

80-76  
[Overruled or Modified by 88-338]

## Judicial Inquiry Commission

800 SOUTH MCDONOUGH STREET  
SUITE 201  
MONTGOMERY, ALABAMA 36104

June 4, 1980

The Judicial Inquiry Commission has considered your request for an opinion concerning whether a judge must recuse himself (unless remitted) in any proceeding in which his brother's law firm represents a party to the proceeding.

As stated in Synopses 79-64, 80-68, and 80-69, it is the opinion of the Commission that under the Alabama Canons of Judicial Ethics a judge must recuse himself in any proceeding in which his brother or a member of his brother's law firm represents a party to the proceeding. Copies of the opinions are enclosed as you requested.