

STATE OF KANSAS
BEFORE THE COMMISSION ON JUDICIAL QUALIFICATIONS

Inquiry Concerning
A Judge

Docket No. 742

ORDER

Members of the Commission present include: Hon. Kathryn Carter, Chair; Mr. Robert A. Creighton, Vice-Chair; Mr. Bruce Buchanan; Hon. Robert J. Fleming; Hon. Lawrence E. Sheppard; Ms. Carol Sader; and Mr. Mikel L. Stout.

FINDINGS OF FACT

There is no dispute regarding the facts set out below:

1. Timothy J. Chambers, Respondent, is a candidate for district court judge in the 27th Judicial District.
2. On July 6, 2000, the Commission received a copy of a letter of solicitation from the Committee to Elect Chambers District Court Judge, bearing the signature of Timothy J. Chambers.

CONCLUSIONS OF LAW

1. Canon 5 of the Code of Judicial Conduct, Rule 601A, provides:

A Judge or Judicial Candidate Shall Refrain From Inappropriate Political Activity.

Canon 5C(2) provides in relevant part:

A candidate shall not personally solicit or accept campaign contributions or solicit publicly stated support. A candidate subject to public election may, however, establish committees of responsible persons to solicit and accept reasonable campaign contributions, to manage the expenditure of funds for the candidate's campaign and to obtain public statements of support for his or her candidacy.... 1999 Kan. Ct. R. Annot. 485.

2. The Commission has determined that Respondent violated Canon 5C(2), by intentionally or unintentionally soliciting campaign contributions under his own name rather than through his campaign committee.

IT IS THEREFORE ORDERED that Candidate Timothy Chambers cease and desist from any activity in violation of the above-cited Canon.

This Order, if accepted, shall be made public pursuant to Rule 611(a). See 1999 Kan. Ct. R. Annot. 494-495.

The Secretary of the Commission on Judicial Qualifications is hereby instructed to mail a copy of this Order with a copy of Rule 611, as adopted by the Supreme Court of Kansas, to Respondent. Respondent is requested, in accordance with Rule 611, to either (a) comply by accepting the Order by written acknowledgment directed to the Secretary of the Commission; or (b) refuse to accept the Order. Any agreement to comply or refusal to accept shall be served upon the Commission within twenty days from this date. In the event the Respondent shall not agree to comply by accepting this Order by written acknowledgment within said period, Respondent shall be deemed to have refused to accept this Order.

BY ORDER OF THE COMMISSION dated this 18th day of July, 2000.

COMMISSION ON JUDICIAL QUALIFICATIONS

By: Carol G. Green
Carol G. Green, Secretary

APPROVED & ACCEPTED

8-7-00

(date) [Signature]

Timothy J. Chambers, Respondent

FILED

AUG 11 2000

COMMISSION ON
JUDICIAL QUALIFICATIONS