

Committee Opinion
March 11, 1986

LEGAL ETHICS OPINION 774

DOMESTIC RELATIONS – CONFLICT
OF INTEREST – PRIOR
REPRESENTATION.

It is not improper for an attorney to represent a husband in the preparation of a property settlement agreement during the course of a no-fault divorce when said attorney previously represented both husband and wife in the closing of a second mortgage on the couple's home, so long as the attorney did not obtain confidences or secrets during the prior representation which may be used to the disadvantage of the wife or for the advantage of the husband. [DR:4-101(B), DR:5-105(D)]

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