



**JUDICIAL INVESTIGATION COMMISSION**

212 Dickinson Street  
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**December 9, 1994**

Re: JIC Advisory Opinion 1994-22

Dear

Your recent letter to the Judicial Investigation Commission seeking an advisory opinion was reviewed by the Commission at its recent meeting.

In that correspondence you state that you have signed a contract with the Workers Compensation Office of Judges to be a deputy commissioner to render decisions backlogged in the Workers Compensation System. You asked if this position causes any conflict with your service as a part-time family law master.

Contact with the Chief Administrative Law Judge revealed that the positions will involve you reviewing workers compensation files; writing draft decisions for the Office of Administrative Law Judges; not taking any evidence; and being paid a flat fee per case.

The provisions of Canon 6C define the perimeters within which a part-time family law master may practice law and sets forth those provisions of the Code of Judicial Conduct which do not govern his activities except while serving as a judge. Based upon a review of the language contained in that Canon as well as the commentary following the Canon, the Commission feels that you may serve under the contract to handle backlogged cases in the Workers Compensation System as long as that activity falls within the four criteria set out

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above. Reviewing files, writing draft decisions, not taking evidence, and receiving a standard fee per case for your services would not violate any of the provisions set forth in the relevant section of the Code of Judicial Conduct.

If there is any further question concerning this matter, do not hesitate to contact the Commission.

Very truly yours,

*FLF, II*  
Fred L. Fox, II, Chairman

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