**PROVISION TO INCLUDE IN ATTORNEY’S WILL REGARDING DISPOSITION OF LAW PRACTICE**

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**Attorney Will Provision for Disposition of Law Practice**

I currently practice law as a sole practitioner. In order to provide a smooth transition for my clients and to assist my family, I give the following additional powers and instructions to my Executor and any attorney(s) representing my Executor to be exercisable without Court order.

If my practice can be sold to a competent lawyer, I authorize my Executor to make such sale for such price and upon such terms as my Executor may negotiate subject, however, to compliance with the Illinois Code of Professional Responsibility and other applicable provisions of law. If such sale is possible, I believe that it will provide maximum benefits for my clients as well as my employees and family. [It is my preference that the practice be sold to \_[name], if satisfactory terms can be reached with respect to such a sale.

Regardless of the method of disposing of my practice, in addition to the other powers granted in this will and by law, I hereby grant my Executor full power and authority without court order to take any and all actions necessary or appropriate to operate and close my law practice and dispose of its assets. In doing so and without limiting the foregoing, my Executor and the attorneys engaged by her or him to assist in closing my practice are hereby authorized and granted the power to do each of the following:

1. Engage one or more attorneys to wind up my law practice, make arrangements to complete work on active files and to allocate compensation for past and future services.
2. Continue employment of staff members to assist in closing my practice and arrange for their payment, and to offer key staff members such incentives as they deem appropriate to continue in such employment for as long as my Executor deems it appropriate.
3. Enter my office, utilize my equipment and supplies as helpful in transferring or closing my practice and, take possession and control of all assets of my law practice including client files and records and any all digital accounts, assets and passwords.
4. Take all actions that are necessary or appropriate to protect clients and operate the office in an appropriate manner in order to sell or close the practice. The operation of the practice shall comply with all the requirements of the Illinois Code of Professional Responsibility.
5. In performing the foregoing, my Executor is to preserve client confidences and secrets and the attorney-client privilege and to make disclosure only to the extent necessary for such purposes and to protects clients against conflict of interest issues and unauthorized access to client’s files. For example: Client files are to be reviewed only by employees of the firm, to whom attorney-client privilege attaches (e.g., my secretary, my paralegal, my associates (if any), or attorneys retained by my Executor to assist her or him in closing the practice). It is for this reason that I have authorized my Executor to retain the services of these personnel, and to give them sufficient incentives to remain in the employ of the firm through its wind-up. My Executor and the attorneys engaged by her or him for my estate are authorized to and may rely, without independent investigation, on employees of my firm to (i) supply data and information concerning the operation of my practice and client files; (ii) supply data concerning the outstanding fees owed by my clients at the time of my death, and the unused retainers paid by clients for which services have not yet been rendered; (iii) to communicate with clients concerning the disposition of their files; and

(iv) to review clients’ files in response to any inquiries that arise in the course of my estate administration.

1. To do any and all other acts necessary to complete the sale or closing of my law practice.
2. All actions taken pursuant to this Article \_\_\_ shall at all times comply with the requirements of the Illinois Code of Professional Responsibility.