

## Judicial Inquiry Commission

800 SOUTH MCDONOUGH STREET  
SUITE 201  
MONTGOMERY, ALABAMA 36104

March 3, 1986

The Judicial Inquiry Commission has considered your request for an opinion concerning whether, under the Alabama Canons of Judicial Ethics, a retired active circuit judge may serve as an arbitrator or mediator and receive compensation for such service.

It is the opinion of the Commission that the Alabama Canons of Judicial Ethics do not prohibit a retired active circuit judge from serving as an arbitrator or mediator and being compensated therefor. While Canon 5E provides that "a judge should not serve as an arbitrator or mediator," that restriction does not apply to retired active judges according to Section D(2) of the Compliance provisions of the Canons.

Sincerely,

JUDICIAL INQUIRY COMMISSION