

Commission Policy on Waiver of Legal Counsel Conflicts

Attachment 1

POLICY #10 OF PROJECT PROCESSING SECTION OF POLICY AND PROCEDURE MANUAL:

WAIVER OF LAFCO LEGAL COUNSEL CONFLICTS OF INTEREST *(Adopted May 18, 2005)*

Subject to procedures defined below, the Commission authorizes the Executive Officer to waive conflicts of interest under Rule 3.310 of the California Rules of Professional Conduct for LAFCO Counsel's public agency clients.

PROCEDURE:

LAFCO Counsel and the Executive Officer shall discuss each potential conflict and make the following determinations:

- a. Where controversy is identified by either party, no waiver is approved.
- b. Where no controversy is identified, a waiver will be tentatively approved subject to the following:
 - 1) In each case where a waiver is tentatively approved, the Executive Officer shall individually notify the Commission members of his/her proposed decision.
 - 2) In the event the Executive Officer receives no objection from any Commissioner, the waiver is approved.