

Judicial Inquiry Commission

800 SOUTH MCDONOUGH STREET
SUITE 201
MONTGOMERY, ALABAMA 36104

January 31, 1996

The Judicial Inquiry Commission has considered your request for an advisory opinion as to whether you are disqualified from presiding in a case in which one of the attorneys holds in his escrow account approximately \$9,000 due to be paid to you at an appointed time.

You state that the escrow results from the sale of a partnership business and that the escrow was established to pay outstanding taxes and for possible claims. You further state that neither the attorney nor any member of his firm presently represents you in any legal matter.

It is the opinion of the Commission that based upon the facts recited, you are not disqualified by the Canons from participation in the case.

Very truly yours,

JUDICIAL INQUIRY COMMISSION