

**JUDICIAL INVESTIGATION COMMISSION**

City Center East - Suite 1200 A  
4700 MacCorkle Ave., SE  
Charleston, West Virginia 25304  
(304) 558-0169 • FAX (304) 558-0831

November 2, 2015

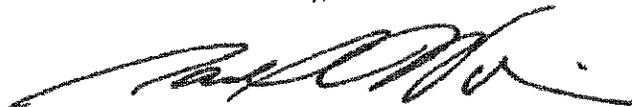
Re: JIC Advisory Opinion 2015-21.

Dear Mr. \_\_\_\_\_ :

Your recent request for an advisory opinion was reviewed by the Judicial Investigation Commission. The factual scenario giving rise to your request is as follows: You are considering running for Magistrate of \_\_\_\_\_ County in the 2016 election. Your wife is the Magistrate Court Clerk for \_\_\_\_\_ County. You want to know if your wife would have to resign her position should you win the election for Magistrate.

After reviewing your request which you have forwarded to our counsel, it is the opinion of the Commission that the question which you have raised does not present an ethical inquiry but a legal one. You should therefore contact Steven D. Canterbury, Administrative Director of the Supreme Court of Appeals of West Virginia, or his general counsel, J. Kirk Brandfass, Esquire, for help in determining the answer. They may be reached by mail at State Capitol Complex, Building One, Room E-100, Charleston, WV 25305-0830 or by phone at (304) 558-0145. Please do not hesitate to contact the Commission should you have any further questions, comments or concerns.

Sincerely,



Ronald E. Wilson, Chairperson  
Judicial Investigation Commission

REW/tat