

## The California Rules of Professional Conduct: What You Need To Know

### Self-Study MCLE Quiz

1. Which of the following is a duty of an attorney under California Business and Professions Code 6068
  - a. To support and defend the Constitution and laws of the United States and this state.
  - b. To advance no fact prejudicial to the honor or reputation of a party or witness, unless required by the justice of the cause with which he or she is charged.
  - c. To cooperate and participate in any disciplinary investigation or other regulatory or disciplinary proceeding pending against himself or herself.
  - d. To report to the State Bar, in writing, within 30 days of the time the attorney has knowledge of the imposition of judicial sanctions against the attorney, except for sanctions for failure to make discovery or monetary sanctions of less than one thousand dollars (\$1,000)
  - e. All of the above
  - f.
2. Which of the following is not one of the five (5) Chapters of the California Rules of Professional Responsibility?
  - a. Professional Integrity
  - b. Advocacy & Representation
  - c. Political Activity
  - d. Relationship among Members
  - e. Financial Relationships
3. California Rules of Professional Responsibility Rule 7.2 addresses Advertising for Legal Services
  - a. True
  - b. False
4. In what year were the California Rules of Professional Responsibility Promulgated?
  - a. 1851
  - b. 1900
  - c. 1928
  - d. 1965
  - e. 1992
5. The ABA's Model Rules of Professional Responsibility do not include which of the following topics?
  - a. Client-Lawyer Relationship
  - b. Transactions with Persons Other Than Clients
  - c. Advocate
  - d. Social Relationships between Judges and Lawyers
  - e. Maintaining the Integrity of the Profession
6. According to the California Rules of Professional Responsibility, Rule 1.8.8, a lawyer may enter into a contract with a client prospectively limiting the lawyer's liability to the client for the lawyer's professional malpractice provided such a provision is initialed by the client.
  - a. True
  - b. False

7. ABA Model Rule 3.3 (Advocate) deals with which of the following?
  - a. Candor toward the Tribunal
  - b. Trial publicity
  - c. Fairness to Opposing Party and Counsel
  - d. Special Responsibilities of a Prosecutor
  - e. Threatening Criminal, Administrative, or Disciplinary Charges
8. Which of the following is in both ABA Rule 1.2 and California Rule 1.2
  - a. Lawyer shall not counsel client to engage, or assist a client, in conduct that is criminal or fraudulent
  - b. Client makes the decisions about objectives of representation, including settlement
  - c. Lawyer cannot limit the scope of representation.
  - d. Lawyer representation is not an endorsement of client's views
  - e. All of the above'
9. A lawyer shall not accept compensation for representing a client from one other than the client unless the client gives informed consent, there is no interference with the lawyer's independence of professional judgement or with the client-lawyer relationship, and the lawyer communicates equally with his client and the party paying.
  - a. True
  - b. False
10. Which of the following is not a major change to California Rules of Professional Responsibility Rule 1.15 – Safekeeping Funds
  - a. Obligation to deposit funds in trust account now extends to unearned fees
  - b. Must also deposit funds payable to non-client under contract (e.g., lienholders)
  - c. Provides that flat fees are not earned upon receipt and must be deposited into trust account until they are earned, absent express written consent of client
  - d. a and b only
  - e. a, b, and c are all major changes