

**HINSHAW & CULBERTSON, LLP RISK MANAGEMENT E-MAIL
REMINDERS – January 2009**

Brought to you by Westport Insurance Corporation, a Swiss Reinsurance America company.

What if a former client asks you to sign an agreement tolling the statute of limitations on a possible legal malpractice claim against you?

When a client asks that you enter into a tolling agreement to extend the time within which the client may sue you for legal malpractice, you should treat that request as notice of a claim and notify your professional liability carrier immediately. You should not agree to toll the statute of limitations without the prior consent of your insurer because it could jeopardize your coverage. You may also want the advice of experienced professional liability counsel regarding the request for a tolling agreement so that you do not lose or prejudice any rights you may have.

The lawyers' risk management web site, <http://www.lawyerlaw.com>, provided to you by Westport as a value added service, contains articles related to the topic of communications with clients, such as "What kinds of things must I report to my professional liability carrier and when must I report them?"