

JOINT REPRESENTATION CONFLICT DISCLOSURE AND WAIVER

TO: [Plaintiff Name 1]
[Plaintiff Name 2]
[Plaintiff Name 3]

FROM: [Law Firm Name]

DATE: [Current Date]

RE: Joint Representation in [Case Name/Matter Number]

Dear Plaintiffs,

This letter follows our discussion regarding [Law Firm Name] representing all of you jointly in the litigation against [Defendant Name]. The purpose of this document is to explain the potential conflicts of interest that arise when one firm represents multiple parties and to obtain your informed consent to this arrangement.

1. Nature of Joint Representation

When a law firm represents multiple clients in the same matter, the attorney owes each client an equal duty of loyalty and communication. We will act to protect the interests of the group as a whole. However, because you are separate individuals/entities, your interests may not always be perfectly aligned.

2. Potential Conflicts of Interest

Potential conflicts may include, but are not limited to:

- Disagreements regarding settlement offers (e.g., one plaintiff wants to settle while another wants to go to trial).
- Disagreements regarding the allocation of settlement proceeds or damages.
- Differing testimony or versions of facts provided by different plaintiffs.
- Arguments by the defendant that one plaintiff is more at fault than another.

3. Confidentiality and Attorney-Client Privilege

In a joint representation, there is no expectation of confidentiality between the co-clients. Any information shared by one plaintiff with the attorney regarding this case may be shared with the other plaintiffs. However, your collective communications remain protected by the attorney-client privilege against outside third parties.

4. Withdrawal

If an actual conflict arises during the litigation that cannot be resolved, we may be required to withdraw from representing some or all of you. In such an event, you may need to hire new, independent counsel, which could result in increased legal costs and delays.

5. Informed Consent

By signing below, you acknowledge that you have read this disclosure, understand the risks involved in joint representation, and voluntarily waive any current or potential conflicts of interest arising from this joint representation.

SIGNATURES:

[Plaintiff Name 1]
Date: _____

[Plaintiff Name 2]
Date: _____

[Plaintiff Name 3]
Date: _____