practice management (r. 3.4–1 – 3.4–3) - Conflict of interest | 35(L-R) | | 13 | | |
| Conflict checking – manual and computerized | 76(R) | | 3.1 | | |
| Conflict checking – what to look for (r. 3.4–1 – 3.4–3) | 76(R)–77(R) | | 3.1 | | |
| Conflict checking – what to look for (r. 3.4–1 – 3.4–3) - Conflict of interest | 35(L-R) | | 13 | | |
| Conflict checking system - must add prospective clients that have been screened - even if no engagement | 49(R) | | 1.2 | | |
| Conflict names – conflict check | 76(R) | | 3.1 | | |
| **CONFLICT OF INTEREST** |  | |  | | |
| **Conflict of interest - Independent legal Advice** | **26(R)** | | **4.2** | | |
| Conflict of Interest - (permitted) continuing to act | 26(L-R) | | 4.1 | | |
| Conflict of Interest - (permitted) continuing to act - client considerations | 26(L-R) | | 4.1 | | |
| Conflict of interest – \*definition (r. 1.1–1 and 3.4-1) | 25(L) | | Intro; 1; **\*2** | | |
| Conflict of interest – accused – assisting accused with release from custody | 34(R) | | 12.5 | | |
| **Conflict of Interest - Acting against clients - New matters (OK to act with consent)** | **27(R)** | | **6.2** | | |
| **Conflict of Interest - Acting against clients - Same or related matters (OK to act with consent)** | **27(R)** | | **6.1** | | |
| Conflict of Interest - Acting against current client - different matter | 27(L) | | 5.2 | | |
| Conflict of Interest - Acting against current client - sole practitioner space sharing | 27(L) | | 5.2 | | |
| Conflict of interest – acting against former clients | 27(L-R) | | 5.3 | | |
| **Conflict of Interest - Acting against former clients rr.3.4-10 - 3.4-11** | **27(L-R)** | | **5.3** | | |
| **Conflict of Interest - Acting directly adverse to current client legal interests** | **27(L)** | | **5.2** | | |
| Conflict of Interest - Acting for borrower and lender - Borrower (lawyer due diligence) | 29(R) | | 8.2 | | |
| Conflict of Interest - Acting for borrower and lender - Disclosure of all relevant material required before transfer of funds | 29(R) | | 8.2 | | |
| Conflict of Interest - Acting for borrower and lender - in remote location where no other lawyer (permitted) | 29(L–R) | | 8.2 | | |
| Conflict of Interest - Acting for borrower and lender - Lending Institutions (lawyer due diligence) | 29(R) | | 8.2 | | |
| Conflict of Interest - Acting for borrower and lender - where businesses lend money in ordinary course of business (permitted) | 29(L–R) | | 8.2 | | |
| Conflict of Interest - Acting for borrower and lender - where loan does not exceed $50,000 (permitted) | 29(L–R) | | 8.2 | | |
| Conflict of Interest - Acting for borrower and lender - where mortgage represents part of real property purchase (permitted) | 29(L–R) | | 8.2 | | |
| Conflict of Interest - Acting for borrower and lender - where parties not at 'arm's length' (permitted) | 29(L–R) | | 8.2 | | |
| Conflict of interest – acting for borrower and lender (r. 3.4–12 – 3.4–16) | 29(L–R) | | 8.2 | | |
| **Conflict of Interest - Acting for borrower and lender rr.3.4-12-3.4-16** | **29(L–R)** | | **8.2** | | |
| Conflict of interest – acting for employee of client | 64(L) | | 3.3 | | |
| Conflict of Interest – Acting for transferor and transferee - 2 Lawyer rule | 30(L) | | 8.3 | | |
| Conflict of Interest – Acting for transferor and transferee - Exceptions to 2 Lawyer rule - change in legal tenure or effect severance of land | 30(L) | | 8.3 | | |
| Conflict of Interest – Acting for transferor and transferee - Exceptions to 2 Lawyer rule - remote location (no other lawyer) | 30(L) | | 8.3 | | |
| Conflict of Interest – Acting for transferor and transferee - Exceptions to 2 Lawyer rule - where related persons | 30(L) | | 8.3 | | |
| **Conflict of Interest – Acting for transferor and transferee (r. 3.4–16.7 – 3.4–16.9)** | **30(L)** | | **8.3** | | |
| **Conflict of Interest - Advice to Joint Clients, informed consent** | **28(L-R)** | | **7.1** | | |
| Conflict of interest – affiliation/ multi-disciplinary practice (r. 3.4–11.1 – 3.4–11.3) | 33(R) - 34L | | 12.2 | | |
| **Conflict of Interest - Affiliations and multi-discipline practices (MDPs) - rr. 3.4-11.1-3.4-11.3 + 3.4-16.1** | **33(R) - 34(L)** | | **12.2** | | |
| Conflict of interest – Articling student transfer between law firms – transferring law firm disqualification (r. 3.4–20) – SEE: Transfers between law firms (s 10) | 31(L-R) | | 10.1 | | |
| Conflict of interest – articling student transferring firms (r. 3.4–17 – 3.4–26) | 31(L) | | 10 | | |
| Conflict of interest – assisting accused with release from custody | 34(R) | | 12.5 | | |
| Conflict of interest - Bailing clients out of jail | 34(R) | | 12.5 | | |
| Conflict of interest – borrowing from clients | 32(L-R) | | 11.2 | | |
| Conflict of Interest - Borrowing from clients - exception related persons and lending institutions | 32(L-R) | | 11.2 | | |
| **Conflict of Interest - Borrowing from clients (rr. 3.4-31, 3.4-33)** | **32(L-R)** | | **11.2** | | |
| Conflict of Interest - BRIGHT LINE RULE against acting against immediate legal interests of current client | 27(L) | | 5.2 | | |
| Conflict of interest - business transactions with client (other than lawyer services) | 31(R) | | 11 | | |
| Conflict of interest – business with client | 31(R) | | 11 | | |
| Conflict of Interest - Client considerations in permitting lawyer to continue to act | 26(L-R) | | 4.1 | | |
| Conflict of interest - conflict check - before initial consult and before accepting retainer | 35(L-R) | | 13 | | |
| Conflict of interest - conflict check- before accepting retainer | 35(L-R) | | 13 | | |
| Conflict of interest - conflict check systems ALSO SEE: Practice Management, Chp 13 | 35(L-R) | | 13 | | |
| Conflict of interest - conflict check- when new person enters matter | 35(L-R) | | 13 | | |
| Conflict of interest - Conflict checking – what to look for | 35(L-R) | | 13 | | |
| Conflict of interest – conflict checking system – practice management (r. 3.4–1 – 3.4–3) | 35(L-R) | | 13 | | |
| Conflict of interest – conflict checking system – practice management (r. 3.4–1 – 3.4–3) | 76(R)–77(R) | | 3.1 | | |
| **Conflict of Interest - Conflict Checking systems** | **35(L-R)** | | **13** | | |
| Conflict of interest – conflict from having confidential information | 25(L–R) | | 1 | | |
| Conflict of interest – conflict search – practice management (r. 3.4–1 – 3.4–3) | 35(L-R) | | 13 | | |
| Conflict of interest – conflict searching – practice management (r. 3.4–1 – 3.4–3) | 35(L-R) | | 13 | | |
| Conflict of interest – conflict searching – practice management (r. 3.4–1 – 3.4–3) | 76(R)–77(R) | | 3.1 | | |
| Conflict of interest – consent – cannot disclose confidential information | 26(R) | | 3.1 | | |
| Conflict of interest – consent – exception – cannot act even with clients’ consent | 26(R) | | 3.3 | | |
| Conflict of interest – consent by client – independent legal advice may be required | 26(R) | | 3.2 | | |
| Conflict of interest – consent by client (r. 3.4–2) | 26(L–R) | | 3.1 | | |
| Conflict of Interest – consent may be insufficient | 26(R) | | 3.3 | | |
| **Conflict of Interest - Consent rr.1.1-1 and 3.4-2** | **26(L)** | | **4.1** | | |
| Conflict of interest - contentious issue - joint retainer - continuing to act for one party | 28(R) | | 7.2 | | |
| **Conflict of Interest - Contentious Issue, withdrawal - rr. 3.4-9, 3.7-7, and 3.7-9** | **28(R)** | | **7.2** | | |
| Conflict of interest – dealing with | 26(L) | | 4 | | |
| **Conflict of Interest - Dealing with Conflicts** | **26(L)** | | **4** | | |
| Conflict of Interest - declining retainer | 26(R) | | 4.3 | | |
| Conflict of Interest - Disclosure | 26(L) | | 4.1 | | |
| Conflict of Interest - Disclosure of all relevant material required before transfer of funds - Acting for borrower and lender | 29(R) | | 8.2 | | |
| Conflict of interest – divided loyalties | 25(L–R) | | 1 | | |
| **Conflict of Interest - Doing business with a client** | **31(R)** | | **11** | | |
| Conflict of interest – due diligence to ensure no conflict re transfers between law firms | 31(L) | | 10 | | |
| **Conflict of interest - Duties between clients** | **26(R)** | | **5.1** | | |
| Conflict of interest – engagement or non–engagement of client | 49(R)–50(R) | | 1.2 | | |
| Conflict of interest – error, omission by lawyer (r. 7.8) - Duty to the client | 40(L) | | 2.10 | | |
| Conflict of interest – estate and real estate matters - joint retainer | 28(R) | | 8 | | |
| Conflict of interest - Estates law - - Lawyer directed as administrator or benefactor in will | 34(L-R) | | 12.4 | | |
| Conflict of interest – former clients – acting against – new matters (r. 3.4–10 – 3.4–11) | 27(L) | | 4.2 | | |
| Conflict of interest – former clients – acting against – same or related matters (r. 3.4–10 – 3.4–11) | 27(L-R) | | 5.3 | | |
| Conflict of interest – guarantees by lawyer – prohibited; exceptions | 33(L) | | 11.4 | | |
| **Conflict of Interest - Guarantees by Lawyer (rr. 3.4-35-3.4-36)** | **33(L)** | | **11.4** | | |
| Conflict of Interest - ILA | 26(R) | | 4.2 | | |
| Conflict of interest – independent legal advice may be required – consent | 26(R) | | 3.2 | | |
| Conflict of Interest - Informed Consent | 26(R) | | 4.2 | | |
| Conflict of Interest - informed consent - joint clients | 28(L-R) | | 7.1 | | |
| Conflict of Interest – informed consent by client – cannot disclose confidential information | 26(R) | | 3.1 | | |
| Conflict of Interest – informed consent by client – independent legal advice may be required | 26(R) | | 3.2 | | |
| Conflict of Interest – informed consent by client (r. 3.4–2) | 26(L–R) | | 3.1 | | |
| Conflict of interest – initial screening stage – evaluate potential conflicts | 47(L) | | 1.1 | | |
| Conflict of Interest - Investment by client where lawyer has an interest - Independent legal advice | 32(L) | | 11.1 | | |
| Conflict of Interest - Investment by client where lawyer has an interest - payment in shares, enterprise or property | 32(L) | | 11.1 | | |
| **Conflict of Interest - Investment by client where lawyer has an interest (rr. 3.4-29-3.4-30, 3.4-32)** | **32(L)** | | **11.1** | | |
| Conflict of interest – investment by client where lawyer has interest | 31(R) | | 11 | | |
| Conflict of interest – joint clients | 10(R) | | 2.1 | | |
| Conflict of interest – joint retainer – acting for borrower and lender – where lender in business of lending money | 29(L–R) | | 8.2 | | |
| Conflict of interest – joint retainer – acting for borrower and lender (r. 3.4–12 – 3.4–16) | 29(L–R) | | 8.2 | | |
| Conflict of Interest – joint retainer – acting for transferor and transferee (r. 3.4–16.7 – 3.4–16.9) | 30(L) | | 8.3 | | |
| Conflict of interest – joint retainer – contentious issue | 28(R) | | 7.2 | | |
| Conflict of interest – joint retainer – continuing relationship with one client | 28(L-R) | | 7.1 | | |
| Conflict of Interest – joint retainer – estate and real estate matters SEE also: Joint Retainer | 28(R) | | 8 | | |
| Conflict of Interest – joint retainer – estate and real estate matters SEE also: Joint Retainer | 28(R) | | 8 | | |
| Conflict of interest – joint retainer – informed consent | 28(L-R) | | 7.1 | | |
| Conflict of interest – joint retainer – joint wills for spouses/partners (r. 3.4–5) | 29(L) | | 8.1 | | |
| Conflict of interest – joint retainer – when lawyer can act (rr. 3.4–5 – 3.4–9) SEE: Joint Retainer | 10(L) | | 1.1 | | |
| Conflict of interest – joint retainer – when lawyer can act (rr. 3.4–5 – 3.4–9) SEE: Joint Retainer | 27(L–R) | | 5 – 5.1 | | |
| Conflict of Interest – joint retainer – withdrawal (contentious issue) | 28(R) | | 7.2 | | |
| **Conflict of Interest - Joint Retainers - rr. 3.4-5-3.4-9** | **27(R)-28(L)** | | **7** | | |
| **Conflict of Interest - Joint Retainers in Estate and Real Estate Matters** | **28(R)** | | **8** | | |
| Conflict of interest – joint services –affiliation/ multi-disciplinary practice (r. 3.4–11.1 – 3.4–11.3) | 33(R) - 34L | | 12.2 | | |
| **Conflict of Interest - Joint Wills for Spouses or Partners r. 3.4-5** | **29(L)** | | **8.1** | | |
| Conflict of interest – joint wills for spouses/ partners (r. 3.4–5) | 29(L) | | 8.1 | | |
| **Conflict of Interest - Judicial interim release - rr. 3.4-40 - 3.4-41** | **34(R)** | | **12.5** | | |
| Conflict of interest – judicial interim release of accused from custody | 34(R) | | 12.5 | | |
| **Conflict of interest – Lawyer Transfer between law firms – Non-Lawyer Staff (r. 3.4–23)** | **31(R)** | | **10.3** | | |
| **Conflict of interest – Lawyer transfer between law firms – transferring law firm disqualification (r. 3.4–20)** | **31(L-R)** | | **10.1** | | |
| **Conflict of interest – Lawyer transfer between law firms – transferring Lawyer disqualification (r. 3.4–21-3.4-22)** | **31(L-R)** | | **10.2** | | |
| Conflict of interest – lawyer transferring between firms | 30(R)–31(L) | | 10 | | |
| Conflict of interest – lawyer transferring law firms – law firm disqualification (rr. 3.4–20 – 3.4–22, r. 3.4–25) | 31(L-R) | | 10.1 | | |
| Conflict of interest – lawyer with interest in client’s investment | 31(R) | | 11 | | |
| Conflict of interest – Lawyers in loan / mortgage transactions | 32(R) – 33(L) | | 11.2; 11.3 | | |
| Conflict of interest - lawyers in mortgage / loan transactions - advertising / promotion | 32(R) – 33(L) | | 11.3 | | |
| Conflict of interest - lawyers in mortgage / loan transactions - Indirect involvement - \*definition | 32(R) – 33(L) | | 11.3 | | |
| **Conflict of Interest - Lawyers in Mortgage or loan transactions (rr. 3.4-34, 3.4-34.3)** | **32(R) – 33(L)** | | **11.3** | | |
| Conflict of interest – lawyers’ outside interests (r. 7.3–7.4) | 34(L) | | 12.3 | | |
| Conflict of interest - Lending money to clients - Lawyers in mortgage / loans | 33(L) | | 11.3 | | |
| Conflict of interest – lending to client | 33(L) | | 11.3 | | |
| Conflict of interest – managing conflict | 26(L) | | 4 | | |
| conflict of interest - Managing Supervisory Responsibilities - Financial Responsibilities - Practice Management | 84(L) | | 7.2 | | |
| Conflict of interest – mandatory withdrawal or refusal to act | 26(R) | | 3.3 | | |
| Conflict of interest – mortgage / loan transactions (lawyer involvement) | 32(R) – 33(L) | | 11.2; 11.3 | | |
| Conflict of interest – multi–disciplinary practices/partnerships - non-legal services must also avoid conflict | 33(R) - 34L | | 12.2 | | |
| Conflict of interest – multi–discipline practices/partnerships (r. 3.4–11.1 – 3.4–11.3) | 33(R) - 34L | | 12.2 | | |
| Conflict of interest – non-legal services must also avoid conflict - multi–disciplinary practices/partnerships | 33(R) - 34L | | 12.2 | | |
| Conflict of Interest - opposing parties in dispute (cannot act) | 26(R) | | 5.1 | | |
| **Conflict of interest - outside interests and public office (ss. 7.3 + 7.4)** | **34(L)** | | **12.3** | | |
| Conflict of interest – personal guarantees by lawyer – prohibited; exceptions | 33(L) | | 11.4 | | |
| Conflict of interest – personal relationships - Pro Bono | 33(R) | | 12.1 | | |
| Conflict of interest – personal relationships - Representation from other members of firm | 33(R) | | 12.1 | | |
| **Conflict of Interest - Personal relationships (r. 3.4-1) (not prohibited - but caution)** | **33(R)** | | **12.1** | | |
| Conflict of interest – personal relationships with client (r. 3.4–1) | 33(R) | | 12.1 | | |
| Conflict of interest – practice management – conflict check (r. 3.4–1 – 3.4–3) | 35(L-R) | | 13 | | |
| Conflict of interest – practice management – conflict check (r. 3.4–1 – 3.4–3) | 76(R)–77(R) | | 3.1 | | |
| **Conflict of Interest – Pro Bono Law Ontario** | 30(L-R) | | 9 | | |
| Conflict of interest – prospective clients | 25(R) | | 3 | | |
| Conflict of interest - providing surety for clients upon release from custody | 34(R) | | 12.5 | | |
| Conflict of interest – public office (r. 7.3–7.4) | 34(L) | | 12.3 | | |
| Conflict of interest - Real Estate and estate matters - Joint Retainer | 28(R) | | 8 | | |
| Conflict of interest – recognizing conflict | 25(L–R) | | 1 | | |
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| Duties – to client – list of | 35(L) | | Intro | | |
| Duty – abstain from threatening criminal, quasi–criminal, regulatory proceedings (r. 3.2–5) | 68(R) | | 3.1 | | |
| Duty – abstain from threatening criminal, quasi–criminal, regulatory proceedings (r. 3.2–5) – duty to the client | 38(L) | | 2.3 | | |
| Duty - Abandonment of legal practice – duty to report – duty to others | 61(L) | | 2.1 | | |
| Duty – abuse tribunal process | 68(R) | | 3.1 | | |
| **Duty – Administration of justice**           Encourage respect for admin of justice           Seeking legislative/admin. change           Security of court facilities           Acting as mediator           Retired judges returning to practice | 66(L)  66(L)  66(L)  66(L-R)  66(R) | | 5.1  5.2  5.3  5.4  5.5 | | |
| **Duty – Law Society**           Respond promptly           Prevent unauthorized practice           Working with unauthorized persons           Cease practicing if suspended           Submit to disciplinary authority | 59(L–R)  59(R)  59(R)–60(L)  60(L)  60(L) | | 1.1  1.2  1.3  1.4  1.5 | | |
| **Duty – lawyers and others**           Courtesy and good faith           Communications           Communications with represented persons,   providing second opinions           Undertakings           Financial obligations | 62(R)–63(L)  63(L)–64(L)  63(L)–64(L)  64(L–R)  64(R) | | 3.1  3.2  3.3  3.4  3.5 | | |
| **Duty – legal profession**           Report misconduct           Encourage clients to report dishonesty           Reporting criminal charges/convictions           Reporting errors and omissions | 61L–R)  61(R)  61(R)–62(L)  62(L–R) | | 2.1  2.2  2.3  2.4 | | |
| **Duty – tribunal**  ·         Not to abuse process  ·         Not to mislead  ·         Not to influence  ·         Not to engage in dishonest conduct  ·         Not to mistreat or influence witnesses  ·         No drugs or alcohol  ·         Not to counsel or participate in the concealment, destruction or alteration of incriminating physical evidence - r. 5.1-2A | 68(R)  68(R)  68(R)-69(L)  69(L)  69(L-R)  69(R)  69(R)  69(R) | | 3  3.1  3.2  3.3  3.4  3.5  3.6  3.7 | | |
| **Duty – uphold integrity of profession**           Outside interests           Public office           Public appearances and statements           Multi–discipline practices | 65(L)  65(L)  65(L–R)  65(R) | | 4.1  4.2  4.3  4.4 | | |
| **Duty – to CLIENT**           Competent Service           Safeguard confidentiality           Avoid conflicts of interest           Charge fair and reasonable fees           Withdraw from representation under certain circumstances           Manage client relationship / expectation through  communication           Appropriately advise           Special duties relating to title insurance and  mortgage transactions           Protect client funds and property | 15(L)  19(L-R)  25(R)  44(L-R)  53(L-R)  35(R)  37(R)  39(R)  40-41 | | 1  2  3  2.1  2.3  2  2  2.8  3-3.2 | | |
| **Duty – Professional Responsibilities to**           Clients           Other lawyers and Paralegals           Law Society           Administration of Justice | 37(L)  62(R)  59(R)  66(L) | | Intro  3  1.2  5.1 | | |
| **Duty – When Advising Clients**           Honesty and Candour           Encouraging compromise / settlement           Abstaining from threatening criminal, quasi   criminal or regulatory proceedings           Refraining from assisting or encouraging client in   dishonest, fraudulent, criminal or illegal conduct           Acting appropriately with clients with diminished   capacity           Properly handling medical-legal reports           Advising on title insurance in real estate   conveyances           Reporting on mortgage transactions           Handling errors and omissions; and           Advising on official language rights | 37(R)  38(L)  38(L)  38(L-R)  38(R)  38(R)-39(L)  39(L)    39(R)  39(R)  40(L) | | 2.1  2.2  2.3  2.4  2.5  2.6  2.7  2.8  2.9  2.10 | | |
| Duty - Administration of Justice - SEE: Duty to Others | 65(R) | | 5 | | |
| Duty – administrative change – seeking (r. 5.6–2) | 66(L) | | 5.2 | | |
| Duty - Admissions - impact on defence arguments - Advocacy - Duty as Defence Counsel | 68(L) | | 2.1 | | |
| Duty – advancement of legal profession | 5(R) | | 4 | | |
| Duty – advertising fees (r. 4.2–2) - Practice Management | 76(L) | | 2.2 | | |
| Duty – advertising legal services (r. 4.2) | 75(R)–76(L) | | 2.1 | | |
| Duty – advertising nature of practice | 76(L) | | 2.3 | | |
| Duty - advocacy | 67(R) | | 2 | | |
| **Duty – advocacy** – defence counsel (r. 5.1–1) | 68(L) | | 2.1 | | |
| Duty – advocacy – lawyer as advocate (r. 5.1) | 67(R) | | 1 | | |
| Duty – advocacy – lawyer as defence counsel (r. 5.1–1) | 68(L) | | 2.1 | | |
| Duty – advocacy – lawyer as prosecutor (r. 5.1–3) | 68(L) | | 2.2 | | |
| Duty – advocacy – prosecutor (r. 5.1–3) | 68(L) | | 2.2 | | |
| Duty – affiliated entities – delegation - Practice Management | 85(L) | | 7.6 | | |
| Duty – agreement on guilty pleas (r. 5.1–7 – 5.1–8) | 74(L–R) | | 8 | | |
| Duty – alcohol, drugs before tribunal process | 69(R) | | 3.6 | | |
| Duty – appearances in public (r. 7.5) | 65(L–R) | | 4.3 | | |
| Duty – articling students – supervision - Practice Management | 83(R) | | 7 | | |
| Duty – at first contact with prospective client | 9(L–R) | | 1.1 | | |
| **Duty –** avoid conflicts of interest (r. 3.4–1) SEE: conflict of interest | 25(L–R) | | 1 | | |
| Duty - cannot threaten criminal charges - advocacy | 68(R) | | 3.1 | | |
| Duty – change – seeking legislative or administrative (r. 5.6–2) | 66(L) | | 5.2 | | |
| Duty – check for conflict of interest (r. 3.4–1 – 3.4–3) | 35(L-R) | | 13 | | |
| Duty – check for conflict of interest (r. 3.4–1 – 3.4–3) | 76(R)–77(R) | | 3.1 | | |
| Duty - Civility - Duty to Others | 63(L) | | 3.2 | | |
| Duty – civility in communications | 63(L) | | 3.2 | | |
| **DUTY TO THE CLIENT** | 37-42 | |  | | |
| **Duty – client** | 40(R)-42(R) | | 3 - 3.3 | | |
| Duty – client – client files - duty to the client | 41(R)-42(L–R) | | 3.3 | | |
| Duty – client – client money | 41(R) | | 3.2 | | |
| Duty – client – client property, money, & files (r. 3.5) | 40(R)–42(R) | | 3 – 3.3 | | |
| Duty – client – client with diminished capacity (r. 3.2–9) | 38(R) | | 2.5 | | |
| Duty – client – client’s dishonesty, fraud, crime, illegal conduct (r. 3.2–7 – 3.2–8) - duty to the client | 38(L–R) | | 2.4 | | |
| Duty – client – confidentiality SEE: Confidentiality | 19(L)–20(L) | | 2. – 2.3 | | |
| Duty – client – conveyance of property - duty to the client | 39(R) | | 2.8 | | |
| Duty – client – encouraging settlement / ADR (r. 3.2–4) | 38(L) | | 2.2 | | |
| Duty – client – errors and omissions (r. 7.8) | 40(L) | | 2.10 | | |
| Duty – client – errors and omissions (r. 7.8) | 62(L–R) | | 2.4 | | |
| Duty – client – fair & reasonable compensation (r. 3.6, 4.1) - SEE: Fees | 44(L–R) | | 2.1 | | |
| Duty – client – fees SEE: Fees | 44(L)–47(R) | | 2.1 – 4 | | |
| Duty – client – fiduciary duty | 35(L–R) | | 1 | | |
| Duty – client – financial responsibilities (r. 7.1–2) | 64(R) | | 3.5 | | |
| Duty – client – financial responsibilities (r. 7.1–2) - Practice Management | 82(R)–83(L) | | 6.1 | | |
| Duty – client – honesty and candour (r. 3.2–2) | 35(R) | | 2.1 | | |
| Duty – client – language rights (French) - duties to the client | 40(L) | | 2.11 | | |
| Duty – client – legal/medical reports - Duty to the client | 39(L) | | 2.7 | | |
| Duty – client – loyalty | 35(L–R) | | 1 | | |
| Duty – client – medical/legal reports - Duty to the client | 39(L) | | 2.7 | | |
| Duty – client – minor client (r. 3.2–9) - Duty to the Client | 38(R) | | 2.5 | | |
| Duty – client – mortgage transactions (r. 3.2–9.8 – 3.2–9.9) | 39(R) | | 2.9 | | |
| Duty – client – privilege | 19(L) | | 1 | | |
| Duty – client – retain third party on behalf of - Practice Management | 82(R)–83(L) | | 6.1 | | |
| Duty – client – returning documents to client | 41(R)-42(L–R) | | 3.3 | | |
| Duty – client – threatening criminal, quasi–criminal, regulatory proceedings (r. 3.2–5) | 68(R) | | 3.1 | | |
| Duty – client – threatening criminal, quasi–criminal, regulatory proceedings (r. 3.2–5) – duty to the client | 38(L) | | 2.3 | | |
| Duty – client – title insurance (r. 3.2–9.4 – 3.2–9.7) - duty to the client | 39(R) | | 2.8 | | |
| Duty – client – when advising clients | 35(R) | | 2 | | |
| Duty - Client File - Closed files - Duty to the Client | 41(R)-42(L–R) | | 3.3 | | |
| Duty – client file – closing | 78(R)–79(L) | | 3.3 | | |
| Duty – client file – destroying closed file | 78(R)–79(L) | | 3.3 | | |
| Duty - Client File - Documents - Duty to the Client | 41(R)-42(L–R) | | 3.3 | | |
| Duty – client file – documents to be retained after closing | 77(L–R) | | 3.4 | | |
| Duty - Client File - Documents to be returned (list) - Duty to the Client | 41(R)-42(L–R) | | 3.3 | | |
| Duty - Client File - duty to preserve client property - Duty to the Client | 41(R)-42(L–R) | | 3.3 | | |
| **Duty – client file -** Duty to the client | 41(R)-42(L–R) | | 3.3 | | |
| Duty – client file – maintaining | 77(R)–78(R) | | 3.2 | | |
| Duty – client file – naming | 77(R)-78(R) | | 3.2 | | |
| Duty – client file – opening | 77(R)–78(R) | | 3.2 | | |
| Duty – client file – organization | 77(R)–78(R) | | 3.2 | | |
| Duty - Client File - preserving client property - Duty to the Client | 41(R)-42(L–R) | | 3.3 | | |
| Duty – client file – retaining closed file | 78(R)–79(L) | | 3.3 | | |
| Duty - Client File - Returning client materials - Duty to the Client | 41(R)-42(L–R) | | 3.3 | | |
| Duty – client file – storage | 77(R)–78(R) | | 3.2 | | |
| Duty - Client File - What to return / keep - Duty to the Client | 41(R)-42(L–R) | | 3.3 | | |
| Duty – client money - Duty to the client | 41(R) | | 3.2 | | |
| Duty - Client Property - Accounting - Duty to the client | 40(R) | | 3.1 | | |
| Duty - Client Property - Accounting for - Duty to the client | 40(R) | | 3 | | |
| Duty - Client Property - By-law 9 | 41(L) | | 3.1 | | |
| Duty - Client Property - Client File - Closed files | 41(R)-42(L–R) | | 3.3 | | |
| Duty - Client Property - Client File - Documents | 41(R)-42(L–R) | | 3.3 | | |
| Duty - Client Property - Client File - Documents to be returned (list) | 41(R)-42(L–R) | | 3.3 | | |
| Duty - Client Property - Client File - duty to preserve client property | 41(R)-42(L–R) | | 3.3 | | |
| Duty - Client Property - Client File - duty to preserve client property | 41(R)-42(L–R) | | 3.3 | | |
| Duty - Client Property - Client File - preserving client property | 41(R)-42(L–R) | | 3.3 | | |
| Duty - Client Property - Client File - Returning client materials | 41(R)-42(L–R) | | 3.3 | | |
| Duty - Client Property - Client File - What to return / keep | 41(R)-42(L–R) | | 3.3 | | |
| Duty - Client Property - Client Money - Disbursements | 41(R) | | 3.2 | | |
| Duty - Client Property - Client Money - General Account | 41(R) | | 3.2 | | |
| Duty - Client Property - Client Money - Money retainer | 41(R) | | 3.2 | | |
| Duty - Client Property - Client Money - Record keeping requirements | 41(R) | | 3.2 | | |
| Duty - Client Property - Client Money - trust account | 41(R) | | 3.2 | | |
| Duty - Client Property - client property \*definition - Duty to the client | 40(R) | | 3 | | |
| Duty - Client Property - Demand for seizure - Duty to the client | 40(R) | | 3 | | |
| Duty - Client Property - holding client files / documents | 40(R) | | 3 | | |
| Duty - Client Property - holding client money - Duty to the client | 40(R) | | 3 | | |
| Duty - Client Property - holding financial accounting records | 41(L) | | 3.1 | | |
| Duty - Client Property - holding property unrelated to retainer (not recommended) | 41(L) | | 3.1 | | |
| Duty - Client Property - holding shares | 41(L) | | 3.1 | | |
| Duty - Client Property - holding trust money (don't include in valuable property record) | 41(L) | | 3.1 | | |
| Duty - Client Property - holding Valuable Property | 41(L) | | 3.1 | | |
| Duty - Client Property - holding valuable property record | 41(L) | | 3.1 | | |
| Duty - Client Property - lawyer duty - Duty to the client | 40(R) | | 3 | | |
| Duty - Client Property - Privilege - Duty to the client | 40(R) | | 3 | | |
| Duty - Client Property - safeguarding - Duty to the client | 40(R) | | 3 | | |
| Duty - Client Property - Safeguarding Assets - Duty to the client | 40(R) | | 3.1 | | |
| Duty - Client Property - storage - Duty to the client | 40(R) | | 3 | | |
| Duty - Client Property - Storage - Duty to the client | 40(R) | | 3.1 | | |
| Duty - Client Property - Third party claim - Duty to the client | 40(R) | | 3 | | |
| Duty - Client Property - Valuable property - Duty to the client | 40(R) | | 3.1 | | |
| Duty - Client Property- Client Money - By-Law 9 | 41(R) | | 3.2 | | |
| Duty – client property, money, & files (r. 3.5) | 40(R)–42(R) | | 3 – 3.3 | | |
| Duty – client with diminished capacity (r. 3.2–9) - Duty to the Client | 38(R) | | 2.5 | | |
| Duty – client’s dishonesty, fraud, crime, illegal conduct (r. 3.2–7 – 3.2–8) - duty to the client | 38(L–R) | | 2.4 | | |
| Duty – closing client file | 78(R)–79(L) | | 3.3 | | |
| **Duty – communication** – courtesy, civility (r. 7.2.4 – 7.2.5) | 63(L) | | 3.2 | | |
| Duty - Communication - Duty to Lawyers and Others | 63(L-R) | | 3.2; 3.3 | | |
| Duty – communication – represented person as witness | 69(R) | | 3.5 | | |
| Duty – communication – second opinion | 63(R) | | 3.3 | | |
| Duty – communication – sympathetic and unsympathetic witnesses | 71(R)-73(L) | | 4.3.2 | | |
| Duty – communication – with jurors (r. 5.5–1, 5.5–4) | 73(R) | | 5.1 | | |
| Duty – communication – with media (r. 7.5) | 65(L–R) | | 4.3 | | |
| Duty – communication – with represented person / organization | 63(L)–64(L) | | 3.3 | | |
| Duty – communication – with witness giving evidence (r. 5.4–2) | 71(L) | | 4.3 | | |
| Duty – communication – with witness giving evidence (r. 5.4–2) | 71(L)-73(L) | | 4.3-4.3.2 | | |
| **Duty – competence** – client service and communication – efficient and timely | 16(L–R) | | 1.4 | | |
| Duty – competence – client service and communication – manage client expectations | 16(L–R) | | 1.4 | | |
| Duty **–** competence – general | 15(L) | | 1 | | |
| Duty – competence – judgment | 16(L) | | 1.3 | | |
| Duty – competence – knowledge – client’s matter | 15(R) | | 1.1 | | |
| Duty – competence – knowledge – substantive law | 15(R) | | 1.1 | | |
| Duty – competence – practice management | 16(R) | | 1.5 | | |
| Duty – competence – professional development | 17(L) | | 1.6 | | |
| Duty – competence – quality of service | 17(L-R) | | 2 | | |
| Duty – competence – skills | 15(R)–16(L) | | 1.2 | | |
| duty - Confidentiality | 19(L–R) | | 2 | | |
| **Duty – confidentiality SEE: Confidentiality** | **19(L) – 20(L)** | | **1. – 2.3** | | |
| duty - Confidentiality - Exceptions | 19(L–R) | | 2 | | |
| Duty – conflict checking – screen for conflict of interest (r. 3.4–1 – 3.4–3) | 35(L-R) | | 13 | | |
| Duty – conflict checking – screen for conflict of interest (r. 3.4–1 – 3.4–3) | 76(R)–77(R) | | 3.1 | | |
| **Duty – conflict of interest** (r. 3.4–1) SEE: conflict of interest | 25(L–R) | | 1 | | |
| Duty – conveyance of property (r. 3.2–9.4 – 3.2–9.7) - duty to the client | 39(R) | | 2.8 | | |
| Duty – court facilities – security – duty of confidentiality (r. 5.6–3) | 22(R) | | 5.2 | | |
| Duty – court facilities – security – duty of confidentiality (r. 5.6–3) | 66(L) | | 5.3 | | |
| Duty - Courtesy - Duty to Others | 63(L) | | 3.2 | | |
| Duty – courtesy and good faith | 5(L–R) | | 3 | | |
| Duty – courtesy and good faith – duty to lawyers and others (r. 7.2–1 – 3) | 62(R)– 63(L) | | 3.1 | | |
| Duty - Courtesy and Good Faith - Duty to the Legal Profession | 62(R) | | 3.1 | | |
| Duty – courtesy in communications | 63(L) | | 3.2 | | |
| Duty – criminal charges, convictions – report (r. 7.1–4.4) | 61(R)–62(L) | | 2.3 | | |
| Duty – criminal conduct before tribunals - Advocacy | 69(R)-70(L-R) | | 3.4; 3.7 | | |
| Duty – criminal proceeding – plea bargain (r. 5.1–7 – 5.1–8) | 74(L–R) | | 8 | | |
| Duty – defence counsel (r. 5.1–1) | 68(L) | | 2.1 | | |
| Duty – delegation – affiliated entities - Practice Management | 85(L) | | 7.6 | | |
| Duty – delegation – non–lawyers and support staff | 84(L–R) | | 7.3 | | |
| Duty – destroying closed client file | 78(R)–79(L) | | 3.3 | | |
| Duty – diminished capacity client (r. 3.2–9) - Duty to the Client | 38(R) | | 2.5 | | |
| Duty – disclose error, omission to professional liability insurer | 40(L) | | 2.10 | | |
| Duty – disclose error, omission to professional liability insurer | 62(L–R) | | 2.4 | | |
| Duty – disclose juror improper conduct (r. 5.5–2 – 5.5–3) | 73(L-R) | | 5.2 | | |
| Duty – disclose jurors interest or connection with case or party (r. 5.5–2 – 5.5–3) | 73(L-R) | | 5.2 | | |
| Duty – disclosure of confidential information – (where required by law) (r. 3.3–1.1) | 20(R) | | 4.1 | | |
| Duty – discovery – lawyer’s obligations | 74(L) | | 7 | | |
| Duty – dishonest conduct of another lawyer – encourage client to report | 61(R) | | 2.2 | | |
| Duty – dishonesty before tribunals | 69(L-R) | | 3.4 | | |
| Duty – docketing of time | 80(R)–81(L) | | 4.3 | | |
| Duty – document registration agreement – real estate transactions | 64(R) | | 3.4 | | |
| Duty – documents to be retained after closing of file | 77(L–R) | | 3.4 | | |
| Duty – drugs, alcohol before tribunal process | 69(R) | | 3.6 | | |
| Duty – encourage client to report dishonest conduct of another lawyer (r. 7.1–4 – 4.3) | 61(R) | | 2.2 | | |
| Duty – encourage respect for administration of justice | 66(L) | | 5.1 | | |
| Duty – encourage settlement / ADR (r. 3.2–4) - duty to the client | 38(L) | | 2.2 | | |
| Duty - Encouraging Client to Report Dishonest Conduct - SEE: Duty to Others | 61(R) | | 2.2 | | |
| Duty - Encouraging Respect for the Administration of Justice - rr. 5.6-1 and 7.2-1 - Duty to Others - Duty to the Administration of Justice | 66(L) | | 5.1 | | |
| Duty – error or omission – disclose to insurer | 62(L–R) | | 2.4 | | |
| Duty – error or omission – duty to insurer | 62(R) | | 2.4 | | |
| Duty – error or omission – report (r. 7.8) | 40(L) | | 2.10 | | |
| Duty – error or omission – report (r. 7.8) | 62(L–R) | | 2.4 | | |
| Duty – examinations for discovery | 74(L) | | 7 | | |
| Duty - Exceptions to Confidentiality | 19(L–R) | | 2 | | |
| Duty – fair & reasonable compensation (r. 3.6, 4.1) SEE: Fees | 44(L) | | 2.1 | | |
| Duty – falsehood to tribunals | 68(R)-69(L) | | 3.2 | | |
| Duty – fees – advertising of (r. 4.2–2) - Practice Management | 76(L) | | 2.2 | | |
| Duty – fees – to client | 44(L)–47(R) | | 2.1 – 4 | | |
| Duty – fiduciary duty | 35(L–R) | | 1 | | |
| Duty – file management - Practice Management | 76(L)–79(R) | | 3 – 3.4 | | |
| Duty - Financial Obligations - Duty to Lawyers and Others | 64(R) | | 3.5 | | |
| Duty – financial reporting and compliance - Practice Management | 83(R) | | 6.3 | | |
| Duty – financial responsibilities – on behalf of client (r. 7.1–2) | 64(R) | | 3.5 | | |
| Duty – financial responsibilities – on behalf of client (r. 7.1–2) - Practice Management | 82(R)–83(L) | | 6.1 | | |
| Duty – financial responsibilities - Practice Management - SEE: Practice Management - Managing Financial Responsibilities | 82(R) | | 6 | | |
| Duty – financial responsibilities – retain third party on behalf of client - Practice Management | 82(R)–83(L) | | 6.1 | | |
| Duty – firm clients | 10(L) | | 1.3 | | |
| Duty – firm names | 75(R)–76(L) | | 2.1 | | |
| Duty – fraud before tribunals - Advocacy | 69(R)-70(L-R) | | 3.4; 3.7 | | |
| Duty – French language rights of client - duties to the client | 40(L) | | 2.11 | | |
| Duty - Good faith - Duty to Others | 63(L) | | 3.2 | | |
| Duty - Good Faith - Duty to the Legal Profession | 62(R) | | 3.1 | | |
| Duty – good faith and courtesy – duty to lawyers and others (r. 7.2–1 – 3) | 62(R)– 63(L) | | 3.1 | | |
| Duty - Guarantees - Duties to the client | 37(R) | | 2.1 | | |
| Duty – hiring support staff - Practice Management | 83(R)–84(L) | | 7.1 | | |
| Duty – honesty and candour (r. 3.2–2) | 35(R) | | 2.1 | | |
| Duty – illegal conduct before tribunals - Advocacy | 69(R)-70(L-R) | | 3.4; 3.7 | | |
| Duty – inappropriate removal / use of moneys from trust by Lawyer / paralegal – duty to report | 61(L) | | 2.1 | | |
| Duty – influence tribunal process | 68(L–R) | | 3 | | |
| Duty – influencing witnesses - Advocacy | 69(R) | | 3.5 | | |
| Duty – insurance – disclose error, omissions | 62(L–R) | | 2.4 | | |
| Duty – insurance – duties after error, omissions | 62(L–R) | | 2.4 | | |
| Duty – integrity and civility | 5(L) | | 2 | | |
| Duty – interests – outside interests (r. 7.3–1 – 2) | 65(L) | | 4.1 | | |
| Duty – interviewing represented person - witness | 71(L) | | 4.2 | | |
| Duty – interviewing witnesses (r. 5.3–1) | 71(L) | | 4.2 | | |
| Duty - Joint retainer | 10(R) | | 2.1 | | |
| Duty – judges returning to practice (r. 7.7) | 66(R) | | 5.5 | | |
| Duty – jurors – communications with (r. 5.5–1, 5.5–4) | 73(R) | | 5.1 | | |
| Duty – jurors – disclose juror improper conduct (r. 5.5–2 – 5.5–3) | 73(L-R) | | 5.2 | | |
| Duty – jurors – disclose juror interest in or connection to case (r. 5.5–2 – 5.5–3) | 73(L-R) | | 5.2 | | |
| Duty – jurors – improper conduct – duty to report | 73(L) | | 5 | | |
| Duty – jurors – lawyer’s relations and communications with | 73(L) | | 5 | | |
| Duty - jurors - must report improper conduct - advocacy | 73(L) | | 5 | | |
| Duty – knowledge – competence – client’s matter | 15(R) | | 1.1 | | |
| Duty – knowledge –competence – substantive law | 15(R) | | 1.1 | | |
| Duty – law firm names | 75(R)–76(L) | | 2.1 | | |
| Duty – Law Society | 59(L) | | 1–1.1 | | |
| Duty – Law Society | 59(L) | | 1–1.1 | | |
| Duty - Law Society - See Duty to Others | 59(L) | | 1 | | |
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| Duty – legal profession | 61(L) | | 2 | | |
| Duty – legal profession | 61(L) | | 2 | | |
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| Duty – screen for conflict of interest (r. 3.4–1 – 3.4–3) | 76(R)–77(R) | | 3.1 | | |
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| Duty to Others - Duty to the Administration of Justice - Acting as Mediator - providing legal information (permitted) and advice (not-permitted) | 66(L-R) | | 5.4 | | |
| **Duty to Others - Duty to the Administration of Justice - Acting as Mediator - s.5.7** | **66(L-R)** | | **5.4** | | |
| Duty to Others - Duty to the Administration of Justice - Acting as Mediator - s.5.7 | 66(L-R) | | 5.4 | | |
| Duty to Others - Duty to the Administration of Justice - Encouraging Respect for the Administration of Justice - commenting on judges or tribunal | 66(L) | | 5.1 | | |
| Duty to Others - Duty to the Administration of Justice - Encouraging Respect for the Administration of Justice - critical remarks | 66(L) | | 5.1 | | |
| **Duty to Others - Duty to the Administration of Justice - Encouraging Respect for the Administration of Justice - rr. 5.6-1 and 7.2-1** | **66(L)** | | **5.1** | | |
| Duty to Others - Duty to the Administration of Justice - Retired Judges Returning to Practice - Committee of Convocation | 66(R) | | 5.5 | | |
| Duty to Others - Duty to the Administration of Justice - Retired Judges Returning to Practice - Former Appellate level judge - Prohibition appearing as advocate | 66(R) | | 5.5 | | |
| Duty to Others - Duty to the Administration of Justice - Retired Judges Returning to Practice - Non- Appelate level - Prohibition appearing as advocate in any court under influence of former court for three years | 66(R) | | 5.5 | | |
| **Duty to Others - Duty to the Administration of Justice - Retired Judges Returning to Practice - s. 7.7** | **66(R)** | | **5.5** | | |
| Duty to Others - Duty to the Administration of Justice - Retired Judges Returning to Practice - s. 7.7 | 66(R) | | 5.5 | | |
| Duty to Others - Duty to the Administration of Justice - Retired Judges Returning to Practice - Special Permission to appear - Committee of Convocation | 66(R) | | 5.5 | | |
| **Duty to Others - Duty to the Administration of Justice - Security of Court Facilities - r. 5.6-3** | **66(L)** | | **5.3** | | |
| Duty to Others - Duty to the Administration of Justice - Security of Court Facilities -must inform if dangerous situation - cannot breach confidentiality | 66(L) | | 5.3 | | |
| Duty to Others - Duty to the Administration of Justice - Seeking Legislative or Administrative Change - must disclose interest | 66(L) | | 5.2 | | |
| **Duty to Others - Duty to the Administration of Justice - Seeking Legislative or Administrative Change - rr. 5.6-1-5.6-2** | **66(L)** | | **5.2** | | |
| **Duty to Others - Duty to the Law Society** | **59(L)** | | **1** | | |
| **Duty to Others - Duty to the Law Society - Assist in preventing unauthorized practice of law** | **59(L)** | | **1** | | |
| Duty to Others - Duty to the Law Society - Cease practice when suspended or restricted | 59(L) | | 1 | | |
| Duty to Others - Duty to the Law Society - Disciplinary Authority - conduct unbecoming | 60(R) | | 1.5 | | |
| Duty to Others - Duty to the Law Society - Disciplinary Authority - conduct unbecoming - personal life | 61(L) | | 1.5 | | |
| Duty to Others - Duty to the Law Society - Disciplinary Authority - extra-jurisdictional authority | 60(R) | | 1.5 | | |
| Duty to Others - Duty to the Law Society - Disciplinary Authority - lawyer involved in criminal act | 60(R) | | 1.5 | | |
| Duty to Others - Duty to the Law Society - Disciplinary Authority - professional misconduct | 60(R) | | 1.5 | | |
| **Duty to Others - Duty to the Law Society - Disciplinary Authority - rr. 1.1-1; 2.1-1; 7.8.2** | **60(R)** | | **1.5** | | |
| Duty to Others - Duty to the Law Society - Disciplinary Authority - rr. 1.1-1; 2.1-1; 7.8.2 | 60(R) | | 1.5 | | |
| Duty to Others - Duty to the Law Society - License Suspended or Restricted, undertaking not to practice law - obligations to disclose to all prospective and existing clients | 60(L) | | 1.4 | | |
| **Duty to Others - Duty to the Law Society - License Suspended or Restricted, undertaking not to practice law - rr. 7.6-1.2-7.6-1.4; By-law 7.1, Part II; and By-Law 9, Part II.1** | **60(L)** | | **1.4** | | |
| **Duty to Others - Duty to the Law Society - Responding Promptly and Completely** | **59(L)** | | **1.1** | | |
| Duty to Others - Duty to the Law Society - Responding Promptly and Completely - Failure is grounds for Disciplinary action | 59(L) | | 1.1 | | |
| Duty to Others - Duty to the Law Society - Seek special permission to work with person no longer authorized by LSUC | 59(L) | | 1 | | |
| Duty to Others - Duty to the Law Society - Submit to disciplinary authority | 59(L) | | 1 | | |
| Duty to Others - Duty to the Law Society - Unauthorized Practice of Law or Provision of Legal Services - lack of LSUC safeguards (list) | 59(R) | | 1.2 | | |
| Duty to Others - Duty to the Law Society - Unauthorized Practice of Law or Provision of Legal Services - Must report paralegals acting outside scope | 59(R) | | 1.2 | | |
| Duty to Others - Duty to the Law Society - Unauthorized Practice of Law or Provision of Legal Services - Must report unauthorized practitioners | 59(R) | | 1.2 | | |
| **Duty to Others - Duty to the Law Society - Unauthorized Practice of Law or Provision of Legal Services - r. 7.6-1** | **59(R)** | | **1.2** | | |
| Duty to Others - Duty to the Law Society - Working with or Employing Unauthorized Persons - If approved, under Lawyer supervision | 60(L) | | 1.3 | | |
| **Duty to Others - Duty to the Law Society - Working with or Employing Unauthorized Persons - r. 7.6-1.1** | **59(R)** | | **1.3** | | |
| Duty to Others - Duty to the Law Society - Working with or Employing Unauthorized Persons - Strictly prohibited - Doesn't matter why lost license | 60(L) | | 1.3 | | |
| Duty to Others - Duty to the Law Society - Working with or Employing Unauthorized Persons - Strictly prohibited BUT allowed with express approval of Hearing Division Panel of LSUC Tribunal | 59(R)-60(L) | | 1.3 | | |
| Duty to Others - Duty to the Law Society - Working with or Employing Unauthorized Persons - Supervision of paralegals and other non-Licensed employees | 60(L) | | 1.3 | | |
| Duty to Others - Duty to the Legal Profession - Reporting criminal charges or convictions - indictable offence - \*definition | 62(L) | | 2.3 | | |
| Duty to Others - Duty to the Legal Profession - Reporting criminal charges or convictions - private prosecution reporting | 62(L) | | 2.3 | | |
| Duty to Others - Duty to the Legal Profession - Reporting criminal charges or convictions - reporting others from criminal activity only necessary if affects their clients | 62(L) | | 2.3 | | |
| Duty to Others - Duty to the Legal Profession - Reporting Errors and Omissions - Lawyers' Professional Indemnity Company (LawPRO) | 62(L) | | 2.4 | | |
| **Duty to Others - Duty to the Legal Profession - Reporting Errors and Omissions - s. 7.8** | **62(L)** | | **2.4** | | |
| Duty to Others - Duty to the Legal Profession - Reporting Errors and Omissions -Steps to take when reporting | 62(L) | | 2.4 | | |
| Duty to Others - Duty to Uphold the Integrity of the Profession - Multi-Discipline Practices - all non-licensees in MDP must comply with Rules and ethical principles (like lawyers) | 65(R) | | 4.4 | | |
| **Duty to Others - Duty to Uphold the Integrity of the Profession - Multi-Discipline Practices - s. 7.8.1** | **65(R)** | | **4.4** | | |
| **Duty to Others - Duty to Uphold the Integrity of the Profession - Outside Interests - rr. 7.3-1-7.3-2** | **65(L)** | | **4.1** | | |
| Duty to Others - Duty to Uphold the Integrity of the Profession - Public Appearances and Statements - Cannot prejudice any party before tribunal | 65(R) | | 4.3 | | |
| Duty to Others - Duty to Uphold the Integrity of the Profession - Public Appearances and Statements - Must be in best interests of client and within scope of services | 65(R) | | 4.3 | | |
| **Duty to Others - Duty to Uphold the Integrity of the Profession - Public Appearances and Statements - s. 7.5** | **65(L)** | | **4.3** | | |
| Duty to Others - Duty to Uphold the Integrity of the Profession - Public Appearances and Statements - When speaking on client affairs - no self -promotion | 65(R) | | 4.3 | | |
| **Duty to Others - Duty to Uphold the Integrity of the Profession - Public Office - r. 7.4-1** | **65(L)** | | **4.2** | | |
| **Duty to Others - Duty to Uphold the Integrity of the Profession - rr. 2.1-1-2.1-2** | **64(R)-65(L)** | | **4** | | |
| **Duty to Others -Duty to the Legal Profession** | **61(L)** | | **2** | | |
| Duty to Others -Duty to the Legal Profession - Encouraging Client to Report Dishonest Conduct - If Client won't report, Lawyer must (list) | 61(R) | | 2.2 | | |
| **Duty to Others -Duty to the Legal Profession - Encouraging Client to Report Dishonest Conduct - rr. 7.1-4-7.1-4.3** | **61(R)** | | **2.2** | | |
| **Duty to Others -Duty to the Legal Profession - Reporting Criminal Charges or Convictions - r. 7.1-4.4; By-Law 8, s. 2** | **61(R)** | | **2.3** | | |
| Duty to Others -Duty to the Legal Profession - Reporting Lawyer Criminal Charges or Convictions - duty to report if charged with certain offences (list) | 61(R) | | 2.3 | | |
| Duty to Others -Duty to the Legal Profession - Reporting Misconduct - Failure to report may be subject to discipline | 61(R) | | 2.1 | | |
| Duty to Others -Duty to the Legal Profession - Reporting Misconduct - Law Society's Practice Management Helpline | 61(R) | | 2.1 | | |
| Duty to Others -Duty to the Legal Profession - Reporting Misconduct - Motivation in reporting | 61(R) | | 2.1 | | |
| **Duty to Others -Duty to the Legal Profession - Reporting Misconduct - r. 7.1-3** | **61(L-R)** | | **2.1** | | |
| Duty to Others -Duty to the Legal Profession - Reporting Misconduct - Unless it would breach solicitor-client privilege | 61(L) | | 2.1 | | |
| **DUTY TO THE CLIENT** | **37 - 42** | | **1 - 3.3** | | |
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| Duty to the Client - Client Property - Client File - Documents to be returned (list) | 41(R)-42(L–R) | | 3.3 | | |
| Duty to the Client - Client Property - Client File - duty to preserve client property | 41(R)-42(L–R) | | 3.3 | | |
| Duty to the Client - Client Property - Client File - duty to preserve client property | 41(R)-42(L–R) | | 3.3 | | |
| Duty to the Client - Client Property - Client File - preserving client property | 41(R)-42(L–R) | | 3.3 | | |
| Duty to the Client - Client Property - Client File - Returning client materials | 41(R)-42(L–R) | | 3.3 | | |
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| **Duty to the Client - Client Property - Client Money** | **41(R)** | | **3.2** | | |
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| Duty to the Client - Client Property - Client Money - General Account | 41(R) | | 3.2 | | |
| Duty to the Client - Client Property - Client Money - Money retainer | 41(R) | | 3.2 | | |
| Duty to the Client - Client Property - Client Money - Record keeping requirements | 41(R) | | 3.2 | | |
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| Duty to the Client - Duties regarding Client Property - Privilege | 40(R) | | 3 | | |
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| Duty to the Client - Duties when advising clients - Client with Diminished Capacity | 38(R) | | 2.5 | | |
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| Duty to the client - duties when advising clients - Honesty and candour - assurances | 37(R) | | 2.1 | | |
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| Duty to the client - duties when advising clients - Honesty and candour - Lawyer's opinion | 37(R) | | 2.1 | | |
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| Duty to the Client - Duties when advising clients - Medical-legal reports - client entitled to view | 39(L) | | 2.7 | | |
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| Duty to the Client - Duties when advising clients - Minor client | 38(R) | | 2.5 | | |
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| **Duty to the Client - Duties when advising clients - Settlement and ADR - r. 3.2-4** | **38(L)** | | **2.2** | | |
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| Duty to the Client - Minor client - Duties when advising clients | 38(R) | | 2.5 | | |
| Duty to the Client - Must advise of ADR options - Duties when advising clients | 38(L) | | 2.2 | | |
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| **Duty to the client - Obligations / Duties** | **37(L)** | | **Intro** | | |
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| **Duty to the Client -Duties regarding Client Property - Client Property** | **40(R)** | | **3.1** | | |
| Duty to the Client -Duties regarding Client Property - Client Property - Accounting | 40(R) | | 3.1 | | |
| Duty to the Client -Duties regarding Client Property - Client Property - By-law 9 | 41(L) | | 3.1 | | |
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| Duty to the Client -Duties regarding Client Property - Client Property - holding shares | 41(L) | | 3.1 | | |
| Duty to the Client -Duties regarding Client Property - Client Property - holding trust money (don't include in valuable property record) | 41(L) | | 3.1 | | |
| Duty to the Client -Duties regarding Client Property - Client Property - holding Valuable Property | 41(L) | | 3.1 | | |
| Duty to the Client -Duties regarding Client Property - Client Property - holding valuable property record | 41(L) | | 3.1 | | |
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| Duty to the Client -Duties when advising clients - Errors and Omissions - conflict of interest | 40(L) | | 2.10 | | |
| Duty to the Client -Duties when advising clients - Errors and Omissions - professional liability | 40(L) | | 2.10 | | |
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| Duty to the Client -Duties when advising clients - Errors and Omissions - withdrawal | 40(L) | | 2.10 | | |
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| Duty to the Client -Duties when advising clients - Official Language Rights - rr. 3.2-2A-3.2-2B | 40(L) | | 2.11 | | |
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| Practice Management - Delegation and Supervision - Non-Lawyer prohibited from performing lawyer-only activities | 84(L–R) | | 7.3 | | |
| Practice Management - Delegation and Supervision - Non-Lawyer prohibited from performing lawyer-only activities | 84(L–R) | | 7.3 | | |
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| Practice Management - Managing Financial Responsibilities - Financial obligations related to operating a law practice | 82(R) | | 6 | | |
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| Practice Management - Managing Financial Responsibilities - Managing Supervisory Responsibilities - conflict of interest | 84(L) | | 7.2 | | |
| **Practice Management - Managing Financial Responsibilities - Managing Supervisory Responsibilities - Delegation and Supervision - SEE: Practice Management - Delegation and Supervision** | **84(L-R)** | | **7.3** | | |
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| Withdrawal from Representation - Optional Withdrawal - Non-payment of Fees | 55(R)-56(L) | | 2; 2.2 | | |
| **Withdrawal from Representation - Optional Withdrawal - Non-Payment of Fees - r. 3.7-3** | **56(L)** | | **2.2** | | |
| **Withdrawal from Representation - Optional Withdrawal - Serious Loss of Confidence** | **55(R)-56(L)** | | **2.1** | | |
| Withdrawal from Representation - Optional Withdrawal - Serious Loss of Confidence - Client failure to give instructions | 56(L) | | 2.1 | | |
| Withdrawal from Representation - Optional Withdrawal - Serious Loss of Confidence - Client lies | 55(R)-56(L) | | 2.1 | | |
| Withdrawal from Representation - Optional Withdrawal - Serious Loss of Confidence - communication breakdown | 56(L) | | 2.1 | | |
| Withdrawal from Representation - Optional Withdrawal - Serious Loss of Confidence - Failure to follow lawyer advice | 56(L) | | 2.1 | | |
| Withdrawal from Representation - Optional Withdrawal - Serious Loss of Confidence - Unreasonable / uncooperative clients | 56(L) | | 2.1 | | |
| Withdrawal from Representation - Optional Withdrawal - Serious prejudice to client | 55(R) | | 2 | | |
| **Withdrawal from Representation - Withdrawal from Criminal Proceedings - SEE: Withdrawal from Representation - Criminal** | **56(L)** | | **3** | | |
| Withdrawal from Representation - Withdrawal from Criminal Proceedings - Timing | 56(L) | | 3 | | |
| Withdrawal from trust, methods for | 93(R) | | 4.3.2 | | |
| Withdrawal of Representation - Good Cause and Reasonable Notice - Rules of the Court govern | 55(L) | | 1 | | |
| Withdrawal of Representation - Good Cause and Reasonable Notice - Timing | 55(L) | | 1 | | |
| Withdrawal of Representation - Good Cause and Reasonable Notice -Disadvantaging client | 55(L) | | 1 | | |
| **Withdrawal of Representation - Withdrawal from Criminal Proceedings - Withdrawal with permission of trial judge** | **57(L)** | | **3.3** | | |
| **Withdrawal of services – \*generally** | 55(L) | | Intro | | |
| Withdrawal of services – client file – transfer or return | 58(L) | | 5.2 | | |
| Withdrawal of services – client identification and verification | 13(R) | | 3.4 | | |
| Withdrawal of services – confidentiality (r. 3.3–1) | 57(R) | | 5.1 | | |
| Withdrawal of services – conflict of interest | 26(R) | | 3.3 | | |
| Withdrawal of services – criminal – \*generally | 56(L) | | 3 | | |
| Withdrawal of services - criminal - Actions to take prior to withdrawal of representation (Criminal) | 56(L) | | 3.1 | | |
| Withdrawal of services – criminal – insufficient time before trial – not permitted (r. 3.7–5) | 56(R) | | 3.2 | | |
| Withdrawal of services – criminal – lawyer’s duties on withdrawal (r. 3.7–4) | 56(R) | | 3.1 | | |
| Withdrawal of services – criminal – mandatory withdrawal | 57(L) | | 4 | | |
| Withdrawal of services – criminal – not permitted (insufficient time before trial) (r. 3.7–5) | 56(R) | | 3.2 | | |
| Withdrawal of services – criminal – permission of trial judge (r. 3.7–6) | 57(L) | | 3.3 | | |
| Withdrawal of services – criminal – permitted (sufficient time before trial) (r. 3.7–4) | 56(R) | | 3.1 | | |
| Withdrawal of services – discuss with client at outset of relationship | 55(R) | | 1 | | |
| Withdrawal of services – duties of successor lawyer | 56(R) | | 6 | | |
| Withdrawal of services – duties upon withdrawal for any reason | 57(L–R) | | 5 | | |
| Withdrawal of services – duty to withdraw due to lawyer’s error - Duty to the client - Duty to the client - Duty to the client | 40(L) | | 2.10 | | |
| Withdrawal of services – file contents ownership | 57(R) | | 5 | | |
| Withdrawal of services – good cause and reasonable notice (r. 3.7–1) | 55(L) | | 1 | | |
| Withdrawal of services – if client dishonest - client identification and verification | 13(R) | | 3.4 | | |
| Withdrawal of services – if illegal activity - client identification and verification | 13(R) | | 3.4 | | |
| Withdrawal of services – joint retainer – contentious issue - Conflict of Interest | 28(R) | | 7.2 | | |
| Withdrawal of services – leaving, dismantling a law firm | 57(R) | | 5 | | |
| Withdrawal of services – mandatory – list of circumstances leading to mandatory withdrawal (r. 3.7–7) | 57(L) | | 4 | | |
| Withdrawal of services – Mandatory withdrawal | 57(L) | | 5 | | |
| Withdrawal of services – manner of withdrawal (r. 3.7–8 – 9) | 57(L–R) | | 5 | | |
| Withdrawal of services – non–payment of fees | 56(L) | | 2.2 | | |
| Withdrawal of services – optional | 55(R) | | 2 | | |
| Withdrawal of services – optional – good cause + reasonable notice + no prejudice to client | 55(R) | | 2 | | |
| Withdrawal of services – optional – non–payment of fees (r. 3.7–3) | 56(L) | | 2.2 | | |
| Withdrawal of services – optional – serious loss of confidence (r. 3.7–2) | 55(R) | | 2.1 | | |
| Withdrawal of services – reasonable notice | 55(L) | | 1 | | |
| Withdrawal of services – serious loss of confidence (r. 3.7–2) | 55(R) | | 2.1 | | |
| Withdrawal of Services - Transferring client file to client | 58(L) | | 5.2 | | |
| Withdrawal of Services - Transferring client file to successor lawyer | 58(L) | | 5.2 | | |
| Withdrawal of services - with permission of Court - Criminal | 57(L) | | 3.3 | | |
| Withdrawal of services – written confirmation | 58(L) | | 5.2 | | |
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| Withdrawing from trust - electronic transfer | 93(R) | | 4.3.2 | | |
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| Witness - advocacy - SEE: Advocacy - Witness | 70(R) | | 4 | | |
| Witness - Cannot dissuade witness from testifying - Advocacy - Lawyer and the Tribunal Process - Shall not mistreat or influence witnesses | 69(R) | | 3.5 | | |
| Witness - Cannot impersonate another - Advocacy - Lawyer and the Tribunal Process - Shall not mistreat or influence witnesses | 69(R) | | 3.5 | | |
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| Witness- potential witness - interviewing represented persons - advocacy | 71(L) | | 4.2 | | |
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| Witnesses – communication with witness giving evidence (r. 5.4–2) | 71(L)-73(L) | | 4.3-4.3.2 | | |
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| Witnesses – giving evidence – communication with (r. 5.4–2) | 71(L)-73(L) | | 4.3-4.3.2 | | |
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| Witnesses – lawyer may not permit to mislead | 69(R) | | 3.5 | | |
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| Witnesses – lawyer’s duties regarding | 71(L)-73(L) | | 4.3-4.3.2 | | |
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