



## **NATIONAL COMMITTEE ON ACCREDITATION**

### **SAMPLE EXAMINATION**

## **PROFESSIONAL RESPONSIBILITY**

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CANDIDATE NUMBER: \_\_\_\_\_

**INSTRUCTIONS**

1. Time allotted: three (3) hours.
2. This examination contains 5 questions on 24 pages (including this instruction page). Check to ensure that the examination is complete before starting.
3. Answer all of the questions. As far as possible, all answers should be written on this examination paper. Extra paper may be used only if absolutely necessary. Make sure that any extra sheets are adequately attached and clearly marked with your name.
4. The questions are primarily based on the fact pattern set out on page 2 of the examination. Read the fact pattern carefully before starting. The various questions may add, subtract and/or change facts included in the initial fact pattern.
5. The examination is worth a total of 100 marks.
6. The examination will be graded on a pass/fail basis (50 marks is a pass). The questions are of equal value. Apportion your time accordingly.
7. Where appropriate, reference to specific course materials is strongly encouraged.
8. This is an open book examination to be completed on an individual basis. You may refer to any written materials you deem appropriate.
9. Adherence to the time limitation imposed for this examination is required.

***Please turn to the next page for the fact pattern.***



**FACT PATTERN: “PASTELS AND PRINTS”**

On Monday morning, Samantha Jones called Dominic Gonzales, a lawyer with a general practice. Samantha told Dominic that she and her business partner – Tim Rogers – are looking to sell their jointly-owned art gallery: “Pastels and Prints”. Samantha and Tim plan to divide up the sale price of the gallery (a downtown commercial property) and whatever money they receive on the sale of the remaining merchandise that they currently have in stock. Samantha hopes that the sale proceeds and inventory profits should be in the range of (total) \$500,000.

Samantha has known Tim for years. Until now, the business relationship between them has been great. However, after they decided to sell Pastels and Prints, things have been difficult. Last Friday, during negotiations between Samantha and Tim regarding how to divide up the proceeds of the sale of the business, things broke down totally. Tim stormed out of the meeting room at the gallery and Samantha has not spoken with him since.

Even though communications are tough at the moment, she tells Dominic that she still cares for and trusts Tim. She would rather not lose him as a friend. Samantha also tells Dominic that – other than the money that is tied up in their business – Tim does not have a lot of financial resources. Further, Tim and his spouse are leaving the country soon (to take up work in a small community in Mexico that is famous for its paintings and galleries). She is certain, therefore, that he will return shortly looking to finalize the sale, which he would like to make happen as soon as possible before he needs to leave the country.

Samantha asks Dominic if he would act as her lawyer in her negotiations with Tim regarding the sale of Pastels and Prints. Dominic agrees.

*Please turn to the next page for the start of the examination questions.*













































