INDEX BY SUBJECT (THROUGH 2008)
FORMAL OPINIONS OF THE LEGAL ETHICS COMMITTEE
INDIANA STATE BAR ASSOCIATION

Advertising *
Association List .........................................................Opinion No. 3 of 1963
Bar Association .........................................................Opinion No. 9 of 1965
Brochure, Firm ..........................................................Opinion No. 3 of 1980
.................................Opinion No. 10 of 1986
Cards of Announcement .................................................Opinion No. 4 of 1962 **
Client Bulletin ..........................................................Opinion No. 2 of 1982
Collection Directory ..................................................Opinion No. 1 of 1965
Feeder Business (see Employment) .................................Opinion No. 5 of 1991
Legal Journal - Article ................................................Opinion No. 9 of 1964
Letter ........................................................................Opinion No. 3 of 1986
..........................................................Opinion No. 3 of 1990 *
Listing (lawyer referral), distributed by State Commission ....Opinion No. 1 of 1976
Newspaper
Announcements .........................................................Opinion No. 1 of 1975
Articles .................................................................Opinion No. 14 of 1963
.....................................................Opinion No. 3 of 1965
.....................................................Opinion No. 2 of 1976
Christmas Greeting .....................................................Opinion No. 4 of 1974
Column ..................................................................Opinion No. 1 of 1961
Professional Card .................................................Opinion No. 8 of 1963 **
Stories ................................................................Opinion No. 6 of 1963
Voicemail Lawyer Referral .........................................Opinion No. 3 of 1996
Newspapers, Magazines & Programs ...........................Opinion No. 7 of 1965 **
Open House (in-person contact) ..................................Opinion No. U2 of 1991
Pamphlet .................................................................Opinion No. 2 of 1988
Programs .................................................................Opinion No. 2 of 1979
Radio - Stories .........................................................Opinion No. 7 of 1963
Specialist .................................................................Opinion No. 7 of 1988
Telephone Directories .............................................(see individual listing)
TV Series .................................................................Opinion No. 2 of 1976

Broadcasts of Trials (radio or TV) ..................................Opinion No. 11 of 1965

City Attorney
City Court, appearance in .............................................Opinion No. 7 of 1984
Conflicts ....................................................................Opinion No. U3 of 1991
.........................................................Opinion No. 1 of 1992
Partner’s representation v. City .................................Opinion No. 2 of 1965
.........................................................Opinion No. 1 of 1981
.........................................................Opinion No. 1 of 1982
.........................................................Opinion No. 3 of 1983

* Code amended by Indiana Supreme Court in 1984, 1987, 1990
** Superseded by Opinion No. 1 of 1975
Subject Index
Page Two

Conflicts of Interests

Client (former), Suing of ................................................. Opinion No. 1 of 1967
Client Transfer by Attorney ............................................. Opinion No. 6 of 1974
Collection Agencies ......................................................... Opinion No. 3 of 1966
(associate’s personal appearance before BZA)......................... Opinion No. 1 of 1983
Statutory Obligations ....................................................... Opinion No. 9 of 1988

Collections
Assignment of cases ...................................................... Opinion No. U4 of 1983
Corporations (w/non-attorney) .......................................... Opinion No. 1 of 1993
Notices (used by attorney) ............................................... Opinion No. 6 of 1966
Notices & Fee Division ................................................... Opinion No. 5 of 1984

Communication (between lawyers and judges) ....................... Opinion No. 1 of 1962
Ex parte communications in business law matters ................. Opinion No. 2 of 2008

Confidentiality .................................................................. Opinion No. 16 of 1963
.......................................................................................... Opinion No. 2 of 1977
.......................................................................................... Opinion No. 1 of 1979
.......................................................................................... Opinion No. U1 of 1982
.......................................................................................... Opinion No. 11 of 1986
.......................................................................................... Opinion No. 2 of 1993
Audits of Billing Statements ............................................... Opinion No. 4 of 1998
IRS Form 8300 ................................................................... Opinion No. 1 of 1995

Constitutional Issues

Adoption ........................................................................... Opinion No. 2 of 1997
Banks’ Attorneys ............................................................... Opinion No. 5 of 1975
Circuit Court Clerk (practice by) ........................................ Opinion No. U1 of 1992
Circuit Judge (former) ...................................................... Opinion No. 15 of 1963
.......................................................................................... Opinion No. 4 of 1967
City Councilman ............................................................... Opinion No. 10 of 1965
.......................................................................................... Opinion No. 2 of 1980
Corporate Counsel & Board Member .................................... Opinion No. 7 of 1986
County Councilman ............................................................ Opinion No. 7 of 1985
Divorce Cases ................................................................... Opinion No. 6 of 1964
Estates .............................................................................. Opinion No. 4 of 1997
Former Client ................................................................... Opinion No. 2 of 2001
Insurance Defense Counsel ............................................... Opinion No. 3 of 1998
Liability Insurance ............................................................ Opinion No. 2 of 1994
Litigation (self-interest) ..................................................... Opinion No. 1 of 1985
Multiple Clients ................................................................... (see individual listing)
Plaintiff - Insurance Carrier ............................................... Opinion No. 5 of 1994
Lawyer Referral of “Existing” Client to Create Conflict ........... Opinion No. 2 of 2000
Subject Index
Page Three

Public Agency .................................................................Opinion No. 7 of 1979
.................................................................Opinion No. 11 of 1979
Real Estate .................................................................Opinion No. 9 of 1978
.................................................................Opinion No. 10 of 1978
Representation
(by law firm and former associate) ..................................Opinion No. 2 of 1963
(by law firm against former client) ..................................Opinion No. 2 of 1978
.................................................................Opinion No. U5 of 1984
Secretarial Employment ..................................................Opinion No. 3 of 1978
Spouse (judge) ...............................................................Opinion No. 2 of 1984
.................................................................Opinion No. 8 of 1988

Corporations, Professional ..............................................Opinion No. 2 of 1962 ***
(Supersedes No. 2 of 1962) .............................................Opinion No. 1 of 1969
(w/non-attorney - collections) .........................................Opinion No. 1 of 1993

County Attorney - conflicts ...........................................Opinion No. 7 of 1978
.............................................................Opinion No. 1 of 1980
.............................................................Opinion No. U3 of 1991
.............................................................Opinion No. U2 of 1992

Covenant, Restrictive (between attorneys) .........................Opinion No. 5 of 1974

Credit Cards .................................................................Opinion No. 4 of 1975 ****
.................................................................Opinion No. 8 of 1978

Criminal Defense Attorney - conflicts ................................Opinion No. 5 of 1980
.............................................................Opinion No. U2 of 1980
.............................................................Opinion No. U2 of 1983
.............................................................Opinion No. 10 of 1984
.............................................................Opinion No. 3 of 1988
.............................................................Opinion No. 5 of 1988

Disclosure (of evidence) ..................................................Opinion No. 7 of 1974
(3rd party claims) ..........................................................Opinion No. 6 of 1991

Employment, Solicitation of *
Feeder Business ............................................................Opinion No. 3 of 1961
.............................................................Opinion No. 4 of 1961
.............................................................Opinion No. 3 of 1964
.............................................................Opinion No. 4 of 1964
.............................................................Opinion No. 8 of 1965
.............................................................Opinion No. 5 of 1991
Financial Planning .........................................................Opinion No. 1 of 2001
Law-Related Business Activities—Conflicts ......................Opinion No. 1 of 2002

* Code amended by Indiana Supreme Court, January 17, 1984
*** Superseded by Opinion No. 1 of 1969
**** Partially modified by Opinion No. 8 of 1978
Subject Index
Page Four

Insurance Company ......................................................... Opinion No. 5 of 2001
(Reaffirmed No. 2 of 1961 ........................................... Opinion No. 1 of 1978
Mutual Claims .............................................................. Opinion No. 5 of 1971
Personal Injury Claims ................................................... Opinion No. 8 of 1984
“Sale” on Services .......................................................... Opinion No. 8 of 1986
Unclaimed Property ......................................................... Opinion No. U2 of 1984

Employment of Others by Attorneys (accountant) .................. Opinion No. 6 of 1975
........................................................................... Opinion No. 9 of 1984

Fees

Advertising (generated by) .............................................. Opinion No. 4 of 1980 *
Attorney’s Lien ............................................................... Opinion No. 5 of 1977
........................................................................... Opinion No. 6 of 1981
........................................................................... Opinion No. 3 of 1984
 Cannot Delay Case .......................................................... Opinion No. 1 of 1978
Client Hiring Lay Person, contingent fee basis .................... Opinion No. 1 of 1981
Co-counsel’s Portion ....................................................... Opinion No. 2 of 1967
(atty. disbarred) ............................................................. Opinion No. 9 of 1991
Contingent (civil, not criminal) .......................................... Opinion No. 4 of 1991
(collection of from former client) ...................................... Opinion No. U3 of 1990
(collection by suit, lien) .................................................. Opinion No. 3 of 1992
Corporate Counsel ............................................................ Opinion No. 7 of 1991
Holding File as Security .................................................. Opinion No. 1 of 1966 *****
Illegal & Excessive ............................................................ Opinion No. 9 of 1979
Interest on Delinquent Accounts ....................................... Opinion No. 2 of 1981
Legal Services donated to charities .................................... Opinion No. 4 of 2008
Minimum Fee Schedules .................................................. (see individual listing)
Non-Lawyer, sharing with ............................................... Opinion No. 6 of 1994
........................................................................... Opinion No. 1 of 2001
Prohibition of fee sharing with brokerage firm .................... Opinion No. 3 of 2008
Retainer Agreement Canceled ........................................... Opinion No. 6 of 1988
Right to be Compensated ............................................... Opinion No. 2 of 1966 *****
Wife’s Counsel in Divorce Action ....................................... Opinion No. 1 of 1971

Group Legal Practice ....................................................... Opinion No. 4 of 1966
........................................................................... Opinion No. 3 of 1977
........................................................................... Opinion No. 4 of 1986
(content of adv. material) ............................................... Opinion No. U1 of 1990
........................................................................... Opinion No. U1 of 1991
........................................................................... Opinion No. 6 of 1994

Judges

Candidate for Judicial Office ........................................... Opinion No. U4 of 1984
Candidate for Nonjudicial Office ....................................... Opinion No. 3 of 1967
........................................................................... Opinion No. 1 of 1973

* Code amended by Indiana Supreme Court, January 17, 1984
***** Superseded by Opinion No. 5 of 1977 & No. 1 of 1978
Subject Index
Page Five

City Court ...............................................................Opinion No. 8 of 1964
...........................................................................Opinion No. 13 of 1965
...........................................................................Opinion No. 1 of 1974
...........................................................................Opinion No. 2 of 1974
Conflicts of Interests .............................................Opinion No. 15 of 1963
...........................................................................Opinion No. 4 of 1967
(Spouse) ..................................................................Opinion No. 2 of 1983
...........................................................................Opinion No. 2 of 1984
...........................................................................Opinion No. 8 of 1988
Court Commissioner .............................................Opinion No. 9 of 1986
Juvenile Court Referee ...........................................Opinion No. 5 of 1986
Law Firm Ties .............................................................Opinion No. 12 of 1965
Part-time (conflicts) ................................................Opinion No. 5 of 1978
...........................................................................Opinion No. 1 of 1988
Part-time Private/Arbitrator ....................................Opinion No. U1 of 1986
Pro-Tem (Original) ..................................................Opinion No. 5 of 1981
(Clarified) ................................................................Opinion No. 5 of 1981

Law Clerks (annual registration fee) .........................Opinion No. 4 of 1979
Law Office (branch in another city) .........................Opinion No. 5 of 1967
Law Practice, Purchase of .......................................Opinion No. 2 of 1996

Lawyer Referral Service
(Association of Christian Attorneys) .........................Opinion No. 3 of 1985
“Hotline” ..................................................................Opinion No. 2 of 1991
LRIS (sponsored by Bar Association) ......................Opinion No. 6 of 1992
(provider law firm) ...................................................Opinion No. 4 of 1986

Letterhead (retired) .................................................Opinion No. 1 of 1990
(retired/judge) ..........................................................Opinion No. 8 of 1991

Mediation (ADR - not practice of law) ......................Opinion No. 5 of 1992

Minimum Fee Schedules .........................................Opinion No. 2 of 1973

Multiple Clients (conflicts) ......................................Opinion No. U3 of 1983
...........................................................................Opinion No. 4 of 1985
...........................................................................Opinion No. 1 of 1986
...........................................................................Opinion No. 4 of 1992
...........................................................................Opinion No. U3 of 1992
Financial Planning .................................................Opinion No. 1 of 2001
Law-Related Business Activities–Solicit ..................Opinion No. 1 of 2002

Office Space, Sharing of
(non-partners) ..........................................................Opinion No. 8 of 1980

***** Superseded by Opinion No. 1 of 1974
### Subject Index
#### Page Six

<table>
<thead>
<tr>
<th>Paralegals</th>
<th>Opinion No. 5 of 1982</th>
<th>(with Prosecuting Attorney)</th>
<th>Opinion No. 4 of 1988</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Opinion No. 8 of 1984</td>
<td>(temporary)</td>
<td>Opinion No. 9 of 1985</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 4 of 1994</td>
<td>(pre-suit mediation)</td>
<td>Opinion No. 3 of 2000</td>
</tr>
</tbody>
</table>

#### Partnership

<table>
<thead>
<tr>
<th>Attorney in Another State</th>
<th>Opinion No. 1 of 1972</th>
</tr>
</thead>
<tbody>
<tr>
<td>Conflicts</td>
<td>Opinion No. U5 of 1990</td>
</tr>
<tr>
<td>Non-Competition Clauses</td>
<td>Opinion No. 1 of 1998</td>
</tr>
<tr>
<td>Nonjudicial Public Employee</td>
<td>Opinion No. 4 of 1965</td>
</tr>
<tr>
<td>Whether Such Actually Exists</td>
<td>Opinion No. 4 of 1978</td>
</tr>
<tr>
<td>Withdrawal of Partner</td>
<td>Opinion No. 10 of 1979</td>
</tr>
<tr>
<td>(agreement)</td>
<td>Opinion No. 3 of 1994</td>
</tr>
</tbody>
</table>

#### Physician

| (duty of attorneys to withhold funds to pay) | Opinion No. 5 of 1961 |

#### Placement Manual

| Opinion No. 3 of 1975 |

#### Probate Commissioner (part-time)

| Opinion No. 7 of 1964 |

#### Professional Conduct (general)

| Opinion No. 10 of 1985 |
| Reporting adverse party to licensing commission | Opinion No. 1 of 2008 |

#### Prosecuting Attorney and Deputies

<table>
<thead>
<tr>
<th>Additional Business Pursuit</th>
<th>Opinion No. 2 of 1982</th>
</tr>
</thead>
<tbody>
<tr>
<td>Civil (auto accident)</td>
<td>Opinion No. 13 of 1963</td>
</tr>
<tr>
<td>Civil and Criminal (general)</td>
<td>Opinion No. 5 of 1964</td>
</tr>
<tr>
<td>Conflicts (general)</td>
<td>Opinion No. 6 of 1978</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 5 of 1979</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 6 of 1979</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 1 of 1988</td>
</tr>
<tr>
<td>(Associate/Pub. Def. adjoining Co.)</td>
<td>Opinion No. 1 of 1996</td>
</tr>
<tr>
<td>Criminal</td>
<td>Opinion No. 12 of 1963</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 2 of 1964</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 2 of 1972</td>
</tr>
<tr>
<td>(Clarified No. 2 of 1972)</td>
<td>Opinion No. 3 of 1973</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 6 of 1984</td>
</tr>
<tr>
<td>Divorce</td>
<td>Opinion No. 11 of 1963</td>
</tr>
<tr>
<td>(Original)</td>
<td>Opinion No. 1 of 1964</td>
</tr>
<tr>
<td>(Clarified)</td>
<td>Opinion No. 1 of 1964</td>
</tr>
</tbody>
</table>

#### Governmental Units, representation of other

| Opinion No. 2 of 1986 |

---

******* Superseded by Opinion No. 9 of 1985
<table>
<thead>
<tr>
<th>Subject Index</th>
<th>Page Seven</th>
</tr>
</thead>
<tbody>
<tr>
<td>Legal Advisor to Judge</td>
<td>Opinion No. U1 of 1980</td>
</tr>
<tr>
<td>Office Space, Sharing (same building)</td>
<td>Opinion No. U3 of 1979</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 1 of 1984</td>
</tr>
<tr>
<td></td>
<td>Opinion No. U4 of 1990</td>
</tr>
<tr>
<td>(with law firm)</td>
<td>Opinion No. U1 of 1979</td>
</tr>
<tr>
<td>Spouse is County Court Judge</td>
<td>Opinion No. 2 of 1983</td>
</tr>
<tr>
<td>Support/Paternity (Dept. Of Public Welfare)</td>
<td></td>
</tr>
<tr>
<td>Criminal</td>
<td>Opinion No. 1 of 1977</td>
</tr>
<tr>
<td>(Title IV-D)</td>
<td>Opinion No. 3 of 1981</td>
</tr>
<tr>
<td>(Title IV-D)</td>
<td>Opinion No. 7 of 1981</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 8 of 1981</td>
</tr>
<tr>
<td>(Title IV-D)</td>
<td>Opinion No. U2 of 1981</td>
</tr>
<tr>
<td>(Title IV-D)</td>
<td>Opinion No. U3 of 1984</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 5 of 1985</td>
</tr>
<tr>
<td>(Title IV-D)</td>
<td>Opinion No. 6 of 1985</td>
</tr>
<tr>
<td>Victim Assistance, Pros. agent (communication)</td>
<td>Opinion No. 3 of 1997</td>
</tr>
<tr>
<td>Zoning Appeals, representation before County Board</td>
<td>Opinion No. 4 of 1983</td>
</tr>
<tr>
<td>Public Defender</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Opinion No. 4 of 1973</td>
</tr>
<tr>
<td></td>
<td>Opinion No. U1 of 1984</td>
</tr>
<tr>
<td>(fee reimbursement)</td>
<td>Opinion No. 2 of 1990</td>
</tr>
<tr>
<td>(representation for fee)</td>
<td>Opinion No. 2 of 1992</td>
</tr>
<tr>
<td>(representation conflict)</td>
<td>Opinion No. U1 of 1993</td>
</tr>
<tr>
<td>(class action suit)</td>
<td>Opinion No. 1 of 1994</td>
</tr>
<tr>
<td>Associate/Pros. Atty. adjoining Co</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Opinion No. 1 of 1996</td>
</tr>
<tr>
<td>Public Statements</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Opinion No. 6 of 1965</td>
</tr>
<tr>
<td>(about opposing counsel or judge)</td>
<td></td>
</tr>
<tr>
<td>Public Utterances (on pending litigation)</td>
<td>Opinion No. 5 of 1965</td>
</tr>
<tr>
<td>Publicity - Trial</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Opinion No. 6 of 1980</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 7 of 1980</td>
</tr>
<tr>
<td>Recording Conversations</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Opinion No. 2 of 1975</td>
</tr>
<tr>
<td></td>
<td>Opinion No. 1 of 2000</td>
</tr>
<tr>
<td>Telephone or City Directories *</td>
<td></td>
</tr>
<tr>
<td>Advertisement</td>
<td>Opinion No. 2 of 1985</td>
</tr>
<tr>
<td>Dual Listings</td>
<td>Opinion No. 9 of 1963</td>
</tr>
<tr>
<td>Type Face</td>
<td>Opinion No. 5 of 1963</td>
</tr>
<tr>
<td>Yellow Pages</td>
<td>Opinion No. 3 of 1979</td>
</tr>
<tr>
<td></td>
<td>Opinion No. U2 of 1986</td>
</tr>
</tbody>
</table>

* Code amended by Indiana Supreme Court, January 17, 1984
Trade Names ................................................................. Opinion No. 3 of 1979
......................................................................................... Opinion No. 4 of 1981
......................................................................................... Opinion No. 4 of 1984
(advertising in yellow pages) ........................................... Opinion No. 1 of 1999

Trust Accounts ........................................................................ Opinion No. 4 of 1977
......................................................................................... Opinion No. 3 of 1982

Unauthorized Practice of Law, Aiding of
Estate Planning - non-Indiana property .................................. Opinion No. 2 of 1998
Fill-in Forms (financial organization) ..................................... Opinion No. 4 of 1992
(accountant) ........................................................................ Opinion No. 2 of 1995

Venue
Change of (delay) ................................................................. Opinion No. 1 of 1963
Preferred ............................................................................. Opinion No. 1 of 1970
(Clarified No. 1 of 1970) ...................................................... Opinion No. 3 of 1974
Proper Filing of ................................................................. Opinion No. 14 of 1965

Witness, Attorney as ............................................................ Opinion No. U2 of 1979
......................................................................................... Opinion No. U1 of 1983
......................................................................................... Opinion No. 6 of 1986
(substantial hardship) ........................................................ Opinion No. U2 of 1990
(civil will contest) ............................................................. Opinion No. 7 of 1994