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Party is an attorney who regularly practices before the judge 82-136, 98-701, 03-814

Party and the judge are fellow members of a local private school board 84-201

Judge occasionally attends services at party church and is a friend of the pastor 93-510

Party and the judge's wife are both members of DAR 93-511

Judge and judge's spouse provided transportation to the parties' children in a car pooling arrangement on one or two occasions 93-511

Attorney donates or loans computer equipment to the judge for judicial use 94-518 Judge worked with the investigators and a material witness in the case when he was an assistant district attorney 94-522

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Socializing with a party during the pendency of the case 99-722

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Judge is president of high school athletic club and athletic director is a party 00-752

Judge is member of advisory committee to college that is a member of charitable class 00-764, 01-780

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Judge and spouse are members of defendant YMCA 02-797

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Judge was appointed to a committee by a party, i.e., the Chief Justice 09-898 Ordinary relationship with fellow citizens 09-903

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Judge is the executor and judge's close relative is the beneficiary of an estate; the value and/or taxation of estate property could be affected by the outcome 86-246, 02-801, 03-823

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Employee's Retirement System of Alabama is a party; judge is a member of the Judicial Retirement Fund 06-872

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Judge reported evidence at trial that disclosed a possible criminal offense 86-281, 86-284 Judge previously found attorney guilty of contempt 00-758

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In general 13-917

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Party names the judge as a witness in the case 92-453

Judge had a conversation with another judge about a related case 93-503

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Speculative allegation of personal knowledge that is denied by the judge 01-771

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Problem-solving court judge's interaction with defendants in community-service requirements 12-908

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Judge or member of former firm was witness in "matter in controversy" 13-917 Possible future witness 13-917

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Judge imposed maximum sentence against the defendant in a previous case 04-833

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Party's relative serves on state legislature judiciary committee 05-848

Provider of court-ordered service is judge's tenant 06-864

Disclosure of relationship to member of firm 06-865, 07-884

Disclosure of judicial assistant's relationship to member of firm 06-867

Referee is former Legal Aid attorney 06-868

Duty to disclose all possibly disqualifying facts 08-895

Judge accountable for only those facts of which he has personal knowledge or of which he should have known unless facts are alleged in motion to recuse 08-895

Disclosure of all possibly disqualifying facts by Canon 3E filing 08-895

Disclosure of fact that attorney is co-defendant with judge in lawsuit 09-901

Disclosure of attorney's participation in COJ trial of judge 09-902

If no single circumstance is disqualifying, judge should survey totality of facts 09-903

Continuing duty to disqualify at any stage of the proceedings 11-904

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Methods of disclosure of relationship information 12-910, 13-916, 13-917

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DISQUALIFICATION - Other Relationship with Attorney, Party, or Witness in the Case

Judge was the prosecutor in a grand jury proceeding that resulted in a no-bill; related civil litigation is now before the judge 77-22

Judge previously won a prize in a random drawing at the party store 80-75

Judge owns a plane with the party's sister's husband 81-122

Judge's former law firm obtained a judgment against a party in the past; payment of the judgment has been withdrawn from the evidence in the case before the judge 84-223

Judge is a foster parent; Department of Pensions and Security is involved in the case 85-229 Judge is a member of the school system advisory council 85-230

Judge's former law partner represented a party in a previous, related proceeding 85-233, 96-601, 96-620

Judge was an attorney in a case that resulted in a decree that is relied upon in the case now before the judge 86-261

Judge received an honorarium within the past year for speaking to a meeting of the party state agency regarding the Alabama Administrative Procedures Act 87-289

Judge previously recommended an attorney in the case to represent a former employee in a divorce action 87-307

Judge represented the party's former spouse in a previous child custody dispute unrelated to the current custody dispute 88-349, 89-352

Judge previously prosecuted an attorney in the case 89-363

Judge previously prosecuted a party in the case in connection with an unrelated matter 89-364, 91-422, 92-460, 05-855

Judge has appointment authority over members of a board; the board or its members are parties in case 90-399, 95-563

Judge co-owns property with a police officer; other police officers are parties in the case 92-445

The party opponent to the defendant in unrelated litigation has subpoenaed the judge as a witness in that litigation 92-458

Attorney's husband is a member of the law firm that represents the judge's family partnership 93-494

Party is a paralegal in the law firm that represents the judge's family partnership 93-501 Judge's former law partner prosecuted the defendant; a post-conviction petition is now before the judge 94-517

Chief Justice allegedly negotiated the settlement of an unrelated suit with the Attorney General; the Attorney General is prosecuting the case before the Court 94-521

Judge's ex-wife is currently suing the party hospital for injury to the judge's child 94-531 Party was a party opponent to a former client of the judge 95-547

Judge is a resident of the defendant city 95-585

Judge attended investiture as a federal magistrate judge of an attorney who had represented party 96-607

Party is a former law partner of an attorney who is representing a close relative of the judge in an unrelated case 96-611

Judge and a party are both alumni of the Air Force Academy 96-613

Judge is a witness in a case in which an attorney in the case before him also appears 96-622

Retired active judge practices of counsel in a law firm; a partner in the firm is an agent for the plaintiff; both the judge and the partner have done work for the plaintiff similar to that in issue in the case 97-631

Plaintiff is a suspect in a crime against the judge that is related to the case 97-646 Judge attended the victim's funeral 98-711

Judge referred cases to and/or tried cases with a defendant when both were practicing attorneys 87-307, 99-729

Defendant previously was attorney for the judge and members of the judge's family 99-729 Party is judge's or judge's spouse's doctor 99-740, 02-794

Judge is president of high school athletic club and athletic director is a party 00-752

Judge's daughter has a pending medical liability suit against a party hospital 00-759

Judge is member of advisory committee that is a member of the charitable class 00-764

Judge is former member of board of charitable beneficiary 00-764

Judge formerly served as guardian or federal fiduciary/payee of party 01-770

Judge is trustee of university that governs defendants' employer hospital in medical liability case 01-774

Judge and attorney attended the same law school 01-776

Attorney's or members of firm's spouse represents judge's adult child in unrelated litigation 02-795

Party has filed suit against judge's adult child 02-795

Judge and spouse are members of defendant YMCA 02-797

Judge previously appointed witness to operate a co-parenting program required in certain unrelated cases 02-802

Judge represented victim's mother in action to obtain custody of victim's and defendant's child after victim's death 02-805

Attorney represents the plaintiff in a suit against a bank on the board of which the judge serves 02-807

Retired judge served as mediator in an unrelated case in which a party was represented by a member of a law firm another member of which represents a party 03-816

District attorney's office jointly employs judicial employee 03-821

Local bar funds judge's employee's salary 03-824

Party county contributes funds for court staff salaries 03-825

Municipal judge; charge is against a city employee 03-829

Judge represented defendant's ex-wife in unrelated divorce many years ago 04-833

Judge previously chaired unrelated municipal task force and investigated unrelated matter at request of city council; city is the defendant 04-835

Party made large contributions to funding a court program 04-846, 05-850

Party's relative serves on state legislature judiciary committee 05-848

Criminal defendant is close relative of judge's doctor 05-851

Party and judge are alleged to have been involved in an investigation 05-855

Judge represented victim/witness in unrelated case 05-856

Judge was previously involved in legal dispute with parties in the case 06-857

Witness is judge's employee 06-858

Party made or refused to make donation to spouse's charitable fund-raising campaign 07-881 Judge represented opponent (in prior unrelated case) to party in present case 07-883

Active-retired judge (part-time) is opposing counsel to party/law firm in unrelated case 07-889

Active-retired judge (part-time) and counsel to party are co-counsel in unrelated matter 07-889

Judge was appointed to a committee by a party, i.e., the Chief Justice 09-898

Attorney bid on judge's item donated for Bar's silent auction 09-899

Attorneys are judge's co-defendants in federal lawsuit 09-901

Local Bar foundation funds jury trials 11-906

Problem-solving court judge's interaction with defendants in community-service requirement 12-908

Former party-opponent as party 13-917

Prior expression of opinion on merits 13-917

Affirmative duty to disqualify 13-918

Problems for a rural judge 13-918

DISQUALIFICATION - Part-Time Municipal or Other Part-Time Judge

Grounds for disqualification in general 77-31

Judge is, has been, or will be the attorney for a person who is now before him as a prosecuting witness or a defendant in a case 77-31

Defendant's attorney is in the same law firm as an attorney associated with the judge in a civil action pending before another court 80-67

Sharing office space with a part-time prosecutor 83-194

Judge is also a part-time assistant district attorney 86-251, 87-311, 90-407

Judge's father represents the municipality in another court; judge's father is an employee of the judge's law firm 88-341

Judge's firm contracts to collect forfeited bail bonds for the city 90-410

In bond forfeiture cases, bondsman is a candidate for city council; the council appoints the judge 96-612

Circuit judge before whom the municipal judge appears as an attorney is the defendant in the criminal case before the municipal judge 96-614

Part-time retired judge practices of counsel with an attorney who is an agent for party, and has done related legal work similar to that in question in the case 97-631

Attorney practices law with another part-time judge of the same court 02-790

Defendant is city employee charged with assault at city hall 03-829

DISQUALIFICATION - Party Threatened Judge

In general 98-703

DISQUALIFICATION - Political Activity

Party or a relative of a party contributed to a campaign of the judge 84-213, 84-227, 96-613, 99-725, 99-729

Party otherwise supported the judge's past campaign 84-213

Attorney was the judge's opponent in the past campaign 84-219, 00-761, 01-786, 04-838

Attorney made a contribution to the judge's campaign 84-227, 96-607, 96-613, 99-725, 00-764, 01-776, 01-783

Attorney or a member of the attorney's firm is the judge's campaign treasurer or a member of the judge's campaign advisory committee 91-420, 93-511

Attorney is the candidate opposing the judge in the current campaign 94-520, 98-694, 98-716

Judge appeared on platforms with party/justice, shared consultants, is a member of the same party, and received contributions from various attorneys 95-544

Judge commented on and utilized his involvement in the well-known case during his campaign 95-575

Attorney signed the bond for costs in the proceeding to contest the judge's election 95-578 Numerous potential voters signed a petition filed in the case in an attempt to influence the judge 96-592

Judge hearing a Rule 32 petition made contributions to the campaign of the trial judge 97-645

Attorney tells the judge he plans to run against the judge in the next election 97-674, 00-749 Party is the candidate opposing the judge in an upcoming election 98-694

Judge made campaign contributions to a party 98-700

Party supported the judge's opponent in an election 98-716

Attorney endorsed the judge in political campaign ads 98-716, 99-717

Attorneys supported the judge's opponent in an election 00-761

Attorney and judge are members of the same political party 01-776

Party is officer of political party that contributed to the judge's most recent judicial campaign and endorsed him for election 01-783

DISQUALIFICATION - Previous Judicial Involvement in the Case

Issued arrest or search warrant 83-188, 84-203

Revoked defendant's probation based on the charge now before the judge 86-267

Retrial of a case reversed on appeal 89-350

Hearing a related case 89-375, 93-510, 93-511, 94-522, 95-567, 96-620, 97-638, 98-685, 98-695, 98-702, 00-764, 04-835

Hearing a post-conviction petition 89-385, 98-695

In truancy cases: the judge sent a letter to parents regarding truancy laws and penalties 89-386, 90-393

Other participation in an early warning program on truancy 89-386

Circuit judge in the case conducted the preliminary hearing as the district judge 93-467 Sat as district judge in case; presiding over trial de novo in circuit court 87-301, 95-550

DISQUALIFICATION - Probate Judge

Appointing a close relative as guardian ad litem 85-234

Judge's close-relative is an attorney in the case; uncontested proceedings 85-236

Chief clerk acting when the judge is disqualified 96-616

Attorney in the case represents the judge in unrelated litigation 96-616

Judge's close relative or firm appears 96-628

DISQUALIFICATION - Relative or Member of Relative's Law Firm Is an Attorney in the Case

Judge's close relative appears or appeared in the case 79-64, 80-69, 80-88, 80-91, 80-96, 82-169, 85-236, 86-258, 86-263, 87-317, 87-318, 87-319, 89-356, 90-411, 91-415,

91-423, 93-486, 94-512, 94-513, 95-546, 95-549, 95-565, 95-586, 96-628, 97-637, 97-653, 97-654, 02-791, 03-812, 05-849

Member of the judge's close relative's firm appears 79-61, 80-68, 80-69, 80-76, 80-88, 80-96, 82-169, 85-245, 86-258, 86-263, 86-268, 88-338, 90-411, 91-426, 93-486, 93-491, 93-500, 94-513, 95-565, 96-628, 97-652, 97-653, 97-654, 97-665, 03-811

Judge's close relative is the prosecutor in the case 80-89, 80-91, 82-169, 97-664

Judge's close relative is an assistant district attorney or assistant city attorney 80-89, 80-90, 83-171, 86-277, 87-303, 87-305, 88-346, 91-414,

Appointing close relative as defense counsel 80-91, 82-138

Member of close relative's firm is a part-time assistant district attorney or assistant attorney general 81-101, 93-470, 93-473, 94-534

Uncontested matters 82-169, 85-236, 85-245, 87-317, 87-318, 95-546

Emergency matters 82-169

Appointing close relative as guardian ad litem 85-234, 97-661

Son of judge's first cousin appears 86-282

Judge's sister-in-law's brother appears 87-314

Judge's spouse is full-time city attorney 89-353

Attorney is related to the judge's spouse by adoption 89-356

Judge's father's first cousin's child appears 90-400

Party hires close relative of the judge late in the proceedings 95-586, 05-849

Judge's close relative withdraws as counsel in the case 97-654

Judge's close relative has actively assisted with the case but does not appear in court or personally advise the client 01-787

Judge's close relative previously represented the post-trial petitioner in the trial proceedings in the case 03-812

Appointing as counsel member of firm in which close relative practices 06-865

Judge's spouse represents the Department of Human Resources in other courts 07-879

Judge's wife's nephew is law partner of attorney for party 08-895

Judge accountable for only those facts of which he has personal knowledge or of which he should have known unless facts are alleged in motion to recuse 08-895

Judge's relative assisted or gave party legal advice re matter in controversy 08-895

DISQUALIFICATION - Relative Is Employee/Former Employee of an Attorney in the Case

As the attorney's bookkeeper or accountant 80-66

As a paralegal in the law firm 81-125

As the attorney's secretary or clerical assistant 82-134, 84-217, 90-401, 91-418

As a law clerk 84-206, 85-239, 92-444

As a sales agent or associate broker working for a real estate broker who also is an attorney 85-232

As a staff assistant to the firm 96-608

As a secretary in the firm 01-785, 05-852

As "errand runner" 07-884

DISQUALIFICATION - Relative Is Employed by a Party in the Case

As manager of the victim corporation 77-26

As a summer clerk for the defendant tax board 79-59

By the board of education 80-73, 81-103, 88-322, 99-721, 04-841

By the school system; salary will be affected 81-103

By a grocery chain 82-133

By the Department of Human Resources 88-345, 07-879

By the city 92-462, 97-632

By the hospital 95-540

By the party's corporate parent 95-564

As in-house counsel to the party's corporate parent 97-662

As city or county attorney or prosecutor; other counsel is handling the case 99-726

As probation officer initiating revocation proceedings 99-730

As complaining police officer filing petitions in juvenile court 99-735

By a bank 09-903

As county manager 12-910

DISQUALIFICATION - Relative Is a Party or an Officer, Director, or Trustee of a Party in the Case

Close relative, in general 79-63

Close relative is member of county commission; commissioners, commission, or county is a party 83-186

Judge's children are the defendant's sixth cousins 84-208

Judge's sister-in-law's brother's wife is a party 84-218

Close relative is an officer or director of party bank 86-276, 89-366, 95-560, 09-903

Close relative is a member of the city council; the city is a party 88-342, 97-634

Close relative was a member of the city council in the past; the city is a party 93-476

Judge's wife's first cousin's spouse is the defendant's aunt 97-677

Close relative is the director of the local Department of Human Resources office 99-724

Close relative is the mayor; the city is a party 99-741

Close relative owns bail bonding company 01-788

DISQUALIFICATION - Relative Is a Witness in the Case

In general 79-63, 86-258, 09-903

Close relative is the probation officer in a revocation proceeding 99-730

Close relative is a police officer in a juvenile case 99-735

DISOUALIFICATION - Relative Has Other Connection with the Case

Close relatives signed a petition filed in support of the complaint in the case 84-204

The case allegedly will impact a proceeding in another court in which the judge's spouse's relative represents a party 84-214

Judge's brother is the law partner of the defendant's brother-in-law 84-214

Judge's spouse is a sergeant in the Sheriff's Department 86-286

Municipal judge's father represents the municipality in another court; the judge's father is an employee of the judge's law firm 88-341

Judge's spouse is an employee of the Department of Human Resources 88-345

Close relative is the municipal judge; the case is on appeal from the municipal court 91-421, 97-632

Principal partner of a company with a financial interest in the case is a member of the judge's brother's law firm 92-461

Every member of the judge's brother's law firm except the judge's brother is an assistant district attorney; the brother's partner represents the victim's estate; capital murder case 93-470

Close relative has a suit pending in another county involving the same issue and defendant 93-477

Close relative is a member of the city council; case is an appeal of a zoning board decision 93-504

Judge's mother-in-law resides in a nursing home that is owned by the same company that owns the nursing home that is the defendant in the case 94-530

Close relative represents a separately indicted co-defendant in the capital murder case 95-543 Close relative shares office space with or rents office space from an attorney in the case 95-545, 01-781

Relative (not minor in household) owns stock in the party's parent company 95-564 Close relative has an identical suit against the same defendant pending in another court 95-580

Judge's spouse is the former director of a state agency interested in the case 96-603

Judge's spouse previously wrote letters to government officials expressing support for funding that is questioned in the case 96-603

Close relatives have staff privileges at party hospital 96-621

Close relatives are members of the body that, inter alia, elects the board of trustees for the party hospital 96-621, 96-627

Close relative works with the son of an attorney in the case 97-648

Party belongs to the same professional organization as the judge's close relative 97-647

Judge's spouse is a former member of a party's cabinet 98-700

Close relative is an attorney handling a similar case in another court 99-727

Close relative is mayor; city police are involved in the case 99-741, 04-845

Judge's spouse previously represented a party in a related case 01-779

Close relative owns bail bonding company 01-788

Attorney represents executor and estate of close relative 02-796

Estate of close relative is a potential party as a class member 02-801

Close relative is an attorney in a related matter 05-854

Close relative and defendant are both school system employees 06-859

Party made or refused to make donation to spouse's charitable fund-raising campaign 07-881

Spouse is county manager 12-910

Spouse is judge's substitute court reporter 12-915

DISQUALIFICATION - Remittal Procedure

Must be on case-by-case basis 82-169 In a class action suit 86-253, 02-801

Required signatories to a remittal agreement 86-271, 02-801

Comparison of Canon 3D with ALA. CODE §12-1-12 (1975) 95-551

DISQUALIFICATION - Whether Is Subject to Remittal

Financial interest in a party 76-3, 76-4

Business or financial relationship with a party or an attorney 76-6, 91-428 [mod'd by 11-905], 91-432 [mod'd by 11-905], 92-459, 11-905

Judge's close relative is or has been an attorney in the case 79-64, 80-69, 82-169, 85-236, 86-258, 86-263, 91-414, 91-415, 93-486, 93-490, 94-512, 94-513, 95-546, 95-565, 95-586, 96-628, 97-637, 97-661, 97-664, 02-791

Member of judge's close relative's firm is an attorney in the case 80-68, 80-69, 82-169, 85-245, 86-258, 86-263, 86-268, 93-486, 94-513, 95-565, 03-811, 08-895

Party is the law partner of the judge's attorney 80-78

Judge's former law partner was a lawyer in the matter during such association 83-170, 95-546

Judge or close relative is a party or an officer, director, or trustee of a party 83-186, 86-276, 89-366, 93-474, 95-560, 99-724, 99-741, 02-801, 09-903

Former client is a party 83-197, 95-547

Stockholder of the judge's tenant is a party 84-210

Stockholders of a corporate party also hold stock in the judge's tenant 84-211

Judge previously represented a person with an interest in the proceeding, and the judge's former partner represented a party in a prior, related case 85-233

Close relative is a witness in the case 86-258, 96-621, 99-730, 99-735, 99-74, 09-903

Judge was previously the attorney for a person then adverse to a current party 89-352

Judge or a close relative has an interest that may be affected 85-246, 89-367, 89-368,

89-369, 89-370 [mod'd], 89-371, 92-438, 95-554, 95-555, 95-556, 95-557, 95-558 [mod'd], 95-559 [mod'd], 96-608, 96-621, 96-628, 97-653, 99-741, 02-801, 09-903

Issue in case is similar to one in which the judge has a financial interest 90-405

Party has the power to grant the judge a salary supplement 90-406

Judge's or close relative's attorney or that attorney's law partner appears 92-443, 92-451, 92-454, 96-616, 00-759

Judge lives in a district that the suit alleges is under-represented 92-445

Close relative is a city council member; the appeal is from a zoning board decision 93-504

Staff member's spouse or spouse's firm appears 94-536, 06-867, 07-877

Judge is a shareholder in the alleged victim 96-595

Party is a minor and the guardian ad litem is a close relative of the judge 97-661

Close relative initiates proceeding as agent for state 99-730, 99-735

Judge's daughter has pending medical liability suit against party hospital 00-759

Attorney or firm of attorney represents party-opponent to close relative of judge 00-759

Attorney practices law with a part-time judge of the same court 02-790

Party is judge's, spouse's, or minor child's doctor 02-794

Party made or refused to make donation to spouse's charitable fund-raising campaign 07-881

Spouse is county manager and county is party 12-910

Judge's court attendant's spouse is sheriff's investigator 13-919

ENDORSEMENTS (Commercial)

Providing a photograph of the judge for display on business premises 80-92 Appearing in an advertisement for a store 84-228

177

Making public service announcement that appears to endorse a particular hospital 87-295

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Judge had a conversation with another judge about a related case 93-503

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Disqualification 99-720, 05-848, 11-904

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