

## ATTORNEY FEES RETAINERS AND CLIENT TRUST ACCOUNTS

### RESOURCES

#### Case Law:

Dowling v. Chicago Options Associates, Inc., 226 Ill. 2d 277 (2007)

Illinois Supreme Court recognized three forms of attorney fees retainers: (1) Classic/Engagement retainers; (2) Security Retainers; and (3) Advance Payment Retainers.

In re Clayter, 78 Ill. 2d 276 (1980)

This case discussed the ethical violation of commingling attorney's money with client's funds. Lawyer deposited client's earnest money check into his business account. The court identified when conversion of client's funds occurs.

#### Publications:

ARDC Client Trust Account Handbook (72 pages). Found on ARDC website.

Rules Governing the Legal Profession and Judiciary in Illinois: 2022

Published by ISBA. This publication includes the Illinois Code of Judicial Conduct, the Illinois Supreme Court Rules on Admission and Discipline of Attorneys, the Illinois Rules of Professional Conduct, the Rules of the ARSC, and Rules of the Board of Admission Committee on Character and Fitness.

ISBA Member Price is \$25.00

#### Articles:

"Revisiting Clayter: Do Not Commingle, Keep Records and Do Not Steal"

"Dowling Revisited," Illinois Courts Connect (2017)

Both articles are found on the ARDC website

## **On-Demand CLE Programs:**

How To Maintain a Trustworthy Client Trust Account: The Accountability Requirement .5 Hr. CLE Credit

Client Trust Accounts .5 Hr. CLE Credit

The Ethical Requirements of Handling Trust Funds Under Illinois Rules of Professional Conduct 1 Hr. CLE Credit

## **How To Access Articles and CL On-Demand**

Go to ARDC website

Click on Education & Practice Resources

Click on Client Trust Accounts