

Attorney and Family Mediator
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DUAL REPRESENTATION AGREEMENT

Legal ethics require that you be given an explanation of “dual representation” and that I obtain your consent before I undertake dual representation. Dual representation occurs when a lawyer represents two or more clients at the same time on the same matter. You may have differing interests, if not potential or actual conflicts of interest. These differing interests may affect the lawyer’s ability to serve each of you with independent legal advice. For example, you may have differing desires regarding the titling of property during life or the disposition of property after the death of either of you. If each of you had a separate lawyer, each of you would have an “advocate” and would receive totally independent advice.

On the other hand, in amicable circumstances, where each of you apparently shares the same objectives, the use of one lawyer can assist in developing a coordinated overall plan, encourage the resolution of possible differing interests, and of course, produce cost savings and efficiencies.

With regard to client confidences, each of you should realize that the lawyer cannot keep information confidential between you, since the lawyer is serving both of you. Therefore, by requesting dual representation, each of you is authorizing the lawyer to reveal each of your incomes, assets and liabilities, contents of documents and other disclosures and information to the other.

After considering these factors, each of you must decide whether the lawyer will continue to represent both of you in connection with your estate planning and related matters. If in the future either of you wishes to have the advice of a separate lawyer, you can do so. Finally, upon the request of either of you, I am obligated to withdraw from representing both of you.

CONSENT TO DUAL REPRESENTATION

We have reviewed the foregoing information. Each of use realizes that there are areas where our interests and objectives may differ and areas of potential or actual conflicts of interest. We understand that each of us may retain a separate lawyer in connection with our estate planning and related matters. After careful consideration, each of us consents to dual representation and requests that ERIC ANDERSON – ATTORNEY AT LAW, represent both of us.

Date: _____

Name of Client

Date: _____

Name of Client