

From: [REDACTED]
To: [cdrr](#)
Subject: CDRR Comment: Proposed change to Rule 1.00
Date: Wednesday, June 9, 2021 4:07:29 PM

*** State Bar of Texas External Message * - Use Caution Before Responding or Opening Links/Attachments**

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Feedback

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Comments

I have a strong objection to the inclusion of (d)(1)(ii). I get messages to my personal Facebook account, Twitter account, and Instagram accounts from strangers asking for legal advice that end up in Spam or Message Request, which I don't always see. How am I supposed to manifest a lack of consent when I haven't seen the message? The same is true for Yelp and other directory listing services. I didn't ask to be on Yelp or AVVO and yet this change to the rule holds me responsible for responding to every single message that might come at me from anywhere even if I don't know I've received the message. What about when someone approaches me at a social gathering, do I have to follow up questions at cocktail hour with written disclaimers and manifest my lack of consent over appetizers? I don't have time to send non-representation letters to every caller who leaves a message with my receptionist service that manifests my lack of consent to represent the person. I try, as a courtesy, to respond at least with an email, but it is not always possible and not everyone gets the message even when I send it. With this terminology change, I could be subject to defending a disciplinary action for failing to inform someone who left a message or spoke to me in any fashion that I am not their lawyer, even if they've never paid me a dime or signed a letter of engagement.