

**QUALIFICATIONS OF MONROE H. FREEDMAN  
AS AN EXPERT WITNESS ON LAWYERS' AND JUDGES' ETHICS**

1. My name is Monroe H. Freedman. I am a Professor of Law, and the former Dean, of Hofstra University Law School, Hempstead NY 11550.

2. My qualifications as an expert witness on lawyers' ethics are set forth more fully in paragraphs 3-34 below. In brief:

(a) I have qualified as an expert witness on lawyers' and judges' ethics in state and federal courts and before the Judiciary Committees of the United States Congress, and have served as a consultant and expert witness on lawyers' ethics for the United States Department of Justice.

(b) Honors that I have received include the American Bar Association's Michael Franck Award for Professional Responsibility. This is the highest award conferred by the ABA for professional responsibility, and was given for "outstanding contributions to the field of professional responsibility" and "a lifetime of original and influential scholarship in the field of lawyers' ethics."

(c) For over a third of a century, I have taught and consulted on lawyers' and judges' professional responsibilities. I currently teach lawyers' ethics at Hofstra Law School and, since 1978, have lectured twice a year on lawyers' ethics at Harvard Law School.

(d) My earlier book, *LAWYERS' ETHICS IN AN ADVERSARY SYSTEM* (1975), received the American Bar Association's Gavel Award Certificate of Merit. The *Harvard Civil Rights/ Civil Liberties Law Review* called it one of the few "monumental contributions to legal education in the past generation."

(e) My current book is UNDERSTANDING LAWYERS' ETHICS (3rd ed., 2004) (with Abbe Smith). *The Professional Lawyer*, published by the ABA's Center for Professional Responsibility, called the 1990 edition "thoughtful and eloquent," "rich with practical examples," and "idealistic in the best sense of the word."

(f) My testimony, books, and/or articles have been relied upon by numerous courts, including the United States Supreme Court.

(g) An article in *The Journal of the Legal Profession* concludes:

[Monroe Freedman's] thinking, writing and lectures ... have been the primary creative force in legal ethics today, both in the practice of law and in legal education.

### **QUALIFICATIONS AS AN EXPERT WITNESS**

3. My name is Monroe H. Freedman. I am a Professor of Law, and the former Dean, at Hofstra University Law School, Hempstead NY 11550.

4. I was Dean of Hofstra University Law School from 1973-1977. From 1989 to 2003, I was the Lichtenstein Distinguished Professor of Legal Ethics at Hofstra Law School. I resigned the Lichtenstein Chair in 2003 so that my colleague in the ethics field could be appointed to it.

5. I have qualified as an expert witness on lawyers' ethics in federal and state proceedings; before a Judicial Investigative Committee of the Eighth Circuit Judicial Council; before a

Disciplinary Hearing Board of the United States Air Force; and before the Judiciary Committees of the United States Senate and House of Representatives.

6. I have served as a consultant and expert witness on lawyers' ethics for the United States Department of Justice.

7. I was the first Chairman of the Legal Ethics Committee of the District of Columbia Bar. By unanimous vote of the members of the Committee, I served as Chairman for two terms.

8. I have also been a member of the Committee on Legal Education and Admission to the Bar of the New York State Bar Association; a member of the Committee on Professional Responsibility of the Criminal Justice Section of the New York State Bar Association; Vice Chairman of the Ethical Considerations Committee of the ABA Section on Criminal Justice; Chairman of the Committee on Professional Responsibility of the Society of American Law Teachers (four terms); Chairman of the Committee on Professional Disciplinary Standards and Procedures of the Federal Bar Association; Co-Chairman of the Ethics Advisory Committee of the National Association of Criminal Defense Lawyers; Ethics Adviser to the Chair of the ABA Section on Criminal Justice; a member of the Committee on Professional Responsibility of the Association of the Bar of the City of New York; a member of the Committee on Professional and Judicial Ethics of the Association of the Bar of the City of New York; and a member of the Board of Governors of the District of Columbia Bar.

9. My first ethics book, *LAWYERS' ETHICS IN AN ADVERSARY SYSTEM* (1975), received the American Bar Association's Gavel Award Certificate of Merit. The ABA Certificate refers to the book as "outstanding" in its examination of "the most difficult ethical problems a lawyer faces." About three dozen favorable reviews of the book appeared, including those in the *ABA Journal* ("scholarly ...

powerful”), *ABA Litigation* (“thorough and scholarly”), and the *George Washington Law Review* (“undoubtedly, the best book published in the field of legal ethics”). In the *Harvard Civil Rights/Civil Liberties Law Review*, Professor Norman Dorsen called the book one of the few “monumental contributions to legal education in the past generation.”

10. My current book is UNDERSTANDING LAWYERS’ ETHICS (3rd ed., 2004) (with Abbe Smith). It has been required reading at law schools including Harvard Law School and the Georgetown Law Center, is assigned and/or recommended at other law schools, has been used in training programs for the bar in Canada, and is being translated into Chinese. *The Professional Lawyer*, published by the ABA Center for Professional Responsibility, calls the book “thoughtful and eloquent” and “idealistic in the best sense of the word, pragmatic, but not cynical, and rich with practical examples.” The *Massachusetts Law Review* adds that the book is “a ‘must’ for every desk, bench, and briefcase.”

11. Selections from my writings on lawyers’ ethics are part of the assigned reading at most law schools in the United States and in law schools in Canada.

12. My testimony, books and/or articles have been cited by numerous courts, including the Supreme Court of the United States, the New York Court of Appeals, the Supreme Courts of Alaska, Arizona, Colorado, Illinois, Maryland, and New Jersey, the Court of Appeals of New Mexico, the Court of Criminal Appeals of Texas, the District of Columbia Court of Appeals, the United States District Court for the Southern District of New York, and the United States Courts of Appeals for the First, Eighth, and Ninth Circuits.

13. My article on The Professional Responsibility of the Criminal Defense Lawyer: The Three Hardest Questions has been excerpted and reprinted over 40 times.

14. The following is a partial list of my articles on lawyers' professional responsibilities:

The Professional Responsibility of the Criminal Defense

Lawyer: The Three Hardest Questions, 64 Mich. L. Rev. 1469 (1966)

Reprint or excerpt permission requested:

Hall & Kamisar, Modern Criminal Procedure (1966)

Hazard & Koniak, The Law and Ethics of Lawyering (1989)

Morgan & Rotunda, Professional Responsibility (all editions)

Schwartz & Wydick, Problems in Legal Ethics (1988)

Aronson, Devine & Fisch, Problems, Cases and Materials in Professional Responsibility (1985)

Kamisar, LaFave & Israel, Criminal Procedure (1980)

Countryman, Finman & Schneyer, The Law in Modern Society (1976)

Bishin & Stone, Law, Language, and Ethics (1972)

Kadish & Paulsen, Criminal Law and its Processes (1975)

Kaufman, Problems in Professional Responsibility (1976)

1 ABA Litigation 26 (Winter, 1975)

National Conference on Teaching Professional Responsibility (1977)

Kaplan, Criminal Justice (1978)

Tanford, The Trial Process (1983)

Lempert & Saltzburg, A Modern Approach to Evidence (1984)

Arthur & Shaw, Readings in Philosophy of Law (1984)

Berch, Introduction to Legal Method (1985)

Allen & Kuhns, Constitutional Criminal Procedure (1985)

Summers et al., Law: Its Nature, Functions, and Limits (3d ed.,1986)

Elliston & Davis, Ethics and the Legal Profession (1986)

Delisle & Stuart, Learning Canadian Criminal Procedure (1986)

Katsh, Taking Sides (1986)

Schroder, Ethics and the Practice of Law (1988)

Callahan, Ethical Issues in Professional Life (1988)

Sharpe, Canadian Civil Procedure: Cases and Materials (3d ed.,1988)

Shaw, Moral Issues in Business (1989)

Fairbanks, Fact, Value, Policy: Critical Thinking in Argument (1993)

Tuedio & Trujillo, Professional Ethics in a Free-Market System (1990)

The Legal Profession and Professional Responsibility (University of Pennsylvania Law School, Center on Professionalism, 1990)

D. Rhode, Professional Responsibility: Ethics by the Pervasive Method (1994)

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Zitrin & Langford, Legal Ethics in the Practice of Law (1995)

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Wettick, Course Materials on Professional Responsibility (1997)

Swift, The Lawyer's Role in the American Legal System (1997)

Acker & Brody, Criminal Procedure: A Contemporary Perspective (1998)

Avery & Konefsky, Introduction to Law and Perspectives (1998)

Hazard, Koniak, & Cramton, *The Law and Ethics of  
Lawyering* (3d ed., 1999)  
May, Snow & Bolte, *Legal Philosophy: Multiple  
Perspectives* (2000)  
Hatch, *Arguing in Communities: Reading and Writing  
Arguments in Context* (2002)  
Kaufman & Wilkins, *Problems in Professional  
Responsibility* (4<sup>th</sup> ed., 2002)  
Koniak & Cohen  
Moliterno, *Cases and Materials on the Law Governing  
Lawyers* (2d ed., 2003)  
Holdstein, *Questions and Challenges* (2004)  
Coquillette, *Real Ethics for Real Lawyers* (2005)  
Youngstown State Univ., *Professional Ethics* (2006)

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Book Review: Carlin, *Lawyers' Ethics: A Study of the New  
York City Bar*, 16 Amer. U.L. Rev. 177 (1966)

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Professional Responsibility of the Prosecuting Attorney, 55  
Geo. L. Jour. 1030 (1967)

Reprinted or excerpted:

3 Crim. L. Bull. 544 (1967)  
Kaplan, *Criminal Justice* (1978)  
Hall, Kamisar LaFave & Israel, *Modern Criminal  
Procedure*

Professional Responsibility of the Civil Practitioner: Teaching  
Ethics in the Contracts Course, 21 Jour. Legal Ed. 569 (1969)

Reprinted or excerpted:

41 U. Colo. L. Rev. 303 (1969)

Education in the Professional Responsibilities of the  
Lawyer (ed., Weckstein) (1969)

Where the Bodies Are Buried: The Adversary System and the  
Obligation of Confidentiality, 10 Crim. L. Bull. 979 (1974)

Reprinted:

ABA, Adversarial Justice: The American Approach to  
Adjudication (1988)

Shaw, Moral Issues in Business (1989)

Windt & Francis, Ethical Issues in the Professions  
(1989)

Shaw, Taking Sides: Clashing Views on Controversial  
Legal Issues (1988)

J. Arthur & W.H. Shaw, Readings in Philosophy of Law  
(1984)

Berman & Geiner, The Nature and Functions of Law (4<sup>th</sup>  
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A Civil Libertarian Looks at Securities Regulation, 35 Ohio St.  
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Judge Frankel's Search for Truth, 123 U. Pa. L. Rev.1060  
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Morgan & Rotunda, Professional Responsibility (all editions)  
Schroeder, Ethics and the Practice of Law (1988)  
Luban & Rhode, Legal Ethics (1995)  
Levine, Doernberg, & Nelken, A Civil Procedure Anthology (1998)  
P.G. Haskell, Why Lawyers Behave As They Do (1997)

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Solicitation of Clients: For the Poor, Not the Privileged, Juris Doctor (Apr., 1971)

Advertising and Solicitation by Lawyers: A Proposed Redraft of Canon 2 of the Code of Professional Responsibility, 4 Hofstra L. Rev. 183 (1976)

Advertising and Soliciting: The Case for Ambulance Chasing, Verdicts on Lawyers (ed., Nader & Green) (1976)

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Callahan, Ethical Issues in Professional Life (1988)

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ABA, The Litigation Manual (all editions)  
Tanford, The Trial Process (1983)  
Twerski & Henderson, Products Liability: Problems and Process (Teacher's Guide) (3d ed., 1997)  
Berke, Professional Responsibility of Criminal Law (1999)

Are There Public Interest Limits on Lawyers' Advocacy? 11  
Social Responsibility 31 (1976)

Reprinted:

2 Jour. Legal Prof. 47 (1977)

Prior Restraints on Freedom of Expression by Defendants and  
Defense Attorneys, 29 Stan. L. Rev. 608 (1977) (with Janet  
Starwood)

Revised and reprinted:

Criminal Defense Techniques (Matthew Bender) (with S.  
Kahan)

For a New Rule [on the former government lawyer's conflict of  
interest], 63 ABA Jour. 724 (1977)

Reprinted or excerpted:

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The Loss of Idealism -- By Whom, And When? 53 N.Y.U. L.  
Rev. 658 (1978)

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Personal Responsibility in a Professional System, 27 Cath. U.L.  
Rev. 191 (1978) (Pope John XXIII Lecture)

Reprinted or excerpted:

7 ABA Human Rights 28 (1978)  
Roscoe Pound/ATLA Found., Ethics and Advocacy  
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Wolfman & Holden, Ethical Problems in Federal Tax  
Procedure (1981)  
Pirsig & Kirwin, Professional Responsibility (1984)  
Luban, The Ethics of Lawyers (1994)  
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the Legal Profession (1996)

Removal and Discipline of Federal Judges, 31 Mercer L. Rev.  
681 (1980)

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The Securities and Exchange Commission Enforcement  
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The Kutak Model Rules vs. The American Lawyer's Code of  
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Lawyer-Client Confidences and the Constitution, 90 Yale L.  
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Are the Model Rules Unconstitutional? 35 U. Miami L. Rev.  
174 (1981)

Lawyer-Client Confidences -- The Model Rules' Radical  
Assault on Tradition, 68 ABA Jour. 428 (1982)

Reprinted:

26 Boston Bar Jour. 10 (April, 1982)

Arguing the Law in an Adversary System, 16 Ga. L. Rev. 821 (1982)

The Model Rules: Improved but Unworthy of Adoption, 69 ABA Jour. 866 (1983)

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The Guilty Plea Problem, X Social Resp. 32, 37 (1984)

Undercover Operations Against Lawyers and Judges, 9 Jour. Legal Prof. 73 (1980)

Does Incrimination by Counsel Deny Effective Assistance? ABA Barrister 13 (Fall, 1985)

Reprinted:

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The Professional Responsibility of the Law Professor: Three Neglected Questions, 39 Vand. L. Rev. 275 (1986)

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Student Law News 8 (11/87)

36 Law Rev. Dig. 26 (1986)  
86 L.A. Daily Jour. Rpt. 16 (8/22/86)

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The Aftermath of Nix v. Whiteside: Slamming the Lid on  
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Legal Ethics and the Suffering Client, 36 Cath. U.L. Rev. 331  
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Paris & Taslitz, Introductory Constitutional Criminal  
Procedure: A Lawyering Perspective (Foundation  
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J.G. Carr, Criminal Law Review--1990  
Hazard & Koniak, The Law and Ethics of Lawyering  
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4 Wash. Lawyer 22 (Mar./Apr., 1990)  
Ariz. Atty. 11 (Aug./Sept., 1990)  
N.Y. State Bar Jour. 48 (Nov., 1990)  
396 Laches 32 (Oakland Cty. Bar Assn., Mich. 1997)

The Need for a Rule 11 for Judges, 128 F.R.D. 437 (1990)  
(Delivered at the plenary session of the 1989 Federal Circuit  
Judicial Conference, Wash., D.C.)

Ethical Ends and Ethical Means, 41 Jour. Legal Education 55  
(1991)

Excerpted:

J. Levy & J.E. Moliterno, Ethics of the Lawyer's Work  
(1993)  
J.E. Moliterno, Ethics of the Lawyer's Work (2003)

Law in the 21st Century, 60 Fordham L. Rev. 503 (1992)

Disqualification of Judges, 58 Brooklyn L. Rev. 1063, 1078  
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Atticus Finch -- Right and Wrong, 45 Ala. L. Rev. 473 (1994)

Excerpted:

David R. Papke, et al., Law and Popular Culture (2007)

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Kaye Scholer -- Overzealous or Overblown? 35 S. Tex. L. Rev.  
601 (1994)

John T. Noonan, Jr.: Exemplar of Ethical Conduct, 11 Jour. of  
Law & Religion 1001 (1995)

But Only If You Know, Chapter 10 in R.J. Uphoff (ed.), Ethical  
Problems Facing the Criminal Defense Lawyer – Practical  
Answers to Tough Questions (ABA, 1995)

Reviewed, ABA Criminal Justice: “There exists no better  
choice of authority [than Monroe Freedman] to help you  
answer the ethical dilemma(s) surrounding client perjury,  
and he delivers in this book.”

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Translation into Japanese being prepared by the Japan  
Federation of Bar Associations for publication in Japan

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The Lawyer’s Moral Obligation of Justification, 74 Tex. L.  
Rev. 111 (1995)

Legal Ethics from a Jewish Perspective, 27 Tex. Tech. L. Rev.  
1131 (1996)

Reprinted:

Baker & Floyd (eds.), Believing and Practicing:  
Meditations on Faith and the Law (1998)

The Life-Saving Exception to Confidentiality: Restating the Law Without the *Was*, the *Will Be*, or the *Ought to Be*, 29 Loyola (L.A.) L. Rev. 1631 (1996)

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The Trouble with Postmodern Zeal, 38 Wm. & Mary L. Rev. 63 (1996)

The Threat to Judicial Independence by Criticism of Judges -- A Proposed Solution to the Real Problem, 25 Hofstra L. Rev. 729 (1997)

Religion Is Not Totally Irrelevant to Legal Ethics, 66 Fordham L. Rev. 1299 (1998)

The Ethical Danger of "Civility" and "Professionalism," 6 Crim. Justice Jour. 17 (1998)

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396 Laches 22 (1999)

Caveat Lector: Conflicts of Interest of ALI Members in Drafting the Restatements, 26 Hofstra L. Rev. 641 (1998)

Our Constitutionalized Adversary System, 1 Chapman L. Rev. 57 (1998)

Ethics, Truth, and Justice in Criminal Litigation, 68 Fordham L. Rev. 1371 (2000)

How Lawyers Act in the Interests of Justice, 70 Ford. L. Rev. 1717 (2002)

Professional Discipline of Prosecutors, 30 Hofstra L. Rev. 121 (2002)

The Professional Obligation to Raise Frivolous Issues in Death Penalty Cases, 31 Hofstra L. Rev. 1167 (2003)

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Excerpted:

D.J. Meador, T.E. Baker, & J.E. Steinman,  
Appellate Courts – Structure, Function, Processes,  
and Personnel

Duck-Blind Justice: Justice Scalia’s Memorandum in the Cheney Case, 18 Georgetown Jour. Legal Ed. 229 (2004)

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The “Corporate Watch Dogs” That Can’t Bark: How the New ABA Ethics Rules Protect Corporate Fraud, 8 UDC/DCSL L. Rev. 225 (2004)

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An Ethical Manifesto for Public Defenders, 39 Valparaiso L. Rev. 911 (2005)

In Praise of Overzealous Representation – Lying to Judges, Deceiving Third Parties, and Other Ethical Conduct, 34 Hofstra L. Rev. 771 (2006)

Henry Lord Brougham – Written by Himself, 19 Georgetown Jour. Legal Eths. 1213 (2006)

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Henry Lord Brougham and Zeal, 34 Hofstra L. Rev. 1319 (2006)

Erroneous Disclosure of Damaging Information, 14 Geo. Mason L. Rev. 179 (2006)

Judicial Impartiality in the Supreme Court – The Troubling Case of Justice Stephen Breyer, 30 Okla. City Univ. L. Rev. 513 [2007]

15. From 1990-1996, I wrote a monthly column, *Cases and Controversies*, in the Legal Times and several other newspapers throughout the country. Commenting in the Georgetown Journal of Legal Ethics, Professor Thomas Morgan called the columns “tough, imaginative essays.” Columns have been reprinted or excerpted in Gellhorn, Byse, Strauss, Rakoff & Schotland, Cases and Materials on Administrative Law (9th ed., 1995); The Lawyer As Professional (Eds., Floyd & Newton, 1991); D. Rhode, Legal Ethics by the Pervasive Method (1993); T.D. Morgan & R. Rotunda, Problems and Materials on Professional Responsibility (6th ed., 1995; 7th ed., 2000) (two columns); N. Crystal, Professional Responsibility in the Practice of Law (1995); Cochran & Collett, Cases and Materials on the Rules of the Legal Profession (1996) (two columns); C.D. Johnson, Understanding to Kill a Mockingbird (1994); Zitrin & Langford, Legal Ethics in the Practice of Law (2d ed., 2001); and Rhode & Luban, Legal Ethics (3d ed., 2001) (two columns); and Professor Stephen Gillers has asked permission to reprint a column in Regulation of Lawyers: Problems of Law and Ethics. In addition, two of the columns have been the subject of the *At the Bar* column in the New York Times, another has been reprinted in the Congressional Record, one was appended to a Pennsylvania Bar Ethics Opinion, and others have been quoted or cited in law reviews, including the Yale Law Journal. Yale Professor Harold Bloom has reprinted one of my columns (on Atticus Finch) in his 2003 book on Harper Lee’s To Kill a Mockingbird.

16. Since 1978, I have lectured twice a year on lawyers’ professional responsibilities at Harvard Law School, where I have also served as an instructor on litigation skills.

17. I have taught a course and/or a seminar on lawyers’ professional responsibilities for over 35 years, and am invited to speak several times each year on lawyers’ and judges’ ethics at bar association meetings, judicial conferences, and law schools

throughout the United States and abroad. Judicial conferences include: the Federal Circuit Judicial Conference; the New York State Judicial Conference; the District of Columbia Judicial Conference; the Council of State Intermediate Appellate Court Chief Justices; the Annual Conference of Judges in Tennessee; and the Annual Conference of Judges in Florida. I have also given the keynote address at several conferences, including an annual meeting of the National Organization of Bar Counsel, and have spoken innumerable times at American Bar Association conferences.

18. The Wisconsin Department of Justice retained me to give a three and one-half hour lecture to 160 state prosecutors, including the Attorney General of Wisconsin, on prosecutors' ethical responsibilities. Also, the Office of the United States Attorney for the Southern District of Florida and the Office of the State Attorney for Dade County retained me to chair a two-hour ethics seminar for federal and state prosecutors.

19. The Administrative Office of the Illinois Courts retained me to address (in two sessions) all 1,000 Illinois state judges, on judicial ethics.

20. I have been a Consultant on professional responsibility to the Special Committee on Courtroom Conduct of the Association of the Bar of the City of New York; Consultant on professional responsibility to the United States Legal Services Corporation; and was awarded a Ford Foundation Travel-Study Grant to study lawyers' professional responsibilities in the United States, Canada, Scotland, and England.

21. Although I had then been living in New York for ten years, I was appointed in 1983-1986 to serve on the District of Columbia Bar's Special Committee (the Jordan Committee) to make recommendations regarding adoption of the ABA's proposed Model Rules of Professional Conduct; I was also a member of the D.C. Bar's

Subcommittee on Special Rules for Prosecutors. In 1997, I was invited to address the Supreme Judicial Court of Massachusetts on the state's proposed new rules on confidentiality.

22. As Reporter to the Roscoe Pound Foundation, I was the principal draftsman of the American Lawyer's Code of Conduct. Parts of this code have been the basis for rules adopted in other codes, including the Rules of Professional Conduct of the D.C. Bar, the ABA Standards Relating to the Prosecution Function, the ABA's Model Rules of Professional Conduct, and the ALI's Restatement of the Law Governing Lawyers.

23. I held the Baker-Hostetler Chair in Law at Cleveland-Marshall Law School during the spring semester of 1992, teaching a course and giving lectures on lawyers' and judges' ethics.

24. I delivered the Inaugural Annual Wickwire Lecture in Legal Ethics and Professional Responsibility at Dalhousie University, Nova Scotia, Canada, in 1992, and numerous annual bar lectures and keynote addresses throughout the United States.

25. I was the Director of the Criminal Trial Institute in Washington, D.C., in 1965-1966. In the Institute we used and developed techniques for training trial advocates that have since become standard in the National Institute for Trial Advocacy and similar programs. The Institute was the first such program to include lawyers' ethics as part of the training program.

26. I have conducted trial and appellate litigation in several state and federal courts and before administrative agencies.

27. I have been admitted to the bars of New York, the District of Columbia, Massachusetts, Pennsylvania, the Interstate Commerce Commission, the United States District Court for the District of Columbia, the United States District Court for the Southern District

of New York, the United States District Court for the Eastern District of New York, the United States Court of Appeals for the District of Columbia Circuit, the United States Court of Appeals for the Second Circuit, the United States Court of Appeals for the Ninth Circuit, the United States Court of Appeals for the Eleventh Circuit, the United States Court of Appeals for the Federal Circuit, and the Supreme Court of the United States.

28. I have been elected to membership in the American Law Institute, and served on its Consultative Group on the Law Governing Lawyers.

29. I have been elected a Fellow of the American Bar Foundation. A Fellow is one whose “public and private career has demonstrated outstanding dedication to the welfare of the community [and] the traditions of the profession.” Only one-third of one percent of the members of the bar are eligible for selection as Fellows.

30. I have been elected an Honorary Fellow of the American Board of Criminal Lawyers.

31. I have received the 2005 Sanford D. Levy Award from the New York State Bar Association “in recognition of your extraordinary contribution to the field of professional ethics through a body of work that spans four decades”; a New York State Bar Association Award for Dedication to Legal Scholarship and Public Service (1997); a New York State Bar Association Award for Outstanding Contributions to Criminal Law Education (2006); an Award of Merit from the District of Columbia Bar; a President’s Commendation Award from the National Association of Criminal Defense Lawyers; the Martin Luther King Humanitarian Award (1986); the Lehman-LaGuardia Award for Civic Achievement (1996); and the ABA’s Michael Franck Award for Professional Responsibility (1998), which cited “outstanding contributions to the

field of professional responsibility” and “a lifetime of original and influential scholarship in the field of lawyers’ ethics.”

32. I received an A.B., 1951, LL.B., 1954, and LL.M., 1956, at Harvard University.

33. I have been listed for many years in Who’s Who in American Law, Who’s Who in America, and Who’s Who in the World.

34. Peer comments on my work in lawyers’ and judges’ ethics include the following:

Ralph Temple, 13 Jour. of the Legal Profession 233 (1988):

[Monroe Freedman’s] thinking, writing and lectures ... have been the primary creative force in legal ethics today, both in the practice of law and in legal education.

David Luban, THE GOOD LAWYER 10 (1984):

[O]ne cannot emphasize too strongly [Freedman’s] influence on discussions of legal ethics.

William Simon, 27 Hofstra L. Rev. 1 (1998):

Suppose you had to pick the two most influential events in the recent emergence of ethics as a subject of serious reflection by the bar. Most likely, you would name the Watergate affair of 1974 and the appearance a few years earlier of an article by Monroe Freedman.... Of the two events, Watergate is the most famous, but ... the least important.

Steven Lubet, 34 Hofstra L. Rev. 673 (2006):

Monroe Freedman ... is one of the few people, maybe the only person, who has actually managed to change the entire discourse in a field of legal studies.

Ronald Rotunda, 34 Hofstra L. Rev. 1337 (2006):

If we had to pick the one person who first created modern legal ethics as a serious academic specialty, it would be Monroe Freedman.