

**Index of Memos of Issues of Resolution:**

**Master Page #**

1. Can Parties Mutually Rescind the Disqualification Agreement ..... 1

2. Should Section 13 be revised to require writing and intent to enter into collaborative law? ..... 4

3. Should Section 8 on low income parties be retained in the Act?..... 7

4. What should the definition of an “affiliated” law firm for purposes of the disqualification requirement? ..... 9

5. Does the Act apply to government lawyers? ..... 13

6. What are the ethical and legal responsibilities of counsel to transfer a file or matter to new counsel after collaborative law terminates? ..... 17

7. How should the Act’s definition of “dependent” and “protective proceeding” be broadened?..... 21

8. How should “competence” in representing victims of domestic violence be defined? ..... 25

9. Should the Act contain a section which imposes sanctions for “bad faith” participation in collaborative law? ..... 29

10. How should Section 4 (Beginning and Terminating Collaborative Law) be revised? ..... 33

11. Courts are reluctance to recognize an evidentiary privilege without legislative authorization. .... 35

12. Should non-party participants in the collaborative law process hold an evidentiary privilege under the Act?..... 38

13. Should collaborative attorneys hold an evidentiary privilege as non-party participants to the collaborative law process under the Act?..... 42

14. What is the effect of adopting the Act on existing agreements?..... 47