

QUESTION 10 THE ANSWER TO THIS QUESTION SHOULD GO IN BLUEBOOK IV

While a member of Carpet & Wall, P.C., Tim represented Manuel in personal affairs and on matters involving Manuel's business ventures. One of the matters involved the formation of a business entity ICON, where Manuel became one of three managing members who found investors to invest in the ownership of an office building. No one else at Carpet & Wall participated in any of the Manuel matters. After five years with Carpet & Wall, Tim moved his practice to Law Enterprise, LLC. At Manuel's request, Carpet & Wall transferred Manuel's files to Tim at Law Enterprise, LLC.

Carpet & Wall currently represents the non-managing investors in the office building in a business dispute that does not involve Manuel. In addition, disputes have now arisen between the non-managing investors and the managers of ICON, including Manuel. The claims include fraud and misrepresentation concerning the nature of the investment and other representations made at the time of the investment. Tim still represents Manuel.

May Carpet & Wall, P.C. represent those interests adverse to Manuel? Explain your answer.

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