

**From:** [Jacob Reisberg](#)  
**To:** [AO Code and Conduct Rules](#)  
**Subject:** Comment on proposed changes to the Code of Conduct for US Judges  
**Date:** Tuesday, October 09, 2018 1:27:44 PM

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Hello,

My name is Jacob Reisberg, and I am not commenting on behalf of any entity. My comment pertains to both the Code and JC&D rules.

Rule 25 in the JC&D Rules contemplates the circumstances when a Chief Judge is disqualified from considering a complaint, such as when they are the subject of the complaint. The proposed new rule "Failure to Report or Disclose" and Canon 3B(6) do not seem to similarly contemplate this situation, insofar as both mandate that a judge who receives confidential information regarding misconduct "shall disclose the information to the chief district judge and chief circuit judge" without exception. I would propose including a Rule 25 exception in the procedure for reporting misconduct when the chief district judge or chief circuit judge is the subject of a complaint.

Sincerely,

**Jacob Reisberg**

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