

The Right to Counsel

38. If a person is employed with someone who holds standing as a party to the Inquiry, Commission counsel will interview that person only after informing counsel for the party, unless the witness says he or she has independent counsel or instructs Commission counsel that he or she does not wish counsel for the party to be present or notified.

39. If a witness has held prior employment with one or more of the parties, Commission counsel will tell the witness that he or she is free to have the benefit of counsel for that party, but Commission counsel will proceed with the interview if the witness indicates that he or she does not wish counsel for the party by whom he or she was employed to be notified or be present during the interview.