

**CROSS REFERENCE TABLE: VIRGINIA RULES OF PROFESSIONAL CONDUCT TO CODE OF PROFESSIONAL RESPONSIBILITY**

NOTE: Please observe the symbol (\*\*\*) for rules which have no direct counterpart in the Virginia Code of Professional Responsibility. While often the case, a cross-reference to a provision in the Code of Professional Responsibility does not necessarily mean that the cited provision is identical or even substantially similar to a particular rule. A citation may simply mean that a provision in the Code of Professional Responsibility applies to the same issue covered by the rule. In some instances, an area covered by a rule was addressed in an Ethical Consideration (EC), but not a Disciplinary Rule (DR), and, therefore, only the EC is cited.

| <b>Virginia Rules of Professional Conduct</b> | <b>Issue or Topic</b>   | <b>Virginia Code of Professional Responsibility</b>    |
|---|-------------------------|--|
| 1.1   | Competence              | DR 6-101 (A)(2)  |
| 1.2 (a)                                       | Scope of Representation | *** EC 7-7; EC 7-8                                     |
| 1.2 (b)                                       | ” ” ” ”                 | DR 7-101 (B)(1)  |
| 1.2 (c)                                       | ” ” ” ”                 | DR 7-102 (A)(7); DR 7-102 (A)(6); DR 7-105 (A); EC 7-5 |
| 1.2 (d)                                       | ” ” ” ”                 | DR 2-108 (A)(1)  |
| 1.3 (a)                                       | Diligence               | DR 6-101 (B)   |
| 1.3 (b)                                       | ” ” ” ”                 | DR 7-101 (A)(2)  |
| 1.3 (c)                                       | ” ” ” ”                 | DR 7-101 (A)(3)  |
| 1.4 (a)                                       | Communication           | DR 6-101 (C)   |
| 1.4 (b)                                       | ” ” ” ”                 | *** EC 7-8; EC 9-2                                     |
| 1.4 (c)                                       | ” ” ” ”                 | DR 6-101 (D)   |
| 1.5 (a)                                       | Fees                    | DR 2-105 (A); EC 2-20                                  |
| 1.5 (b)                                       | Contingent Fees         | DR 2-105 (C); EC 2-22                                  |
| 1.5 (c)                                       | Fee Splitting           | DR 2-105 (D)   |

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|---------------|---|-------------------|
| 1.6 (a)       | Confidentiality                                     | DR 4-101 (A), (B) |
| 1.6 (b)(1)    | Disclosure Required by Law or Court Order           | DR 4-101 (C)(2)   |
| 1.6 (b)(2)    | Disclosure to Protect Lawyer's Legal Rights         | DR 4-101 (C)(4)   |
| 1.6 (b)(3)    | Disclosure of Client Fraud on Third Party           | DR 4-101 (C)(3)   |
| 1.6 (b)(4)    | Disclosure of Client Information for LOMAP          | ***               |
| 1.6 (b)(5)    | Disclosure of Client Information to Outside Auditor | *** EC 4-3        |
| 1.6 (c)(1)    | Disclosure of Client's Intent to Commit Crime       | DR 4-101 (D)      |
| 1.6 (c)(2)    | Disclosure of Client Fraud on Tribunal              | DR 4-101 (D)      |
| 1.6 (c)(3)    | Reporting Misconduct of another attorney            | ***               |
| 1.7 (a), (b)  | Conflict of Interest                                | DR 5-105 (A), (C) |
| 1.8 (a)       | Business Transaction with Client                    | DR 5-104 (A)      |
| 1.8 (b)       | Improper Use of Client Confidences or Secrets       | DR 4-101 (B)(3)   |
| 1.8 (c)       | Preparing Instrument in Which Lawyer is Beneficiary | DR 5-104 (B)      |
| 1.8 (d)       | Literary Rights in Subject Matter of Representation | *** EC 5-4        |
| 1.9 (a)       | Conflict of Interest: Former Client                 | DR 5-105 (D)      |
| 1.9 (b)       | ” ” ” ”   | ***               |
| 1.9 (c)       | ” ” ” ”   | ***               |
| 1.10 (a), (b) | Imputed Disqualification                            | *** DR 5-105 (E)  |

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| 1.11 (a)    | Public Officials: Successive Employment                       | DR 8-101 (A)          |
| 1.11 (b)    | ” ” ” ”   | DR 9-101 (B)          |
| 1.11 (c)    | ” ” ” ”   | ***                   |
| 1.11 (d)    | ” ” ” ”   | ***                   |
| 1.11 (e)    | ” ” ” ”   | ***                   |
| 1.11 (f)    | ” ” ” ”   | ***                   |
| 1.12 (a)    | Former Judge, Arbitrator or Mediator                          | DR 9-101 (A); EC 5-20 |
| 1.12 (b)    | ” ” ” ”   | ***                   |
| 1.12 (c)    | ” ” ” ”   | ***                   |
| 1.12 (d)    | ” ” ” ”   | ***                   |
| 1.13        | Organization as a Client                                      | *** EC 5-18; EC 5-24  |
| 1.14        | Client Under a Disability                                     | *** EC 7-11; EC 7-12  |
| 1.15 (a)    | Safekeeping Property  | DR 9-102 (A)          |
| 1.15 (b)    | ” ” ” ”   | ***                   |
| 1.15 (c)    | ” ” ” ”   | DR 9-102 (B)          |
| 1.15 (d)    | ” ” ” ”   | ***                   |
| 1.15 (e)(1) | Recordkeeping Requirements for Trust Accounts                 | DR 9-103              |
| 1.15 (e)(2) | Recordkeeping Requirements for Lawyers Serving as Fiduciaries | ***                   |
| 1.16 (a)    | Terminating or Declining Representation                       | DR 2-108 (A)          |
| 1.16 (b)    | ” ” ” ”   | DR 2-108 (B)          |
| 1.16 (c)    | ” ” ” ”   | DR 2-108 (C)          |
| 1.16 (d)    | ” ” ” ”   | DR 2-108 (D)          |
| 1.16 (e)    | Delivery of Former Client’s File                              | ***                   |
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| 1.17              | Sale of a Law Practice   | *** EC 4-6            |
| 2.1               | Lawyer as Advisor  | *** EC 7-8            |
| 2.2               | Lawyer as Intermediary   | *** EC 5-20           |
| 2.3               | Lawyer as Evaluator  | *** EC 5-20           |
| 2.10              | Third Party Neutral  | ***                   |
| 2.11              | Mediator   | ***                   |
| 3.1               | Meritorious Claims   | DR 7-102 (A)(1), (2)  |
| 3.3 (a)(1)        | Candor Toward Tribunal   | DR 7-102 (A)(5)       |
| 3.3 (a)(2)        | ” ” ” ”  | DR 7-102 (A)(3)       |
| 3.3 (a)(3)        | Controlling Legal Authority  | *** EC 7-20           |
| 3.3 (a)(4)        | False Evidence   | DR 7-102 (A)(4)       |
| 3.3 (b)           | ” ” ” ”  | ***                   |
| 3.3 (c)           | Ex Parte Proceedings   | ***                   |
| 3.3 (d)           | Reporting Third Party Fraud on Tribunal                              | DR 7-102 (B)          |
| 3.4 (a)           | Fairness To Opposing Party & Counsel; Obstructing Access to Evidence | DR 7-108 (A)          |
| 3.4 (b)           | Secreting Witnesses  | DR 7-108 (B)          |
| 3.4 (c)           | Compensating Witnesses   | DR 7-108 (C); EC 7-25 |
| 3.4 (d)           | Disregarding Court Rules or Orders                                   | DR 7-105 (A)          |
| 3.4 (e)           | Discovery Abuse  | ***                   |
| 3.4 (f)           | Improper Trial Conduct   | DR 7-105 (C)(1)-(4)   |
| 3.4 (g)           | Discouraging Witnesses   | ***                   |
| 3.4 (h)           | Threatening Criminal or Disciplinary Action                          | DR 7-104              |
| 3.5 (a), (b), (c) | Communications with Jurors   | DR 7-107 (A)-(F)      |
| 3.5 (d)           | Influencing Judges   | DR 7-109 (A)          |

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| 3.5 (e)      | Ex Parte Communication with Judge              | DR 7-109 (B)   |
| 3.5 (f)      | Disruptive Conduct Toward Tribunal             | ***  |
| 3.6 (a), (b) | Trial Publicity                                | DR 7-106   |
| 3.7 (a)      | Lawyer as Witness                              | DR 5-101 (B); DR 5-102 (A)                                       |
| 3.7 (b)      | ” ” ” ”  | DR 5-102 (B)   |
| 3.7 (c)      | ” ” ” ”  | ***  |
| 3.8 (a)      | Additional Responsibilities of a Prosecutor    | DR 8-102 (A)(1)  |
| 3.8 (b)      | ” ” ” ”  | DR 8-102 (A)(1)  |
| 3.8 (c)      | ” ” ” ”  | DR 8-102 (A)(2)  |
| 3.8 (d)      | ” ” ” ”  | DR 8-102 (A)(3)  |
| 3.8 (e)      | ” ” ” ”  | DR 7-106 (B)   |
| 4.1 (a)      | Truthfulness in Statements to Others           | DR 7-102 (A)(5)  |
| 4.1 (b)      | ” ” ” ”  | *** DR 7-102 (A)(3); DR 7-102 (A)(7)                             |
| 4.2          | Ex Parte Communication with Represented Person | DR 7-103 (A)(1)  |
| 4.3 (a)      | Dealing With Unrepresented Persons             | DR 7-103 (B)   |
| 4.3 (b)      | ” ” ” ”  | DR 7-103 (A)(2)  |
| 4.4          | Respect for Rights of Third Persons            | *** DR 7-102 (A)(1); DR 7-105 (C)(2); DR 7-107 (C); DR 7-107 (D) |
| 5.1          | Responsibilities of a Supervising Lawyer       | *** DR 1-103 (A); DR 4-101 (E); DR 7-106 (B)                     |
| 5.3 (a), (b) | Nonlawyer Assistants                           | DR 3-104 (C); DR 4-101 (E)                                       |
| 5.3 (c)      | ” ” ” ”  | ***  |

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| 5.4 (a)      | Sharing Fees with Nonlawyer                               | DR 3-102 (A)   |
| 5.4 (b)      | Partnership with Nonlawyer                                | DR 3-103 (A)   |
| 5.4 (c)      | Avoiding Influence by Non-clients                         | DR 5-106(B)  |
| 5.4 (d)      | Professional Corporations Owned by Nonlawyers             | DR 5-106 (C)   |
| 5.5 (a)(1)   | Unauthorized Practice of Law                              | *** EC 3-9   |
| 5.5 (a)(2)   | ” ” ” ”   | DR 3-101 (A)   |
| 5.5 (b)      | Employment of Suspended or Disbarred Lawyers              | DR 3-101 (B)   |
| 5.5 (c)      | ” ” ” ”   | DR 3-101 (C)   |
| 5.6 (a), (b) | Agreements Restricting Practice of Law                    | DR 2-106   |
| 6.1          | Voluntary Pro Bono Publico Service                        | *** ECs 2-26, 2-27, 2-28, 2-29, 2-30, 2-31, 2-32, 2-33, 2-34 |
| 6.2          | Accepting Appointments                                    | *** EC 2-38; EC 2-39   |
| 6.3          | Membership in Legal Services Organization                 | ***  |
| 7.1 (a)      | Publicity & Advertising Concerning a Lawyer’s Services    | DR 2-101 (A)   |
| 7.1 (b)      | ” ” ” ”   | DR 2-101 (B)   |
| 7.1 (c)      | ” ” ” ”   | DR 2-101 (C)   |
| 7.1 (d)      | ” ” ” ”   | DR 2-101 (D)   |
| 7.1 (e)      | ” ” ” ”   | ***  |
| 7.3          | Recommendation or Solicitation of Professional Employment | DR 2-103   |
| 7.4 (a), (b) | Communication of Fields of Practice & Certification       | DR 2-104 (A), (B)  |

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| 7.4 (c) | ” ” ” ”                                  | ***             |
| 7.4 (d) | ” ” ” ”                                  | ***             |
| 7.5     | Firm Names & Letterheads                 | DR 2-102        |
| 8.1     | Bar Admission &<br>Disciplinary Matters  | DR 1-101        |
| 8.2     | Judicial Officials                       | *** EC 8-6      |
| 8.3 (a) | Reporting Professional<br>Misconduct     | DR 1-103 (A)    |
| 8.3 (b) | ” ” ” ”                                  | ***             |
| 8.3 (c) | ” ” ” ”                                  | ***             |
| 8.3 (d) | ” ” ” ”                                  | ***             |
| 8.4 (a) | Misconduct                               | DR 1-102 (A)(1) |
| 8.4 (b) | ” ” ” ”                                  | DR 1-102 (A)(3) |
| 8.4 (c) | ” ” ” ”                                  | DR 1-102 (A)(4) |
| 8.4 (d) | ” ” ” ”                                  | DR 9-101 (C)    |
| 8.4 (e) | ” ” ” ”                                  | EC 7-31, EC 9-1 |
| 8.5 (a) | Disciplinary Authority;<br>Choice of Law | DR 1-102 (B)    |
| 8.5 (b) | ” ” ” ”                                  | ***             |

**CROSS REFERENCE TABLE: VIRGINIA CODE OF PROFESSIONAL RESPONSIBILITY TO VIRGINIA RULES OF PROFESSIONAL CONDUCT**

| <b>Virginia Code of Professional Responsibility (DR)</b> | <b>Issue or Topic</b>                             | <b>Virginia Rule of Professional Conduct</b> |
|--|---|--|
| DR 1-101   | Bar Admissions or Renewal                         | Rule 8.1                                     |
| DR 1-102   | Misconduct  | Rule 8.4                                     |
| DR 1-103   | Reporting Professional Misconduct                 | Rule 8.3                                     |
| DR 2-101   | Publicity and Advertising                         | Rule 7.1                                     |
| DR 2-102   | Professional Letterheads, Offices, Notices        | Rule 7.5                                     |
| DR 2-103   | Recommendation or Solicitation of Employment      | Rule 7.3                                     |
| DR 2-104   | Specialists; Limitation of Practice               | Rule 7.4                                     |
| DR 2-105   | Fees  | Rule 1.5                                     |
| DR 2-106   | Agreements Restricting Practice of Law            | Rule 5.6                                     |
| DR 2-107   | Acceptance of Employment                          | ***  |
| DR 2-108   | Terminating Representation                        | Rule 1.16                                    |
| DR 3-101   | Aiding Unauthorized Practice of Law               | Rule 5.5 (a)(2)                              |
| DR 3-102   | Dividing Fees with a Nonlawyer                    | Rule 5.4 (a)                                 |
| DR 3-103   | Forming Partnership with a Nonlawyer              | Rule 5.4 (b), (d)                            |
| DR 3-104   | Supervising Nonlawyer Personnel                   | Rule 5.3                                     |
| DR 4-101   | Preservation of Confidences & Secrets of a Client | Rule 1.6                                     |
|  | Personal Interests Affecting                      |  |

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|-------------------|--|------------------------------|
| DR 5-101 (A)      | Professional Judgment  | Rule 1.7 (b)                 |
| DR 5-101 (B)      | Lawyer as Witness  | Rule 3.7                     |
| DR 5-102 (A), (B) | ” ” ” ”  | “ ” “ ”                      |
| DR 5-103 (A)      | Acquiring Proprietary Interest in Subject Matter of Litigation | Rule 1.8 (d), Rule 1.8 (j)   |
| DR 5-103 (B)      | Financial Assistance to Client                                 | Rule 1.8 (e)                 |
| DR 5-104 (A)      | Business Transactions with Client                              | Rule 1.8 (a)                 |
| DR 5-104 (B)      | Preparing Instrument in which Lawyer Receives Gift             | Rule 1.8 (c)                 |
| DR 5-105          | Representing Multiple Clients Whose Interests Conflict         | Rule 1.7                     |
| DR 5-106          | Avoiding Influence by Persons Other than Client                | Rule 1.8 (f), Rule 5.4 (c)   |
| DR 5-107          | Settling Similar Claims of Clients                             | Rule 1.8 (g)                 |
| DR 6-101 (A)      | Competence   | Rule 1.1                     |
| DR 6-101 (B)      | Promptness   | Rule 1.3 (a)                 |
| DR 6-101 (C)      | Communication  | Rule 1.4 (a), (b)            |
| DR 6-101 (D)      | ” ” ” ”  | Rule 1.4 (c)                 |
| DR 6-102          | Limiting Liability to Client                                   | Rule 1.8 (h)                 |
| DR 7-101 (A)      | Representing Client Zealously                                  | Rule 1.3 (b), (c)            |
| DR 7-101 (B)      | Limitations on Zealous Representation                          | Rule 1.2 (b), (c)            |
| DR 7-102 (A)      | Representing Client Within Bounds of Law                       | Rule 3.1, Rule 3.3, Rule 4.4 |
| DR 7-102 (B)      | Reporting Third Party Fraud on Tribunal                        | Rule 3.3 (d)                 |
| DR 7-103 (A)(1)   | Communication with Persons                                     | Rule 4.2                     |

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|-----------------|---|-------------------|
|                 | Represented by Counsel                              |                   |
| DR 7-103 (A)(2) | Advising Unrepresented Persons                      | Rule 4.3          |
| DR 7-103 (B)    | Dealing with Unrepresented Persons                  | Rule 4.3          |
| DR 7-104        | Threatening Criminal or Disciplinary Charges        | Rule 3.4 (h)      |
| DR 7-105 (A)    | Trial Conduct: Disregarding Court Rule or Order     | Rule 3.4 (d)      |
| DR 7-105 (B)    | Disclosing Representation to Court                  | ***               |
| DR 7-105 (C)    | Trial Conduct                                       | Rule 3.4          |
| DR 7-106        | Trial Publicity                                     | Rule 3.6          |
| DR 7-107        | Communication with or Investigation of Jurors       | Rule 3.5 (a)-(c)  |
| DR 7-108        | Contact with Witnesses                              | Rule 3.4          |
| DR 7-109        | Contact with Officials                              | Rule 3.5 (d), (e) |
| DR 8-101        | Action as Public Official                           | Rule 1.11 (a)     |
| DR 8-102        | Special Responsibilities of a Prosecutor            | Rule 3.8          |
| DR 9-101        | Avoiding Even the Appearance of Impropriety         | Rule 1.11         |
| DR 9-102        | Preserving Identity of Funds and Property of Client | Rule 1.15         |
| DR 9-103        | Record Keeping Requirements                         | Rule 1.15         |