

**NOTICE TO STUDENTS WITH DISABILITIES:** The information contained in this document is available in alternative formats upon request. If you anticipate barriers related to the format or requirements of this course, if you have emergency medical information to share, or if you need to make arrangements in case the building must be evacuated, please let Registrar Denise Boessen or Associate Dean Ben Trachtenberg know as soon as possible.

If disability related accommodations are necessary (for example, a note taker, extended time on exams, captioning), please register with the Disability Center (<http://disabilitycenter.missouri.edu/>), S5 Memorial Union, 573-882-4696, and then notify Dean Trachtenberg of your eligibility for reasonable accommodations. For other MU resources for students with disabilities, click on “Disability Resources” on the MU homepage.

## **PROFESSIONAL RESPONSIBILITY**

Spring 2024

Professor Randy Diamond

Class: Tuesday and Thursday, 11:40 – 12:55, Room 4

Office Hours: After class 1-2:30 p.m. and by appointment, 224A Law Library

E-mail: [diamondrj@missouri.edu](mailto:diamondrj@missouri.edu) Phone: 573-882-2935

### **FIRST WEEKS' ASSIGNMENTS**

#### **Course Materials**

The required textbook is Lerman, Schrag, Rubinson, *Ethical Problems in the Practice of Law* (Aspen Publishing, 6th ed. 2023) (ISBN: 9781543846218).

Also I strongly recommend purchasing a copy of *Model Rules of Professional Conduct, 2023 Edition* (American Bar Association, 2023 Edition) (ISBN: 9781639052998)

The textbook and Model Rules should be available at the MU Bookstore, as well as from other retailers.

Although the rules are also available online [here](#) and fine to refer to in class, please note that the website will not be accessible during the final exam. You may bring a hard copy of the rules to the essay portion of the final exam.

Class Assignments Week One and Two

#### **Jan 16 – The Legal Profession: Bar Admission, History, and Diversity**

Text: pp. xxix-xxxii and 1-35 (please be prepared to discuss Problem 1-1 pp. 33-35)

Model Rules Preamble and Scope pp 1-5; Rule 8.1 pp. 158-159

**View (15 minute video) pro se applicant seeking bar admission before the Maryland Supreme Court linked [here](#)** Please be prepared to discuss whether the court should grant admission.

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**Jan 18 – The Legal Profession: Bar Admission, History, and Diversity (continued)**

Text pp. 35-61 including Problem 1-2 (pp. 38-40)

**Disciplinary proceedings: an example**

Model Rule 1.8(a) p.45 and Comments pp. 47-49

**View (25 minute video) Iowa Supreme Court Attorney Disciplinary Board v. Lawrence L. Lynch** linked [here](#) and read the opinion below

<https://www.iowacourts.gov/courtcases/265/embed/SupremeCourtOpinion>

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**Jan 23 – The Legal Profession: Regulation, Discipline, and Liability**

Text pp. 63-110 including Problem 2-1 pp. 94-95 and Problem 2-2 pp. 109-110

Model Rule 1.2(d) pp.13-14 and Comment 9 p.16 ; Rules 8.3, 8.4, and 8.5 (and Comments) pp. 160-166

**Missouri disciplinary process**

<https://www.courts.mo.gov/page.jsp?id=109856>

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**Jan 25 – The Legal Profession: Regulation, Discipline, and Liability (continued)**

Text pp. 110-136 including Problem 2-3 pp.116-118

Model Rules 1.1, 5.1, 5.2, 5.3, and 8.3

**Attorney Grievance Commission of Maryland v. Wescott**

<https://mdcourts.gov/data/opinions/coa/2023/2a22ag.pdf>

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The course syllabus will be posted on Canvas before our first class on January 16.