

Committee on Professional Ethics



Opinion #259 - 9/15/72 (41-72)

Topic: Attorney-Legislator;
Conflict of Interest.

Digest: Improper for attorney,
who is a county legislator
to represent health clinic
partially funded by the
county.

Code*: EC 8-8; EC 9-6.
DR 5-101(A); 5-105(A);
5-105(B)

QUESTION

May an attorney who is a member of a county legislature act as attorney for a health clinic which is partially funded by the county?

OPINION

For the reasons set forth in N.Y. State 209 (1971), it is improper for a county legislator to act as attorney for a health clinic which is partially funded by the county where his duties to act on behalf of his client may foreseeably be in conflict with his duties as a legislator. See also, EC 8-8; EC 9-6; DR 5-101(A); DR 5-105(A); DR 5-105(B).
