Recurring Ethics Issues in Car Crash Cases

Robert E. Valdez Valdez & Treviño San Antonio, Texas

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OPEN THE LETTER!! (Get some help!)

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STATE BAR OF TEXAS



Office of the Chief Disciplinary Couns

January 10, 2023

Cent Ula Fund

Dear:

The Office of Chief Disciplinary Counsel has received the above-referenced Grievance, a copy of which is enclosed with this notice. This office has examined the Grievance and determined that the information provided alleges Professional Misconduct. Pursuant to the Texas Rules of Disciplinary Procedure, this matter has been classified as a Complaint.

You must minus to this office a written response to the Compaint within turity (50) days of receipt of this notice. The response should address specifically each allegation contained in the Complaint, and should further provide all information and documentation necessary for a

You must furnish to this office a written response to the Complaint within thirty (30) days of receipt of this notice. The response should address specifically each allegation contained in the Complaint, and should further provide all information and documentation necessary for a determination of Just Cause as defined in the Texas Rules of Disciplinary Procedure.

the Chief Disciplinary Counsel, without timely asserting legal grounds to do so, constitutes Professional Misconduct.

ional Misconduct.

Travis Park Plaza, 711 Navarro Street, Suite 750, San Antonio, Texas 78205

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Check your malpractice policy for coverage.

II. EXTENSIONS OF COVERAGE

A. At the request of an Insured, the Insurer shall defend a proceeding first brought during the Policy Period against such Insured by a bar association, licensing board, disciplinary board, peer review committee, or similar entity alleging professional misconduct or violation of the rules of professional conduct and reported to the Insurer pursuant to Section VII herein; provided that such proceeding arises from a Wrongful Act described in Subsections I.A and I.B herein. The Insurer's obligation under this provision is subject to a limit of \$30,000 for each proceeding and \$100,000 in the aggregate per Policy Period for all Insureds for all Claim Expenses incurred by counsel selected by the Insurer, regardless of the number of such proceedings. In no event shall the Insurer be obligated under this provision to pay any amount other than Claim Expenses.

Limited endorsement

Policy sublimit; Not subject to deductible

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RECEIVED

OFFICE OF THE CHIEF DISCIPLINARY COUNSEL STATE BAR OF TEXAS GRIEVANCE FORM



ONLINE FILING AVAILABLE AT http://cdc.texasbar.com

I. General Information

Before you fill out this paperwork, there may be a faster way to resolve the issue you are currently having with an attorney.

OFFICE OF THE CHIEF DISCIPLINARY COUNSEL STATE BAR OF TEXAS GRIEVANCE FORM



ONLINE FILING AVAILABLE AT http://cdc.texasbar.com.

If you prefer, you have the option to file your grievance online at $\underline{\text{http://cdc.texasbar.com}}.$

In order for us to comply with our deadlines, additional information/documentation that you would like to include as part of your grievance submission must be received in this office by mail or fax within (10) days after vabulation of your grievance. Please influit your additional information to 25 pages. Information, including audio, video or image files, submitted on a USB thumb drive or flash drive, must not exceed 25MB. Information received after the 10 day deadline will be returned and not considered, as well as information unbuilted on CDs, DVDs, cassette tapes or other unsupported media. Thank you for your cooperation in this matter.

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WAIVER

VI. ATTORNEY-CLIENT PRIVILEGE WAIVER

I hereby expressly waive any attorney-client privilege as to the attorney, the subject of this Grievance, and authorize such attorney to reveal any information in the professional relationship to the Office of Chief Disciplinary Counsel of the State Bar of Texas.

* * *

I also understand that any information I provide to the State Bar of Texas may be used to assist me and will remain confidential for purposes of resolving the issue(s) described above.

* * *

CONFIDENTIALITY (FOR STATE BAR ONLY) I understand that the Office of Chief Disciplinary Counsel maintains as confidential the processing of Grievances.

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Title search: Recurring Ethics Issues in Car Crash Cases

Also available as part of the eCourse

<u>Answer Bar: Taking on the Car Crash Client</u>

First appeared as part of the conference materials for the 2023 The Car Crash Seminar session
"Recurring Ethics Issues in Car Crash Cases"