

## **Ethics and Social Media Issues for School Lawyers**

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### **ABA Model Rules of Professional Conduct:**

[http://www.americanbar.org/groups/professional\\_responsibility/publications/model\\_rules\\_of\\_professional\\_conduct/model\\_rules\\_of\\_professional\\_conduct\\_table\\_of\\_contents.html](http://www.americanbar.org/groups/professional_responsibility/publications/model_rules_of_professional_conduct/model_rules_of_professional_conduct_table_of_contents.html)

### **Illinois Rules of Professional Conduct**

[http://state.il.us/court/SupremeCourt/Rules/Art\\_VIII/default\\_NEW.asp](http://state.il.us/court/SupremeCourt/Rules/Art_VIII/default_NEW.asp)

### **Other states' rules of professional conduct and ethics opinions**

[http://www.americanbar.org/groups/professional\\_responsibility/resources/links\\_of\\_interest.html](http://www.americanbar.org/groups/professional_responsibility/resources/links_of_interest.html)

### **Rules applicable to judges:**

U.S. Courts: <http://www.uscourts.gov/RulesAndPolicies/CodesOfConduct.aspx>

### **ABA resources:**

The Center for Professional Responsibility at the American Bar Association provides national leadership in developing and interpreting standards and scholarly resources in legal and judicial ethics, professional regulation, professionalism and client protection.

[http://www.americanbar.org/groups/professional\\_responsibility.html](http://www.americanbar.org/groups/professional_responsibility.html) . The Center has a number of publications available for purchase, including the Annotated Model Rules of Professional Conduct (7<sup>th</sup> edition 2011).

<http://apps.americanbar.org/abastore/index.cfm?section=main&fm=Product.AddToCart&pid=2170003>

You can see a sample issue of a free e-newsletter from the Bloomberg ABA/BNA Lawyers' Manual on Professional Conduct and subscribe at

[http://www.magnetmail.net/actions/email\\_web\\_version.cfm?recipient\\_id=785584052&message\\_id=2273337&user\\_id=BNA\\_LEGAL&group\\_id=682883](http://www.magnetmail.net/actions/email_web_version.cfm?recipient_id=785584052&message_id=2273337&user_id=BNA_LEGAL&group_id=682883)

## ETHICSearch

[http://www.americanbar.org/groups/professional\\_responsibility/services/ethicsearch.html](http://www.americanbar.org/groups/professional_responsibility/services/ethicsearch.html) is a free member benefit of the ABA to help lawyers find the right resources to understand and resolve ethics questions. ABA staff lawyers will help you locate citations to relevant rules, ethics opinions, and other ethics resources that relate to your inquiry. Most inquiries are handled on a same day basis. To get started, call 800-285-2221 (option 8) or send an email to [ethicsearch@americanbar.org](mailto:ethicsearch@americanbar.org) with your ethics question.

The archived website of the ABA Commission on Ethics 20/20 is at

[http://www.americanbar.org/groups/professional\\_responsibility/aba\\_commission\\_on\\_ethics\\_20\\_20.html](http://www.americanbar.org/groups/professional_responsibility/aba_commission_on_ethics_20_20.html)

## Related articles by Helen W. Gunnarsson:

“Firms Must Keep Watch Against Hacking And Other Intrusions on Confidential Data,” 29 Law. Man. Prof. Conduct 555 (2013) (.pdf version in materials)

“Friending Your Enemies, Tweeting Your Trials: Using Social Media Ethically,” 99 Ill. B. J. 500 (October 2011) <http://www.isba.org/ibj/2011/10/friendingyourenemiestweetingyourtri>

“ABA Ethics, Part 1: new opinions on lawyer websites, e-mail/client confidentiality,” 99 Ill. B. J. 490 (October 2011)

<http://www.isba.org/ibj/2011/10/lawpulse/abaethicspart1newopinionsonlawyerwe>

“To Tweet Or Not To Tweet: Twitter For Lawyers,” 99 Ill. B. J. 396 (August 2011)

<http://www.isba.org/ibj/2011/08/totweetornottotweet>

“Twitter and LinkedIn and Facebook, Oh, My!” 97 Ill. B. J. 288 (June 2009)

<http://www.isba.org/ibj/2009/06/twitterandlinkedinandfacebookohmy>

“Social Networking 1.0,” 97 Ill. B. J. 278 (June 2009)

<http://www.isba.org/ibj/2009/06/lawpulse/socialnetworking10>

## Other articles:

Melinda J. Bentley and Peter L. Rotskoff, “Ethics Puzzlers: Facebook, Fees, and More,” Illinois Bar Journal (February 2012)

John G. Browning, "Keep Your “Friends” Close and Your Enemies Closer: Walking the Ethical Tightrope in the Use of Social Media," 3 St. Mary's J. Legal Mal. & Ethics 204 (2013),

[http://www.stmaryslawjournal.org/pdfs/Browning\\_final.pdf](http://www.stmaryslawjournal.org/pdfs/Browning_final.pdf)

Law librarian Connie Crosby summarizes a panel presentation, “The Perils of Social Media Under the Laws of the United States and Canada: A Cautious Tale for Lawyers and Clients,”

from the ABA annual meeting in August 2011 in Toronto in Slaw, Canada's online legal magazine, at <http://www.slaw.ca/2011/08/08/the-perils-of-social-media-under-the-laws-of-the-united-states-and-canada-a-cautious-tale-for-lawyers-and-clients/>

Michael Downey, "Law Firm Online Activity Policy," The Professional Lawyer (2009) [http://www.alacapchap.org/clientuploads/Webinars/2011/webinar0911\\_SocialNetworking.pdf](http://www.alacapchap.org/clientuploads/Webinars/2011/webinar0911_SocialNetworking.pdf)

Michael Downey, "12 Tips for Reducing Online Dangers and Liabilities," Law Practice (ABA) July/August 2010 [http://www.americanbar.org/publications/law\\_practice\\_home/law\\_practice\\_archive/lpm\\_magazine\\_articles\\_v36\\_is4\\_pg26.html](http://www.americanbar.org/publications/law_practice_home/law_practice_archive/lpm_magazine_articles_v36_is4_pg26.html)

Ed Finkel, "Building Your Case with Social Media Evidence," Illinois Bar Journal (June 2014) <http://www.isba.org/ibj/2014/06/buildingyourcasewithsocialmediaevid>

Nicole Hyland, "The Legal Ethics of Social Networking - Part I of II," MLRC Media Law Letter (May 2013) <http://www.jdsupra.com/legalnews/the-legal-ethics-of-social-networking-85909/>

**Other resources and links of interest on law, legal ethics, and social media:**

The Legal Profession Blog [http://lawprofessors.typepad.com/legal\\_profession/](http://lawprofessors.typepad.com/legal_profession/)

Legal Ethics Forum post by Nicole Hyland, The Ethics of Social Media Use: <http://www.legalethicsforum.com/blog/2013/01/prudent-social-media-practices-for-lawyers.html>

Lawyerist, published by Sam Glover and Aaron Street, is a blog dedicated to law firm marketing, practice management, technology, career development, law school success, legal ethics, and how to start a law practice. <https://lawyerist.com/topic/ethics/>

Kennedy-Mighell Report (podcast) by Dennis Kennedy and Tom Mighell, "Legal Ethics and Cybersecurity: <http://legaltalknetwork.com/podcasts/kennedy-mighell-report/2014/03/legal-ethics-cybersecurity/>