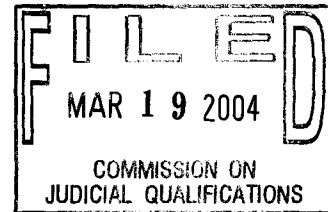




The Supreme Court of Kansas

KANSAS JUDICIAL CENTER
301 S.W. 10th Ave.
Topeka, Kansas 66612-1507



JUDICIAL ETHICS ADVISORY PANEL

Judicial Ethics Opinion JE 117

March 19, 2004

A municipal judge in an elective district intends to run for the office of district magistrate judge. Two questions are raised:


1. May the judge retain the office of municipal judge while running for the magistrate judgeship?


We find nothing in the rules to prevent it, and thus the answer to Question Number 1 is yes.

2. May the judge solicit signatures to a nomination petition (K.S.A. 2003 Supp. 25-205)?

Canon 5C(2), 2003 Kan. Ct. R. Annot. 539 prohibits a candidate for a judgeship from personally soliciting publicly stated support. A signature on a public document would be "publicly stated support." We, therefore, answer Question No. 2 "No."


Robert H. Miller, Chair


Adrian J. Allen


Fred S. Jackson