

The Conflict of Interest Code for the Court of Appeal, Fifth Appellate District, is being amended to include the position highlighted in yellow below. Please email any comments you may have regarding this proposed amendment to:

public.comments@jud.ca.gov.

**CONFLICT OF INTEREST CODE
for the Court of Appeal, Fifth Appellate District**

(Revised 12/10/2013)

Section 1. Adoption of the Code

The Court of Appeal, Fifth Appellate District, adopts this Conflict of Interest Code under section 87300 of the California Government Code and incorporates by reference California Administrative Code, title 2, section 18730 (“standard code”) and any amendments to it.

Section 2. Place of filing Statements of Economic Interests

Pursuant to section 4 (C) of the Standard Code, designated employees shall file Statements of Economic Interests with the Court Administrator/Clerk of the Court of Appeal of the Fifth Appellate District.

Section 3. Appendices to the Standard Code

The Court of Appeal, Fifth Appellate District, adopts the following appendices to the Standard Code:

APPENDIX A: DESIGNATED EMPLOYEES

<u>Position</u>	<u>Disclosure Category</u>
Court Administrator/Clerk	1, 2
Assistant Court Administrator/Clerk	1, 2
Administrative Specialist I/II	2
Law Librarian	3
Supervising Court Systems Administrator	2
Court Systems Administrator	2
Assistant/Associate Court Systems Administrator	2
Building Supervisor	2
Assistant Building Supervisor	2
Managing Appellate Court Attorney	1, 2, 4
Supervising Appellate Court Attorney	4
Lead Appellate Court Attorney	4
Sr. Appellate Court Attorney	4

Appellate Court Attorney, A, B, C, and D	4
Retired Annuitant (occupying any Designated Employee position)	1, 2, 3, and/or 4
Consultant*	1, 2, 3

*The court may determine in writing that a consultant is hired to perform a limited range of duties and that the consultant is not required to comply with broad disclosure requirements. The determination shall include a description of the consultant’s duties and the extent of disclosure required. The court shall file the statement with the clerk. The consultant shall comply with all other provisions of this code.

APPENDIX B: DISCLOSURE CATEGORIES

Category 1: Employees assigned to this disclosure category shall report interests in real property located within the Fifth Appellate District or within two miles of the district.

Category 2: Employees assigned to this disclosure category shall report investments in and income from business entities engaged in the manufacture, sale, lease, or provision of supplies, materials, equipment, real property, and services of the type used by this court.

Category 3: Employees assigned to this disclosure category shall report investments in and income from business entities engaged in the manufacture, sale, lease, or provision of books, publications, supplies, materials, equipment and services of the type used by the library to this court.

Category 4: Employees assigned to this disclosure category shall report all investments, sources of income, interests in real property, and positions** in business entities as follows: If during a reporting period a designated employee did not participate in, or was not required to disqualify himself or herself from participating in, a case or other assignment in which he or she had a financial interest as defined by section 87103 of the Government Code, the employee shall sign a statement to that effect under penalty of perjury. This statement shall be filed as the statement of economic interests, required by section 4 (C) of the standard code. An employee who disqualified himself or herself from participating in a case or assignment in which he or she had a financial interest shall disclose the disqualifying interest and file the statement with the clerk.

**Positions include employee, partner, officer, director, trustee, and any other management position.