TRUTH AND ETHICS IN PLEADINGS

Plaintiff sues Defendant in federal court. See FRCP 11. Read pages 636-651.

1) What is the responsibility of the attorney before filing a complaint (or any court pleading or document)?

2) Who signs the complaint? Is it verified?

3) If defendant believes that the plaintiff has made factual mistakes and sued the wrong party, what should the defendant do?

4) If defendant believes that the plaintiff has followed the wrong substantive law and that the defendant is not liable, what should the defendant do?

5) If the judge ultimately rules in favor of the defendant and throws the plaintiff out of court, what action may or must the court take?

6) Suppose the mistake was made by an attorney who is no longer with the plaintiff's firm?

7) What steps must a cautious attorney take?

09/22