ETHICAL CONSIDERATIONS:
CONFLICTS OF INTEREST,
WAIVER OF CONFLICTS,
AND
CONFIDENTIAL INFORMATION*

* Adapted in part from a presentation by Janis B. Schiff, Holland & Knight and James H. Wallenstein, Hunton & Williams, LLP, at the 2008 ICSC Law Conference

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**Attachments:**  
Attachment 1: PA Rules and Comments (1.6, 1.7, 1.8, 1.9, 1.10 and 1.18)  
Attachment 2: Cases, Treatises and Other Authorities  
Attachment 3: Copy of Order in the Duane Morris case  
Attachment 4: Copy of Formal Opinion 08-453  

**Exhibits:**  
Exhibit A: Conflict Waiver Letter (Current v. Prospective Clients – same transaction)  
Exhibit B: Conflict Waiver Letter (Common Clients -- same transaction)  
Exhibit C: Conflict Waiver Letter (Prospective v. Past Clients)  
Exhibit D: Conflict Waiver Letter (Attorney Self-Interest)  

EXHIBITS are for DISCUSSION PURPOSES ONLY, and require modification to meet the facts and circumstances of specific engagements.

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