
attorney client privilege disclaimer

Posted by Tia A. - 2008/02/15 15:33

in order to keep communications privileged does the phrase attorney client privilege need to be listed on all communication? Whats about "personal and confidential"

Same with emails?

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Re:attorney client privilege disclaimer

Posted by norton - 2008/02/15 23:31

No. communications between attorneys and clients are presumed privileged. Many times the phrase is used to emphasize the fact. But, there are certain technical requirements that the phrase appear on documents when dealing with a governmental entity or a corporation.

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Re:attorney client privilege disclaimer

Posted by Jackie - 2008/02/16 11:51

I've read ethics opinions that stated that attorney client privilege attaches to all writings between attorney and client. I've also read court cases that states that the privilege attaches when asserted on the written communication. I'd say it doesn't hurt to write the phrase on everything, even emails. Especially if you are charging the client by the sentence!:P

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Re:attorney client privilege disclaimer

Posted by Mark - 2008/02/16 20:20

It's my understanding that email communications can be intercepted (for homeland security) even if the phrase "attorney client privilege" is asserted on the message. It's unclear as to whether the any privilege attaches in such a situation.

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