A part-time municipal court judge in several rural committees is currently serving as Register of Deeds in a county. The judge desires to be a candidate for re-election for Register of Deeds. The judge presents the following questions:

1. "Is there anyway, without violating the Canons, to be a part-time Municipal judge and a candidate for nonjudicial office?"

   Answer: No. Canon 5A(2) and JE Opinions 90 and 56 require a judge to resign when becoming a candidate for a nonjudicial office.

2. "If no to #1 may I resign as judge in all the communities and be appointed as a pro tempore part-time judge for the specific court dates during my candidacy (May to Jan) and also run for election in the Register of Deeds position?"


Robert H. Miller, Chair

Adrian J. Allen

Fred S. Jackson