

FINAL

ETHICS ADVISORY PANEL
OPINION # 95-51 , - REQUEST # 623
ISSUED - NOVEMBER 9, 1995

The inquiring attorney represents a school committee which has suspended its Superintendent of Schools. As the committee's counsel, the attorney has rendered legal opinions to and given legal assistance to the Superintendent. A special investigator appointed by the committee now seeks to interview the attorney about the Superintendent's performance.

Rules 1.13 "Organization As Client" states the following:

- (a) A lawyer employed or retained by an organization represents the organization acting through its duly authorized constituents.

In this case, the client is the school committee, not the Superintendent. Therefore, the rules of confidentiality which apply to an attorney-client relationship (Rule 1.6) are not applicable, and the attorney may respond to the special investigator's inquiries.