

**QUESTION 5 THE ANSWER TO THIS QUESTION SHOULD GO IN BLUEBOOK II  
OR IN SOFTEST ANSWER SCREEN 5**

Lawrence Lawyer represents client Greg in a case where Lawrence has come to suspect that opposing counsel directed his assistant to notarize an affidavit attached to a pretrial motion when the witness was not in fact present before the assistant/notary. (The affidavit contained standard "jurat" language by which the notary attests that the affidavit was "Subscribed and sworn to by [name of affiant] before me on the [date]." Emphasis added.) Lawrence shares his suspicion with Greg, who tells Lawrence, "don't raise a stink or tell anyone; I don't want to jeopardize our settlement negotiations by antagonizing opposing counsel."

While working on an unrelated matter, Lawrence discovers that his partner has misappropriated client funds from the firm trust account. Lawrence confronts his partner, who admits that he converted the funds to his own use, and then deposited a sum equal to the amount he misappropriated into the trust account before the client learned that the money was missing.

Finally, Lawrence represents attorney Andy in a criminal matter arising out of Andy's arrest for operating a motor vehicle while intoxicated. Andy pleads guilty and is convicted. Andy tells Lawrence that this was "out of character" for him and he "would prefer that Lawrence not call attention to this matter and observe the strictest confidentiality."

**Does Lawrence have a duty under the applicable rules to report these matters to the Attorney Grievance Commission? Analyze and explain why or why not.**