



## **JUDICIAL INVESTIGATION COMMISSION**

City Center East - Suite 1200 A  
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Charleston, West Virginia 25304  
(304) 558-0169 • FAX (304) 558-0831

May 17, 2011

Re: JIC Advisory Opinion 2011-09

Dear Judge

You recently wrote the Commission to seek a clarification and to provide additional information concerning your previous request regarding your wife's status as President and CEO of Hospice of [redacted]. You stated that in a recent advisory opinion requested by you the Commission had reviewed that issue and felt that because of the "fund-raising activities involved as CEO and President of Hospice of [redacted] it would be better if your wife did not serve in that capacity." You gave the Commission further information concerning your wife's position and the length of her service with Hospice of [redacted]. You indicated that when you mentioned the Commission's recommendation that she resign as CEO and President she stated that she would rather divorce you than give up that position.

After reviewing your correspondence the Commission discussed the issue which you have raised and decided that your wife can continue to do what she is currently doing with Hospice of [redacted]. You should however, remain away from any fund-raising activities which may take place in her position. The fund-raising activities which are necessary for the continued function and growth of the Hospice program were the main concern with the Commission. However, if you remain entirely separated from such endeavors there should be no ongoing problem in this area.

The Honorable  
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It is hoped that this letter clarifies and addresses the issue which you have raised. If there is any further question regarding this matter do not hesitate to contact the Commission.

Very truly yours,

Ronald E. Wilson, Chairperson  
Judicial Investigation Commission

REW:nb