

TOPICS OF DISCUSSION

- ✓ Definition of Civility
- ✓ Texas Lawyer's Creed
- ✓ Texas Disciplinary Rules of Professional Conduct
- ✓ Inadvertent Disclosure to Opposing Counsel
- ✓ Taping Conversations with Opposing Counsel- Don't Ask/Don't Tell
- ✓ Discovery Dilemmas
- ✓ Discovery Disputes Who Said Objections were Evil?
- ✓ Would I Lie to You?
- ✓ Electronic Communications
- Obnoxious and Abusive Behavior

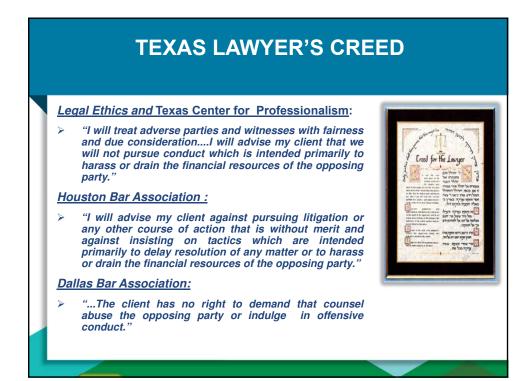
DEFINITION OF CIVILITY

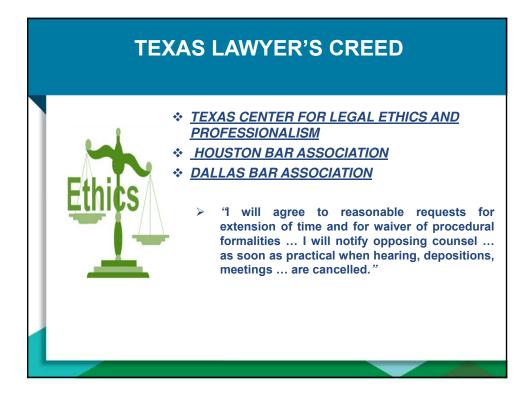
Attitudes that reflect civility:

- More than surface politeness;
- A willingness to diminish rancor;
- A desire to search for resolution as opposed to conflict;

Attitudes that reflect hostility:

- Litigation is war;
- It is in your client's interests to make the opposing party miserable;
- Rejection of common courtesy;
- Eagerness to file unnecessary motions without conferring with opposing counsel;
- A willingness to spread alternative or revisionist facts;





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Title search: Communications with Adverse Parties

Also available as part of the eCourse <u>Litigation Strategies: Discovery Advances, Social Media, Non-Competes, and</u> <u>Adverse Communication</u>

First appeared as part of the conference materials for the 24^{th} Annual Labor and Employment Law Conference session "Communication with Adverse Parties"