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**E-89-2      Contingent fee agreements for appeal of  
divorce judgments**

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**Question**

Is it ethical for a lawyer to accept an appeal in a divorce case on a contingent fee basis?

**Opinion**

No, unless the contingency on which the fee is based is upon something other than that specified under SCR 20:1.5(d)(1). SCR 20:1.5(d)(1) reads as follows: “A lawyer shall not enter into an arrangement for, charge, or collect any fee in a domestic relations matter, the payment or amount of which is contingent upon the securing of a divorce or upon the amount of alimony or support, or property settlement in lieu thereof.”