



Ethics

An Ethical Morning at the Movies

September 2009—3 Ethics credits

EMM09.KDR	DVD rental and course materials (first person)	\$140
EMM09.AVRT	DVD rental and course materials (each additional viewer)	\$70

National speaker Larry Cohen returns to Oregon and is joined by a panel of Oregon ethics experts for this fast-paced and fun interactive session. Using clips from such films as *The Untouchables*, *War of the Roses*, *Liar Liar*, *Erin Brockovich*, and *Snow Falling on Cedars* to illustrate ethics rules and violations, you can test your knowledge of the ethics rules. All references to ethics rules are based on the Oregon Rules of Professional Conduct.

Curing Ethical Ills: Attorney, Heal Thyself and Lies, Damn Lies, and Legal Marketing

September 2011—3 Ethics credits

AHT11.KDR	DVD rental and course materials (first person)	\$140
AHT11.AVRT	DVD rental and course materials (each additional viewer)	\$70

In *Curing Ethical Ills: Attorney, Heal Thyself*, acclaimed humorist Sean Carter goes beyond the “dos” and “don’ts” of the Oregon Rules of Professional Conduct to get to the heart of the matter—the common mindsets that result in ethical violations in the first place. Employing the witty one-liners and poignant stories that have made him a favorite presenter at bar events across the country, Mr. Carter demonstrates the root causes of our ethical ills. Furthermore, he provides tips and insights on how to heal ourselves from these mindsets so that the ethical canons become guideposts and not obstacles in our drive to become successful lawyers. In *Lies, Damn Lies, and Legal Marketing*, Mr. Carter discusses how what is considered effective advertising in other fields is rarely acceptable in the legal profession. Utilizing video clips and real-life examples, he demonstrates the “dos” (and mostly “don’ts”) of legal marketing. Learn how the Oregon Rules of Professional Conduct affect common attorney practice with regard to blogs, websites, seminars, and social networks.

Everyday Ethics: Informed Consent



December 2011—2 Ethics credits

IC11.KCD	Audio CDs and course materials	\$120
IC11.KDV	DVDs and course materials	\$195
IC11.HB	Course materials	\$35
IC11.KDR	DVD rental and course materials (first person)	\$120
IC11.AVRT	DVD rental and course materials (each additional viewer)	\$60

“Informed consent” . . . the agreement by a person to a proposed course of conduct after the lawyer has communicated adequate information and explanation about the material risks of and reasonably available alternatives to the proposed course of conduct. ORPC 1.0(g). Client matters requiring informed consent are plentiful in your practice. Learn from a seasoned ethics expert how to craft conflict waiver letters that aren’t too expansive or too spare. Future conflicts are also addressed, as well as end-of-engagement letters.



Law Firm Risk Management by the Numbers—And How to Avoid Becoming a Statistic



This ethics program weaves Oregon and national statistics on legal malpractice claims and bar disciplinary complaints together with risk management techniques. Examine the statistics for different practice areas and learn how to tailor your firm's risk management program to avoid ethical and liability traps.

October 2009—2.25 Ethics credits

RM09.KCD	Audio CDs and course materials	\$100
RM09.KDV	DVDs and course materials	\$140
RM09.KDR	DVD rental and course materials (first person)	\$100
RM09.AVRT	DVD rental and course materials (each additional viewer)	\$50

Polishing the Edges: Perspectives on Professionalism from the Bench and Bar



Join members of Oregon's bench and bar as they address professionalism in a variety of practice areas. Chief Justice Paul J. De Muniz takes a look at "The Legal Profession in Our State: Is it Different from Other States, and Can We Keep it That Way?" Gain a business lawyer's perspective on professionalism and why it is not just for litigators. Also, a panel of judges and attorneys share their insights about professionalism in legal writing, taking a civil approach to deal-making, professionalism aspects when the other party is self-represented, and developing strategies for dealing with unprofessional conduct. Cosponsored by the Oregon Bench and Bar Commission on Professionalism.

December 2010—3 Ethics credits

PROF10.KCD	Audio CDs and course materials	\$135
PROF10.KDV	DVDs and course materials	\$195
PROF10.HB	Course materials	\$35
PROF10.KDR	DVD rental and course materials (first person)	\$135
PROF10.AVRT	DVD rental and course materials (each additional viewer)	\$68

Professionalism in Oregon: Charting the Next Twenty Years



Where will the legal profession head during the next two decades, and will the professionalism of its members change? Join members of the bench and bar as they discuss professionalism in Oregon and its future. Former Chief Justice Edwin J. Peterson provides the keynote address, "Professionalism: Do We Have It? Have We Lost It?" Learn about professional standards for a nonlitigation practice, while a panel of judges and practitioners discusses how the principles of professional conduct can be applied under any circumstances. Cosponsored by the Oregon Bench and Bar Commission on Professionalism.

December 2011—3 Ethics credits

PROF11.KCD	Audio CDs and course materials	\$135
PROF11.KDV	DVDs and course materials	\$195
PROF11.HB	Course materials	\$35
PROF11.KDR	DVD rental and course materials (first person)	\$135
PROF11.AVRT	DVD rental and course materials (each additional viewer)	\$68



Professional Strategies for Dealing with Unprofessional Behavior



December 2008—3 Ethics credits

PS08.KCD	Audio CDs and course materials	\$135
PS08.KDV	DVDs and course materials	\$195
PS08.HB	Course materials	\$25
PS08.KDR	DVD rental and course materials (first person)	\$135
PS08.AVRT	DVD rental and course materials (each additional viewer)	\$68

Unreturned calls . . . unanswered email . . . delays in providing documents. Client behavior? No, rather that of another lawyer. When faced with unprofessionalism, the challenge is how to respond professionally, maintain effectiveness as an advocate, and create a relationship for better dealings in the future. This seminar focuses on the professional standards to which lawyers should aspire. A lawyer can take a number of effective steps when faced with unprofessionalism by another lawyer. Gain strategies for dealing with unprofessional conduct, when and how to seek court intervention, and special problems that affect trial presentations. When faced with unprofessional behavior, take the lead in setting a better example.

Resisting the Dark Side: Compliance vs. Ethics Under the Rules with Jack Marshall

September 2010—3 Ethics credits

RDS10.KDR	DVD rental and course materials (first person)	\$140
RDS10.AVRT	DVD rental and course materials (each additional viewer)	\$70

To what extent are the Rules of Professional Conduct to be interpreted literally, and how much of their “spirit” is binding in attorney conduct? Using recent cases and legal ethics rulings, explore the dangerous parts of the rules that become traps for the unwary or ethically insensitive. Lively hypotheticals, including solicitation and referrals, a client’s misstatements under oath, and the use and misuse of waivers and client consent, are explored. All references to ethics rules are based on the Oregon Rules of Professional Conduct. Developed for the Oregon State Bar by Jack Marshall and ProEthics, Ltd. © 2010. All rights reserved.

Surfing the Electronic Wave—Recognizing and Managing Online Ethics Issues



December 2010—3 Ethics credits

ETH10.KCD	Audio CDs and course materials	\$135
ETH10.KDV	DVDs and course materials	\$195
ETH10.HB	Course materials	\$35
ETH10.KDR	DVD rental and course materials (first person)	\$135
ETH10.AVRT	DVD rental and course materials (each additional viewer)	\$68

Don’t get caught by a sneaker wave when it comes to electronic lawyering and social networking. Our ethics experts outline the risks and benefits of practicing online, discuss how to watch for inadvertent (and not so inadvertent) document production, explain what metadata is and why we should care, and explore cloud computing. Learn how to use the Internet as an investigative tool in criminal and civil matters. Examine the legal ethics involved with “friending” certain people and how to handle electronic communications with represented persons. Attorney-client privilege and privacy issues with employees using employer-owned systems are reviewed, as well as strategies for reducing the risk of online activities.



The Disciplinary Process: How It Works and How to Avoid It



December 2009—2 Ethics credits

DP09.KCD	Audio CDs and course materials	\$100
DP09.KDV	DVDs and course materials	\$140
DP09.HB	Course materials	\$35
DP09.KDR	DVD rental and course materials (first person)	\$100
DP09.AVRT	DVD rental and course materials (each additional viewer)	\$50

Becoming involved with the disciplinary process is easier than you think—avoiding it takes work. Get expert advice from the OSB Client Assistance Office (CAO) on how the process works and what you can do to maintain your distance from it, as well as the Disciplinary Counsel’s Office (DCO). Gain an overview of both the CAO and DCO and what to do if you receive “Personal and Confidential” letters from them. Learn how to draft a “perfect response” and what your duty is to cooperate. Common disciplinary issues, recent decisions, and examples are also discussed.

The Virtuous Lawyer’s Grand Tour with Jack Marshall

September 2010—3 Ethics credits

VL10.KDR	DVD rental and course materials (first person)	\$140
VL10.AVRT	DVD rental and course materials (each additional viewer)	\$70

Ethics expert Jack Marshall returns to Oregon to present this fast-paced, interactive seminar that brings together new case rulings and legal ethics opinions and attempts to bring them into focus. Using current hypothetical scenarios on handling misrepresentation by third parties in court, “zero sum games” cases, patent law conflicts, and an attorney’s duty when confronted with judicial misconduct are explored. All references to ethics rules are based on the Oregon Rules of Professional Conduct. Developed for the Oregon State Bar by Jack Marshall and ProEthics, Ltd. © 2010. All rights reserved.

Why You Should Never Act Like a TV Lawyer and Nice Lawyers Finish First

September 2011—3 Ethics credits

TVL11.KDR	DVD rental and course materials (first person)	\$140
TVL11.AVRT	DVD rental and course materials (each additional viewer)	\$70

Lawyers on our favorite legal dramas—*Boston [Il]Legal*, *The [Mal]Practice*, *L.A. Law[less]*—often violate our standards of professionalism. In *Don’t Try This at Home: Why You Should Never Act Like a TV Lawyer*, see how our TV counterparts often confuse being a zealous advocate with being a zealot. You will also receive tips on how to reduce hostility in interactions with difficult opposing counsel, defuse tension among warring clients, and preserve the integrity of the profession. *Nice Lawyers Finish First*—It’s been said that nice guys finish last. And while that might be true in the rough-and-tumble arenas of politics and professional prizefighting, nothing could be further from the truth in the practice of law. Nice lawyers finish first, whether in the context of protracted civil litigation, a contentious business negotiation, or climbing the corporate ladder.