

Committee Opinion
September 3, 1982

LEGAL ETHICS OPINION 487

CONFLICT OF INTERESTS/ASSISTANT
COMMONWEALTH'S ATTORNEY AS
WITNESS FOR PROSECUTION.

A Commonwealth's attorney's office is subject to the same restrictions applicable to a private law firm. Consequently, it would be improper for a Commonwealth's attorney or his assistant to testify in a case which the other is prosecuting.
[See DR:5-101 and DR:5-102.]

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Legal Ethics Committee Notes. – The LEO was presumably overruled by Rule 3.7(c), under which this disqualification is not imputed to the lawyer's firm unless there is an actual conflict of interest.