

## Judicial Inquiry Commission

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MONTGOMERY, ALABAMA 36104

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The Judicial Inquiry Commission has considered your request for an opinion concerning whether the Canons of Judicial Ethics provide any restrictions upon the employment or appointment of an inactive retired circuit judge.

As you are aware, the Supreme Court of Alabama has provided as follows:

“Retired and supernumerary ... judges, who are not serving on the Supreme Court or on any circuit court or district court in the state, in an active duty status, shall not be required to comply with any of these Canons.” Compliance with the Canons of Judicial Ethics, Section D (1).

Therefore, it is the opinion of the Commission that the Canons of Judicial Ethics do not restrict the employment or appointment of an inactive retired circuit judge. However, this Commission has no authority to give an opinion as to any such restrictions which might be imposed by other rules, laws (including the Ethics Law) or the Constitution of this State. Therefore, the opinion of the Commission in this instance is of very limited protection.

Very truly yours,

JUDICIAL INQUIRY COMMISSION