

## OPINION NO. 68

An employee of a judicial division has asked whether he will be in violation of chapter 84, HRS, if he represents a private client for a fee before another judicial division when the State is one of the parties litigant.

Under the situation outlined above, the Commission does not find any violation of the ethics laws because appearances in court for a client for compensation, contingent or otherwise, are not prohibited by HRS, §84-15. Possible violations of other provisions of the state ethics law may arise, however, if the individual should represent a client before his own judicial division. [See HRS, §84-13.]

This opinion is limited to the scope of chapter 84, HRS. The Commission suggests the employee discuss the applicability of HRS, §78-6, with the Office of the Attorney General, and professional or judicial ethics with the Chief Justice and/or the judge of his judicial division.

Dated: Honolulu, Hawaii, May 25, 1970.

STATE ETHICS COMMISSION  
James F. Morgan, Jr., Chairman  
S. Don Shimazu, Vice Chairman  
Vernon F.L. Char, Commissioner

Note: Commissioners July Simeona and Margaret W. Smalley were excused from the meeting at which this opinion was considered and adopted.