

MEMORANDUM

To: Advisory Committee on Rules
From: Carolyn Koegler
Re: # 2016-009. Rule of Professional Conduct 8.4. Harassment and
Discrimination.
Date: February 12, 2018

Attorney Joshua Gordon has submitted for consideration the following alternative proposal to amend Rule of Professional Conduct 8.4:

(g) engage in conduct related to the practice of law that the lawyer knows or reasonably should know is harassment or discrimination **[against a client]** on the basis of race, sex, religion, national origin, ethnicity, physical or mental disability, age, sexual orientation, or marital status. This paragraph does not limit the ability of the lawyer to accept, decline or withdraw from a representation in accordance with Rule 1.16.