

8984 SPANISH RIDGE AVENUE
LAS VEGAS, NEVADA 89148-1302

TELEPHONE 702.562.8820
FACSIMILE 702.562.8821

WWW.BAILEYKENNEDY.COM

BAILEY ❖
KENNEDY
ATTORNEYS AT LAW

DENNIS L. KENNEDY
Direct Dial
702.851.0047
DKennedy@BaileyKennedy.com

January 29, 2009

cbible1@cox.net

Charlotte Bible, Esq.
Southern Nevada Association of
Women Attorneys Foundation
7465 W. Lake Mead Boulevard
Las Vegas, NV 89128

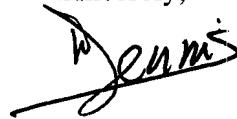
Re: SNAWA Ethics Presentation
February 20, 2009

Dear Charlotte:

Enclosed is a short bio and topic outline for the February 20, 2009 SNAWA CLE. We will send you the outline as a Word document by February 10, 2009. I assume it is okay for me to bring one or two young lawyers from my office to the lunch presentation.

See you then.

Sincerely,



Dennis L. Kennedy

DLK:sr
Enclosure

ETHICS 2009: BEING GOOD GETS HARDER EVERY YEAR

Presented to the
Southern Nevada Association of Women Attorneys
February 20, 2009

By
DENNIS L. KENNEDY
BAILEY ♦ KENNEDY, LLP
8984 Spanish Ridge Avenue
Las Vegas, NV 89148-1302
702-562-8820

ETHICS 2009

BEING GOOD GETS HARDER EVERY YEAR

1. Adventures in Lerner land: Using an unlicensed lawyer in his Nevada office nets the heavy hitter a public reprimand for assisting the unlicensed practice of law.
 2. Have you updated your mandatory biographical data form lately? Recent amendments to Nevada R.P.C. 1.4 require you to do so.
 3. You can't threaten me . . . Or can you? Can you threaten criminal prosecution in order to gain an advantage in civil litigation?
 4. I know I'll miss you, especially the ten phone calls per day. Things to know about firing a client.
 5. What's in a name? The rules governing the use of trade names, and other designations by lawyers.
 6. Outsourcing: The do's and don't's of engaging persons outside your firm to perform legal work for clients.
 7. What can you do with privileged materials inadvertently sent by the adverse party? Answer: Not much, and a lawyer who tried was recently disciplined by the Bar.
 8. Sealing and redacting records. The Nevada Supreme Court adopts some rules (ADKT 410).
 9. Gag Orders. The Nevada Supreme Court greatly restricts their use. *Johanson v. District Court*, 124 Nev. Adv. Op. 23, 182 P.3d 94 (2008).
 10. Representing entities and their individual constituents; be careful of conflicts and their attendant fee forfeitures. *Settelmeyer & Sons v. Smith & Harmer*, 124 Nev. Adv. Op. 98, 197 P.3d 1051 (2008).
-

DENNIS L. KENNEDY

Mr. Kennedy is a partner in the firm of Bailey ❖Kennedy. Before that, he was a partner in Nevada's largest law firm (1975-2005) where he was chairman of the firm's Health Care Practice Group. He represents a wide range of businesses and professionals in the protection and defense of their rights. Mr. Kennedy practices primarily in general commercial litigation and professional ethics. He is the Chairman of the Board of Trustees of Nathan Adelson Hospice.

Mr. Kennedy is a former member (1988-1997) and the past Chairman (1992-1994) of the State Bar of Nevada Disciplinary Board, Southern District of Nevada. He is a member (and past chairman) of the Nevada State Bar Committee on Ethics and Professional Responsibility (chairman 2003-2007), and was a member of the State Bar Ethics 2000 Committee, which prepared proposed amendments to the Nevada Supreme Court Rules which led to the adoption by the Nevada Supreme Court of the Nevada Rules of Professional Conduct, effective May 1, 2006. He is a fellow of the American College of Trial Lawyers and is a member of the American Bar Association Sections of Administrative Law, Anti-Trust Law, and Health Law. He is also a member of the American Academy of Health Care Attorneys, American Health Lawyers Association and American Society of Law, Medicine and Ethics. Mr. Kennedy is an author and frequent speaker in the areas of health care law and legal ethics, and is an adjunct professor at the Boyd School of Law, where he teaches Health Care Law and Nevada Civil Practice. He is the Editor (with Professor Jeffrey Stempel) of the Nevada Civil Practice Manual. Mr. Kennedy is a graduate of the University of Washington (B.A., 1972; J.D., 1975) and was a member of the Board of Editors of the *Washington Law Review*.