



CANADA)
PROVINCE OF SASKATCHEWAN)
TO WIT)

IN THE MATTER OF *THE LEGAL PROFESSION ACT, 1990*
AND IN THE MATTER OF IRWIN B. CARSON ,
A LAWYER OF NIPAWIN, SASKATCHEWAN

Formal Complaint

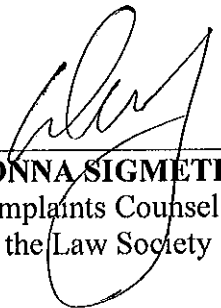
I, DONNA SIGMETH, of the City of Regina, in the Province of Saskatchewan, Complaints Counsel for the Law Society of Saskatchewan, do hereby certify that ROBERT HEINRICHS, Vice-Chair of the Discipline Committee of the Benchers of The Law Society of Saskatchewan, has appointed a Hearing Committee pursuant to Section 47(1) of *The Legal Profession Act, 1990*, comprised of DARCIA SCHIRR, Q.C. as Chair, DR. SANJEEV ANAND, Q.C. and PAUL KORPAN, Q.C. to hear and determine a formal complaint set out by the Investigation Committee consisting of LORRAINE ST. CYR and HEATHER LAING, pursuant to Section 46(1) of *The Legal Profession Act, 1990*, against IRWIN B. CARSON, a lawyer and a member of The Law Society of Saskatchewan, carrying on the practice of law at all of the relevant times in the Town of NIPAWIN, in the Province of Saskatchewan, as follows:

THAT IRWIN B. CARSON, of the Town of Nipawin, in the Province of Saskatchewan is guilty of conduct unbecoming a lawyer in that he:

1. did prefer the interests of one client N.S., over the interests of another client, T.S.;

2. did fail to disclose to his client T.S., that he had a pre-existing solicitor-client relationship with N.S. when he knew or ought to have known that the interests of T.S. and N.S. were or would be in conflict;
3. did deprive T.S. of a reasonable opportunity to seek independent legal advice in relation to his legal matter;
4. did fail to obtain the consent of T.S. to act while engaged in a continuing solicitor-client relationship with N.S., when he knew or ought to have known that the interests of T.S. and N.S. were or would be in conflict;
5. did intentionally fail to preserve the property of his client T.S.; and
6. did through recklessness or willful blindness fail to preserve the property of his client T.S.

DATED at the City of Regina, in the Province of Saskatchewan, this 10th day of February, 2012.



DONNA SIGMETH, Q.C.
Complaints Counsel
for the Law Society of Saskatchewan