

CONFLICTS

It is the policy of the Commission that the attorneys who are providing representation to eligible clients identify those potential clients for whom representation would constitute an ethical conflict as soon as possible. When a case assignment is made, the attorney should conduct an initial intake interview/consultation with the client where the attorney first inquires as to whether the client knows of any other defendants who are, or who may become clients of the attorney. The attorney should then (assuming that no conflicts have as yet been identified) ask about the specifics of the incidents, which may lead to the identification of other conflicts. If a conflict is identified, the interview should end at that point.

If there is a conflict, the attorney should submit a conflict form to the lead attorney for that judicial district, or to the Commission, if there is not a lead attorney, and a different attorney will be assigned. If the attorney has made an appearance before the court, the attorney should also move the court to withdraw and/or submit a substitution of counsel, whichever is the court's preference.