# The Ethical Traps of Joint Representations

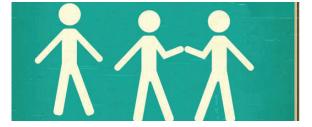
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### **Joint Representations**



- Co-defendants
- Indemnitor and indemnitee
- Licensor and licensee
- Supplier and customer
- Company and employee
- Joint venture partners
- Manufacturer and distributor
- Partners

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# Traps for the Unwary

- Disclosure
- Scope
- Conflicts (and reevaluation)
- Privileges and confidences
- Settlement



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# There's always a risk

Joint representation always presents the potential for **a conflict of interest**.



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# Follow the rules



- Texas Disciplinary Rules Of Professional Conduct
- Other states' rules
- Local rules
- When in doubt, follow the ABA Model Rules

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# A Lawyer's Responsibilities

- Advisor
- Advocate
- Negotiator
- Intermediary



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### Title search: The Ethical Traps of Joint Representations in IP Cases

Also available as part of the eCourse 2021 Advanced Patent Law (Austin) eConference

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