PUBLICATIONS

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"Attorney-Client Privilege: Waiving the Privilege," Practical Law, February/March 2014


"Expert Q&A on Subject Matter Waiver," Practical Law, September 2013

"When Do the Ethics Rules Apply to Lawyers Not Acting as Lawyers?," Experience (ABA Senior Lawyers Division), 2013, Vol. 23, No. 2, at 48

"The Ethics of Selling One's Law Practice," Experience (ABA Senior Lawyers Division), 2013, Vol. 23, No. 1, at 48

"Aging Clients and Lawyers: Ethics Implications," Experience (ABA Senior Lawyers Division), 2013, Vol. 22, No. 3, at 47

"Lawyers paying non-lawyer colleagues," Lawyers USA, September 2012

"Ethics: A battle over divorce forms," Lawyers USA, July 2012


"Should lawyers be disciplined for civil or criminal wrongdoing?," Lawyers USA, February 2012
"Professionalism for the ethical lawyer," *Lawyers USA*, January 2012


"Representing unpopular clients: What are the ethics?," *Lawyers USA*, September 2011

"Keeping Your Paralegal and You Out of Trouble," *Experience* (ABA Senior Lawyers Division), 2011, Vol. 21, No. 2, at 46


"Is it ethical to withhold a file from a client who won’t pay?," *Lawyers USA*, July 2011


"Duty of confidentiality applies at unexpected times," *Lawyers USA*, February 2011


"Lawyers' Duties to Advise the Court of Adverse Facts and Law," *Experience* (ABA Senior Lawyers Division), 2010, Vol. 20, No. 3, at 46


"2008-2009 Legal Ethics Opinions Affecting In-House Counsel," BNA Corporate Practice Series, No. 87 (Bur. of Nat'l Affairs), 2010

"Settlement Agreements: When 'A Deal is not a Deal,'" *Experience* (ABA Senior Lawyers Division), 2010, Vol. 20, No. 2, at 46

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"Threading the needle: The duty to disclose bad facts to a tribunal," Lawyers USA, Dec. 27, 2010


"How intrusive is electronic lawyer marketing," Lawyers USA, Oct. 1, 2010


"Attorney-Client Privilege: Privileged Parties," Practical Law, July 26, 2010

"Ethics: Lawyers must not usurp clients' role in settlements," Lawyers USA, June 2010, at 12

"Attorney-Client Privilege: Asserting and Waiving the Privilege Checklist," Practical Law, June 8, 2010


"Ethical issues with law firm names," Lawyers USA Online, Mar. 29, 2010


"When lawyers talk out of both sides of their mouths," Lawyers USA, Feb. 1, 2010

"Negotiation Ethics -- What about 'Little White Lies'?' Experience (ABA Senior Lawyers Division), 2009, Vol. 19, No. 3, at 44

"The ethics of 'ghostwriting' for pro se litigants," Lawyers USA, Oct. 14, 2009

"What Can a Lawyer Do When Preparing a Fact Witness to Testify?" Experience (ABA Senior Lawyers Division), 2009, Vol. 19, No. 2, at 46


Chapter 12, "Key Discovery Principles," Civil Discovery in Virginia (Va. CLE Div. of Va. Law Foundation), 2009


"Lawyers criticizing judges: How far can you go?" Lawyers USA, May 11, 2009


"Lawyers talking about their cases," Lawyers USA, Jan. 19, 2009

"Ethical pitfalls in unsolicited e-mails," Lawyers USA, Dec. 15, 2008

"Lawyers taping their own phone calls," Lawyers USA, Aug. 25, 2008

"Which State's Ethics Rules Apply to Lawyers' Conduct Outside Their Home State?" Experience (ABA Senior Lawyers Division), 2008, Vol. 18, No. 3, at 45

"The 'self-defense' exception to lawyers' duty of confidentiality," Lawyers USA, Apr. 21, 2008


"Multijurisdictional Practice," Experience (ABA Senior Lawyers Division), 2008, Vol. 18, No. 2, at 42


"State Ethics Rules: Don't Rely on the 'Smell Test,'" *Experience* (ABA Senior Lawyers Division), Fall 2007, Vol. 17, No. 5, at 45


"Metadata: A Case Study in the Nature of Ethics Rules," *Experience* (ABA Senior Lawyers Division), Summer 2007, Vol. 17, No 4, at 44

"Creating and Defining Joint Representations," *Experience* (ABA Senior Lawyers Division), Spring 2007, Vol. 17, No. 3, at 45

"Attorney-Client Privilege and Work-Product Update for In-House Lawyers," *In-House Litigator / Journal of Committee on Corporate Counsel* (ABA Section of Litigation), Spring 2007, at 1

"In Favor of Proposed LEO 1829," *Va. Lawyer*, Apr. 2007, at 15


"A Dangerous Trend" [Practice Focus: Privilege], *Inside Litigation*, Spring 2005, at 30-32

"Litigation Ethics in the Modern Age," GPSolo (ABA Gen'l Practice, Solo & Small Firm Div.), Mar. 2005, at 28


"Sarbanes-Oxley and 'Whistleblowing' by Corporate Lawyers -- The Untold Story," Corporate Counsel Magazine, Special Advertising Section, Mar. 2003


Chapter 12, "Key Discovery Principles," Civil Discovery in Virginia (Va. CLE Publications), 1999


The Law of Defamation in Virginia (Va. Law Foundation), 1999


"The Art of Legal Writing," 9 J. Nat'l Ass'n of Administrative Law Judges, Fall 1989, No. 2

"Writing Well," *Corporate Counsel's Managerial Adviser*, July 1989, No. 64

"When the CEO Goes to Court," *The Corporate Board*, May/June 1989, Vol. X, No. 6

"Writing Well (Part Two)," *Va. Lawyer*, Feb. 1989, Vol. 37, No. 8


"Writing Well (Part One)," *Va. Lawyer*, Dec. 1988, Vol. 37, No. 6


"How to Recognize and Deal with Conflicts of Clients' Interests," The Practical Lawyer (American Bar Ass'n), Dec. 1985, Vol. 31, No. 8


