

Emerging Liabilities
A Duty to Discuss Outcomes


Prophet or Profit

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Ethical and Legal Sources


- Code of Professional Responsibility
- Common Law
- Restatements
- Comparison of agency and private placements



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Protecting the Lawyer from Liability

- From intake to post adoption
- Forseeability and Proximate Cause



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Negligent and Wrongful Adoptions

- From sovereign immunity to intentional misrepresentations
- From information available to affirmative duty to disclose
- Informed consent



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