



The Supreme Court of Kansas

Kansas Judicial Center
Topeka, Kansas 66612

JUDICIAL ETHICS ADVISORY PANEL

Judicial Ethics Opinion JE 98

July 27, 2000

A district magistrate judge is also a municipal court judge and the tribal judge of an Indian nation. The judge poses questions which include issues of law which the panel cannot address. Rule 650(d), 1999 Kan. Ct. R. Annot. 505. The judge also poses the following questions concerning ethical conduct:

- QUESTION:** 1. Can a district magistrate judge issue temporary orders under K.S.A. 1999 Supp. 60-1607(b) which involve the same parties and the same issues contained in a temporary order issued by the judge as tribal judge?
- ANSWER:** Yes. Frequently, when separate divorce and protection from abuse actions are filed in the district court, they are consolidated so that one judge hears all requests for interlocutory orders. We see no ethical violation in the judge hearing and ruling upon requests for temporary orders in these separate actions in the tribal court and the district court.
- QUESTION:** 2. Can a district magistrate judge attend tribal court training programs and serve as tribal judge and municipal judge during business hours?
- ANSWER:** Yes, so long as the time spent does not interfere with the judge's duties as district magistrate judge.




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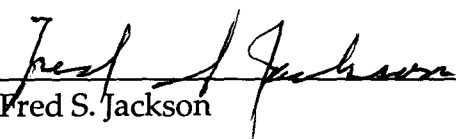
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CAROL S. ARDEN
CLERK OF THE COURTS

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Robert H. Miller, Chairman


Adrian J. Allen


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