

## **PRACTICE NOTE 12**

### **REMOVAL AS SOLICITOR OF RECORD**

1. A solicitor of record who wishes to be removed as solicitor of record must follow the procedure as set forth in Rule 15.04 of the Rules of Court. Further reference may also be made to Legal Ethics - Mark M. Orkin, Code of Professional Conduct - Canadian Bar Association, and Rule 15.04 Ontario Rules of Practice.
2. Generally, a solicitor retained to conduct a lawsuit is under the obligation to carry it to termination and may only terminate on reasonable notice to the client and for a good reason.
3. A solicitor of record who wishes to be removed should apply to a Judge in Chambers for leave to be removed as solicitor of record.
4. The same practice should be followed in a criminal matter as in a civil matter.
5. This practice does not apply to a situation in which the client has elected to change solicitors.