

Rule 606

EXAMINER FOR THE COMMISSION

- (a) **Role of the Examiner.** The Examiner acts in a dual capacity as follows:
- (1) when an Inquiry Panel is considering a complaint against a judge, the Examiner assists the Inquiry Panel, when requested, in investigating the complaint; and
 - (2) after formal proceedings are instituted, the Examiner prosecutes the formal complaint before a Hearing Panel and in any proceedings before the Supreme Court.
- (b) **Powers and Duties of the Examiner.** The Examiner's duties and responsibilities include the following:
- (1) conducting or directing an investigation of matters referred by an Inquiry Panel;
 - (2) administering oaths during investigation;
 - (3) requesting the issuance of subpoenas by the Secretary;
 - (4) employing others to assist with investigations;
 - (5) notifying the judge, during the investigation, of the investigation and the general nature of the complaint;
 - (6) allowing the judge to respond and present information or evidence;
 - (7) making interim reports to the Inquiry Panel as needed or requested;
 - (8) making a final report to the Inquiry Panel at the conclusion of an investigation;
 - (9) preparing a formal complaint as directed and approved by the Inquiry Panel;
 - (10) presenting the case to the Hearing Panel in support of charges in the formal complaint;
 - (11) handling all proceedings filed in the Supreme Court under Rule 620;
 - (12) entering into settlement discussions with a judge and presenting a joint settlement proposal to a Hearing Panel after formal proceedings are instituted; and
 - (13) performing other duties at the direction of the Commission.

[History: New rule adopted effective May 1, 2019.]