

STATE OF WEST VIRGINIA

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At a Regular Term of the Supreme Court of Appeals, continued and held at Charleston, Kanawha County, on April 5, 2023, the following order was made and entered:

RE: Adoption of Amendments to Rule 1.1 Membership of the Rules of Judicial Disciplinary Procedure, No. 22-914

On December 19, 2022, the Court provisionally adopted and published for public comment proposed amendments to Rule 1.1 of the Rules of Judicial Disciplinary Procedure.

On January 18, 2023, the West Virginia Judicial Association, by its President Peter J. Conley, filed a comment to the proposed amendments. The Court thanks the West Virginia Judicial Association for its comment.

The Court has jurisdiction under Article VIII, §§1 and 3 of the West Virginia Constitution.

Upon consideration and review of the proposed amendments on March 30, 2023, the Court is of the opinion to and does adopt the following rule amendments, effective immediately.

The deletions to the Rule are indicated by strikethrough and the additions to the Rule are indicated by underscoring to read as follows:

Rules of Judicial Disciplinary Procedure

Rule 1.1. Membership

The Commission shall consist of nine members: five members of the judiciary, including three circuit judges, one magistrate, one family court judge, provided that any members of the judiciary may be senior status; one from the following categories - mental hygiene commissioner, juvenile referee, special commissioner, special master, or former state or federal judge or justice, state or federal, and three members of the public.

A True Copy

Attest: /s/ Edythe Nash Gaiser
Clerk of Court

