

WHOSE LINE IS IT ANYWAY?

When Diligent Advocacy Goes Overboard

References & Resources

Part I: How Much is Too Much? A Look at Attorney Fees

Presenters: Jason Heym & Samantha Mender

- A. ORPC 1.1-1.6: Ethical Rules on Attorney/Client Relationships
- B. ORS 20.075-20.107: Selected statutory provisions regarding attorney fees
- C: Sample Pleading for Attorney Fees with questionable charges

Part II: Sticks and Stones and All That Jazz: A Look at Unprofessional and Prejudicial Speech

Presenters: Cheryl Albrecht, Colleen O'Shea Clarke & Michele Stone

- A. ORPC 3.1-3.5, 8.4: Ethical Rules on Advocate Role and Misconduct
- B. "Occupation 541110: Lawyers, Self-Regulation and the Idea of a Profession," 74 Fordham L. Rev. 1079 (2005)
- C. "Under Attack: Professionalism in the Practice of Law," 15 No. 4 Practical Litigator 51 (2004)
- D. Additional Resources, including statutes authorizing sanctions, annotated case cites

Part III: In the [News](#): A Look at Strategic Use of the Media

Presenters: Paul Blechmann, Kim Hanks McGair & Lake Perriguet

- A. "Limiting Extrajudicial Speech in High Profile Cases: The Duty of the Prosecutor and the Defense Attorney in Their Pre-Trial Communications with the Media," Georgetown Journal of Legal Ethics (Summer 2003)
- B. Additional Resources, including Ethical Rules on Trial Publicity and Client Confidentiality and web links to additional information and legal opinions regarding high-profile cases.
- C. Ethics Complaint in Attorney Grievance Commission v. Douglas Gansler (Maryland, Sept. 2002)
- D. Plaintiff's Complaint in Stephen Hatfill v. John Ashcroft, Alberto Gonzales, Dept. Of Justice, et al. (Dist. D.C. 2005)
- E. Ethics Complaint in North Carolina State Bar v. Michael Nifong (N.C. 2007)