

# HOW TO AVOID A MALPRACTICE CLAIM – A CASE STUDY

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## **First Issue – Define Scope of Engagement**

- A. What you will do and what you will not do.
- B. Stand by the defined scope. Stop inadvertent “engagement creep.”
- C. Modify and amend engagement letter if necessary in light of changed circumstances.

## **Second Issue – Identify Client**

- A. Shareholders and corporation are different entities.
- B. Protection of statute only works if you take advantage of it.

## **Third Issue – Trigger End of Relationship**

- A. You decide when engagement ends.
- B. Beware of “last treatment” rule.

**Best Risk Management Tool –  
A Well Written Engagement Letter**