

Advisory Committee on the Code of Judicial Conduct

Hon. Frank H. Allen, Jr., Chairman
Hon. Marie A. Baca
Hon. James J. Wechsler
Prof. William MacPherson

October 18, 2001

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SUPREME COURT
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Re: Judicial Advisory Opinion 01-07

Dear

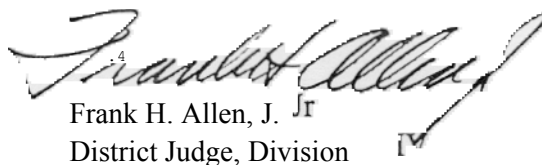
You have asked this committee to advise you as to whether or not it would be of violation of the Code of Judicial Conduct for a _____ Court Judge to also serve as a judge on a _____ Court.

You also indicate that the judge would be performing identical duties on the _____ Court as those required in _____ Court. There would be no conflict in schedules since the _____ Court matters would be heard on evenings, weekends and holidays. Also, given the sovereign jurisdiction of the Tribe, there would be no conflict of interest.

The answer to your question is found in Rule 21-500 I which provides:

No full-time municipal, magistrate, metropolitan, district or appellate judge may hold any other judicial position, elected or appointed.

Very truly yours,


Frank H. Allen, J. Jr.
District Judge, Division

FHA/mah