

Law Firm Risk Management by the Numbers—*And How to Avoid Becoming a Statistic*

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Program Overview

Part 1:

Risk Management Statistics

Part 2:

How to Avoid Becoming a Statistic

Program Materials

PLF Annual Report

ODC Annual Report

What Statistics Are Available?

Oregon

- ▶ PLF Annual Reports
www.osbplf.org
- ▶ ODC Annual Reports
www.osbar.org

What Statistics Are Available?

National

- ▶ ABA Profile of Malpractice Claims
www.abanet.org
- ▶ ABA Annual Disciplinary Survey
www.abanet.org/cpr

Why the Oregon Statistics Are Especially Instructive (Beyond “We’re Here”)

- ▶ ***Claims:*** Mandatory coverage equates with very comprehensive statistics
- ▶ ***Complaints:*** Covers all lawyers

What Do the Statistics Tell Us?

Claims

- ▶ *Overall trends*
- ▶ *By practice area*
- ▶ *By frequency and severity*

Looking at the Oregon Claim Statistics

*Handout:
PLF Annual Report*

What Do the Statistics Tell Us?

Disciplinary Complaints

- ▶ *Overall trends*
- ▶ *By practice area*
- ▶ *Who are the complainants?*

Looking at the Oregon Disciplinary Statistics

*Handout:
ODC Annual Report*

What Can We Learn from the Statistics? *Firms with “Consumer” Practices*

- ▶ **Lawyer-client communications**
- ▶ **Setting realistic objectives**
- ▶ **Case management**

What Can We Learn from the Statistics?

Firms with Business Practices

- ▶ **Law firm internal peer review**
- ▶ **Client selection and intake**
- ▶ **Case management**

What Can We Learn from the Statistics?

Good Medicine for All

- ▶ **Using engagement agreements to define clients and scope**
- ▶ **Conflict risks and conflict management**
- ▶ **Setting, billing and collecting fees**

Other Resources

- ▶ **The Ethical Oregon Lawyer**
- ▶ **OSB Formal Ethics Opinions**
www.osbar.org
- ▶ **PLF Practice Materials**
www.osbplf.org
- ▶ **ABA Center for Professional Responsibility**
www.abanet.org/cpr