

# FOULSTON

ATTORNEYS AT LAW

## Corporate Counsel Series: Ethics 2023

Bradbury Thompson Alumni Center  
1701 SW Jewell Ave., Topeka, KS 66621  
Thursday, February 23, 2023

### Agenda

**11:00 a.m. – 11:30 p.m.** Lunch and networking

**11:30 a.m. – 11:35 a.m.** Opening remarks

**11:35 a.m. – 12:30 p.m.**

#### **The Legal and Ethical Responsibilities of the Board Member**

*Bill Matthews*

Sometimes no good deed goes unpunished! You've been asked by a local non-profit to serve on its board of directors. You love their mission and look forward to assisting with board strategy, planning the annual gala, and getting to know fellow board members. Fast-forward to the first meeting, and you are peppered with questions about employment issues, the expiring office lease, and a sticky issue with a group of vendors. It doesn't stop there – one board member even asks if you can help them with a traffic ticket. Suddenly you wonder if perhaps they simply wanted a lawyer on board. We'll explore the legal and ethical obligations, and provide some practical advice for your admirable decision to say "yes" to board service, including the following:

- The legal duties and obligations of board service
- Understanding and defining your board service and setting expectations with the organization and fellow board members
- Communicating about legal issues and the attorney-client privilege
- Identifying and handling potential conflicts of interest
- Providing competent advice
- **Rules:** 1.1, 1.2, 1.3, 1.4, 1.6, 1.7, 1.8, 1.10, 5.5

**12:30 p.m. – 12:40 p.m.** Break

**12:40 p.m. – 1:30 p.m.**

#### **I Choose...Legal Ethics**

*Jeremy Graber and Jake Holly*

From high profile legal "mistakes" in the news to local ethics decisions to how to respond to an ethical complaint, we'll tackle a range of topics and cases to help you navigate the ethical multiverse.

- The nuts and bolts of an ethics investigation
- Recent Kansas ethics decisions
- Examples of ethics cases in the news
- **Rules:** Kan. Sup. Ct. R. 200 *et seq.*; KRPC 1.1, 1.3, 3.1, 3.4, 4.2, 8.3, 8.4