

February 10, 2005

Richard A. Dove  
Director of Policy and Programs  
Supreme Court of Ohio  
65 South Front Street, Seventh Floor  
Columbus, Ohio 43215-3431

RE: OAM Comment on proposed Code of Professional Conduct

Dear Rick,

Thank you for the opportunity afforded to our Association to respond to the proposed Code of Professional Conduct.

We would like to suggest changes in Rule 3.5 and 8.2.

Specifically, we suggest that the references in Rule 3.5, lines 3 and 8, should say “judicial officer” instead of “judge”. By using the term “judicial officer” both judges and magistrates are included. Again, in Rule 8.2, line 4 and 5, the term “judicial officer” would be more appropriate than “judge” and “adjudicatory officer”.

As you are aware, magistrates are “judges” for purposes of compliance with the Code of Judicial Conduct. We believe that the term “judicial officer” is a concise way to include both judges and magistrates in these Rules.

Once again, thanks for considering the input of our Association.

Sincerely,

Mark A. Huberman, President  
Ohio Association of Magistrates

CC: OAM Board of Trustees