

**Judges, Prosecutors, and  
Peace Officers:  
Ethical Dilemmas**

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Hon. Judge Brian MacKenzie

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**JUDICIAL  
ETHICS**

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**CANON 1** A JUDGE SHALL UPHOLD AND PROMOTE THE INDEPENDENCE INTERGRITY, AND IMPARTIALITY OF THE JUDICIARY, AND SHALL AVOID IMPROPRIETY AND THE APPEARANCE OF IMPROPRIETY.

**CANON 2** A JUDGE SHALL PERFORM THE DUTIES OF JUDICIAL OFFICE IMPARTIALLY, COMPETENTLY, AND DILIGENTLY.

**CANON 3** A JUDGE SHALL CONDUCT THE JUDGE'S PERSONAL AND EXTRAJUDICIAL ACTIVITIES TO MINIMIZE THE RISK OF CONFLICT WITH THE OBLIGATIONS OF JUDICIAL OFFICE.

**CANON 4** A JUDGE OR CANDIDATE FOR JUDICIAL OFFICE SHALL NOT ENGAGE IN POLITICAL OR CAMPAIGN ACTIVITY THAT IS INCONSISTENT WITH THE INDEPENDENCE, INTEGRITY, OR IMPARTIALITY OF THE JUDICIARY.

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**VIOLATING THESE  
RULES SUBJECTS A  
JUDGE TO POSSIBLE  
CENSURE,  
REPRIMAND, OR  
EVEN REMOVAL  
FROM THE BENCH.**

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**AND OFTEN  
YOU MAY FIND  
OUT ABOUT IT  
LIKE THIS:**

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**“YOU’RE A REAL F\*\*\*WIT”,  
DRUNK JUDGE TELLS LAWYER  
WEDNESDAY, JANUARY 14, 2009**

**DISTRICT JUDGE..... HAD DRUNK  
BRANDY BEFORE COURT. A DRUNK  
DISTRICT JUDGE WAS THROWN OUT OF A  
COURTROOM AFTER SHE FORCIBLY KISSED  
A SOLICITOR AND SWORE AT A  
PROSECUTOR.**

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# 12 SIMPLE DON'TS

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**1. USE JUDICIAL AUTHORITY TO BENEFIT A FRIEND OR OTHER PERSON.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.4

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**JUDGE CENSURED FOR RULING IN CASES INVOLVING GIRLFRIEND**  
October 22, 2004

THE COMMISSION ON JUDICIAL CONDUCT HAS FORMALLY CENSURED A JUDGE FOR RULING ON CASES INVOLVING A WOMAN WITH WHOM HE WAS ROMANTICALLY INVOLVED.

THE JUDGE, AGREED TO THE CENSURE AND THE FACTS AS PRESENTED BY THE COMMISSION, ACCORDING TO AN OCT. 6 COMMISSION REPORT THAT WAS RELEASED ON THURSDAY.

THE INVESTIGATION FOUND THAT THE JUDGE RULED ON THE PLACEMENT OF TROUBLED YOUTHS IN CASES THAT INVOLVED HIS GIRLFRIEND, IN HER ROLE AS THE

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**1. USE JUDICIAL AUTHORITY TO BENEFIT A FRIEND OR OTHER PERSON.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.4

**2. USE THE POWERS OF JUDGE'S OFFICE FOR JUDGE'S OWN BENEFIT.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.3

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**JUDGES PLEAD GUILTY- PROFITED \$2.6 MILLION JAILING KIDS**

2009-02-13 22:12:26 (GMT) Reuters

TWO JUDGES PLED GUILTY THURSDAY IN FEDERAL CRIMINAL COURT. THE JUDGES, ALONG SIDE THEIR CRIMINAL ATTORNEYS, PLED GUILTY IN FEDERAL COURT FOR ACCEPTING \$2.6 MILLION IN PAYOFFS FROM A PRIVATE YOUTH DETENTION CENTER.

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**1. USE JUDICIAL AUTHORITY TO BENEFIT A FRIEND OR OTHER PERSON.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.4

**2. USE THE POWERS OF JUDGE'S OFFICE FOR JUDGE'S OWN BENEFIT.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.3

**3. USE THE POWERS OF JUDICIAL OFFICE TO RETALIATE AGAINST OTHERS.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.3 CANON 4 RULE 4.1

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**AGENCY REPRIMANDS  
EX-JUDGE.**

FRIDAY, NOVEMBER 7, 2008, 03:24 PM

**THE STATE COMMISSION ON JUDICIAL CONDUCT HAS ISSUED A PUBLIC REPRIMAND AGAINST A FORMER DISTRICT COURT JUDGE. THE COMMISSION SANCTIONED (HIM) FOR MISUSING HIS POSITION TO ATTACK POLITICAL OPPONENTS.**

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**1. USE JUDICIAL AUTHORITY TO BENEFIT A FRIEND OR OTHER PERSON.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.4

**2. USE THE POWERS OF JUDGE'S OFFICE FOR JUDGE'S OWN BENEFIT.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.3

**3. USE THE POWERS OF JUDICIAL OFFICE TO RETALIATE AGAINST OTHERS.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.3  
CANON 4 RULE 4.1

**4. USE YOUR OFFICE OR TITLE WHEN NOT CONDUCTING OFFICIAL JUDICIAL BUSINESS.** ABA MODEL CODE OF JUDICIAL CONDUCT  
CANON 1 RULE 1.3

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**JUSTICE OF THE PEACE  
REPRIMANDED**

THURSDAY, JANUARY 15, 2009, 04:00 PM

**THE STATE COMMISSION ON JUDICIAL CONDUCT HAS REPRIMANDED A JUSTICE OF THE PEACE FOR VIOLATING THREE ETHICAL RULES AFTER A NEAR ACCIDENT WITH A STUDENT IN 2008. ACCORDING TO THE COMMISSION, (THE) JUSTICE OF THE PEACE FOLLOWED THE STUDENT, AND ASKED HER TO APPEAR IN HIS COURTROOM THE NEXT MORNING. (HE) MET THE UNNAMED STUDENT AND HER FATHER SITTING AT THE BENCH WEARING HIS JUDICIAL ROBES. HE ADMITTED GROWING ANNOYED WHEN THE STUDENT'S FATHER QUESTIONING HIS AUTHORITY TO ORDER THE STUDENT TO APPEAR IN COURT. AT THE JUDGE'S DIRECTION, A CITATION FOR MAKING AN IMPROPER LANE CHANGE WAS ISSUED.**

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**1. USE JUDICIAL AUTHORITY TO BENEFIT A FRIEND OR OTHER PERSON.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.4

**2. USE THE POWERS OF JUDGE'S OFFICE FOR JUDGE'S OWN BENEFIT.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.3

**3. USING THE POWERS OF JUDICIAL OFFICE TO RETALIATE AGAINST OTHERS.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.3 CANON 4 RULE 4.1

**4. USE YOUR OFFICE OR TITLE WHEN NOT CONDUCTING OFFICIAL JUDICIAL BUSINESS.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.3

**5 TALK TO ONE SIDE OF A CASE WITHOUT THE OTHER SIDE BEING PRESENT.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.10 RULE 2.9

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**FLORIDA JUDGE ACCUSED OF IMPROPER RELATIONSHIP AND CONDUCT**

Published 1, May 26, 2008

**A NEW JUDGE IS UNDER SCRUTINY OVER IMPROPER HER RELATIONSHIP AND CONDUCT. THE CHIEF CRIMINAL JUDGE, IS ACCUSED OF HAVING A ROMANTIC RELATIONSHIP WITH DEFENSE ATTORNEY AND ALSO DISCUSSING PENDING MURDER CASES OVER DINNER WITH PROSECUTORS – INCLUDING LAUGHING ABOUT THE EVIDENCE,**

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**1. USE JUDICIAL AUTHORITY TO BENEFIT A FRIEND OR OTHER PERSON.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.4

**2. USE THE POWERS OF JUDGE'S OFFICE FOR JUDGE'S OWN BENEFIT.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.3

**3. USING THE POWERS OF JUDICIAL OFFICE TO RETALIATE AGAINST OTHERS.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.3 CANON 4 RULE 4.1

**4. USE YOUR OFFICE OR TITLE WHEN NOT CONDUCTING OFFICIAL JUDICIAL BUSINESS.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.3

**5 LET YOUR PERSONAL LIFE AFFECT DECISIONS IN THE COURTROOM.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.4 RULE 2.9

**6. ENGAGE IN BEHAVIOR THAT IS BIASED OR THAT CONSTITUTES HARASSMENT.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 2 RULE 2.3

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**BUTT-SLAPPING JUDGE WARNED**

MAY 30, 2008

A JUDGE WHO SLAPPED A FEMALE LAWYER'S REAR AT A HOLIDAY PARTY AND A JUDGE WHO SAID HE WAS TRYING TO MAKE AN OUT-OF-TOWN AFRICAN-AMERICAN LAWYER FEEL COMFORTABLE BY DISCUSSING THE SLAVE TRADE ARE A COUPLE OF CASES HANDLED BY THE STATE COMMISSION ON JUDICIAL CONDUCT.

ACCORDING TO FINDINGS RELEASED BY THE COMMISSION LAST WEEK, (A) JUDGE, BEHAVED BADLY AT A CHRISTMAS PARTY HOSTED BY A LOCAL FIRM. LAWYERS, COURT STAFF, POLICE AND OTHERS, TOLD THE COMMISSION THAT (HE)

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**7. PUBLICLY RAISE MONEY OR SUPPORT ANY EFFORT TO RAISE MONEY FOR ANYONE.** ABA MODEL CODE OF JUDICIAL CONDUCT  
CANON 9 RULE 9.7

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**JUDGE ADMONISHED FOR FUND RAISING**

APRIL 5, 2007

WITH NEARLY TWO DECADES OF JUDICIAL EXPERIENCE, A (JUDGE) SHOULD HAVE KNOWN BETTER THAN TO ENGAGE IN FUND RAISING ON BEHALF OF A NETWORKING GROUP.

THE COMMISSION ADMONISHED (THE JUDGE) FOR IMPROPERLY RAISING FUNDS ON BEHALF OF A GROUP THAT DONATED THE FUNDS TO LOCAL NOT-FOR-PROFIT ORGANIZATIONS TO BENEFIT WOMEN AND FAMILIES.

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**7. PUBLICLY RAISE MONEY OR SUPPORT ANY EFFORT TO RAISE MONEY FOR ANYONE.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 3 RULE 3.7

**8. ENGAGE IN THE PRACTICE OF LAW, OR GIVE LEGAL ADVICE AS A FULL TIME JUDGE.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 3 RULE 3.1

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**PANEL: BENCH JUDGE,  
DON'T JUST REPRIMAND**

DECEMBER 11, 2007

A DISCIPLINARY COMMITTEE VOTED YESTERDAY TO RECOMMEND SUSPENSION FOR A JUDGE WHO HELPED SHIELD HER LAWYER-HUSBAND'S ASSETS AS HE WAS BEING DISBARRED.

AT THE HEARING, (THE JUDGE) STRUGGLED AT TIMES TO REMAIN COMPOSED. A FORMER MEMBER OF THE COMMITTEE, SHE SAID IT DID NOT OCCUR TO HER WHEN SHE AND HER HUSBAND CREATED A FAMILY TRUST THAT CHANGING OWNERSHIP OF REAL ESTATE WOULD BE CONSIDERED A VIOLATION OF JUDICIAL ETHICS, BUT HAD SINCE REALIZED HER ERROR.

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**7. PUBLICLY RAISE MONEY OR SUPPORT ANY EFFORT TO RAISE MONEY FOR ANYONE.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 3 RULE 3.7

**8. ENGAGE IN THE PRACTICE OF LAW, OR GIVE LEGAL ADVICE AS A FULL TIME JUDGE.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 3 RULE 3.1

**9. LOSE YOUR TEMPER IN PUBLIC EVER.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.3, CANON 2.3

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**EX-JUDGE REPRIMANDED FOR TRAINING CONFERENCE REMARKS**

FEB 29, 2008

A JUDGE HAS BEEN REPRIMANDED FOR DISPARAGING REMARKS ABOUT AFRICAN-AMERICANS SHE MADE AT A DRUG COURT TRAINING CONFERENCE.

THE JUDGE BECAME UPSET WITH THE COUNTY DRUG COURT PLANNING TEAM ATTENDING THE CONFERENCE WITH HER. ACCORDING TO A COMPLAINT BY THE COMMISSION ON JUDICIAL PERFORMANCE, (SHE) SAID THAT AS FAR AS SHE WAS CONCERNED "THE AFRICAN-AMERICAN COMMUNITY CAN JUST GO TO HELL," THE

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**7. PUBLICLY RAISE MONEY OR SUPPORT ANY EFFORT TO RAISE MONEY FOR ANYONE.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 9 RULE 9.7

**8. ENGAGE IN THE PRACTICE OF LAW, OR GIVE LEGAL ADVICE AS A FULL TIME JUDGE.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 9 RULE 9.1

**9. LOSE YOUR TEMPER IN PUBLIC EVER.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.3, CANON 2.3

**10. DO ANYTHING THAT IS UNDIGNIFIED OR OTHERWISE REFLECTS POORLY ON THE JUDICIARY.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.2 RULE 1.3.

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**OBSCENITY TRIAL HALTED OVER JUDGE'S ONLINE PORN**

JUNE 12, 2008

A HIGH-PROFILE OBSCENITY TRIAL HAS BEEN PUT ON HOLD AFTER IT EMERGED THAT THE TOP JUDGE HEARING IT HAD POSTED SEXUALLY EXPLICIT MATERIAL ON HIS PERSONAL WEBSITE INCLUDING FOOTAGE OF A SEMI-NAKED MAN CAVORTING WITH A SEXUALLY AROUSED FARM ANIMAL

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**7. PUBLICLY RAISE MONEY OR SUPPORT ANY EFFORT TO RAISE MONEY FOR ANYONE.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 3 RULE 3.7

**8. ENGAGE IN THE PRACTICE OF LAW, OR GIVE LEGAL ADVICE AS A FULL TIME JUDGE.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 3 RULE 3.1

**9. LOSE YOUR TEMPER IN PUBLIC EVER.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.3, CANON 2.3

**10. DO ANYTHING THAT IS UNDIGNIFIED OR OTHERWISE REFLECTS POORLY ON THE JUDICIARY.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.2 RULE 1.3.

**11. MAKE RULINGS NOT IN ACCORDANCE WITH THE LAW.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.1

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### JUDGE ADMONISHED FOR BANISHING DEFENDANT FROM COUNTY

MAY 07, 2008

A DISTRICT JUDGE WHO BANISHED FROM HER COUNTY A DEFENDANT SHE SAID WAS WREAKING "HAVOC" HAS BEEN ADMONISHED BY A STATE JUDICIAL DISCIPLINARY PANEL.

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**7. PUBLICLY RAISE MONEY OR SUPPORT ANY EFFORT TO RAISE MONEY FOR ANYONE.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 3 RULE 3.7

**8. ENGAGE IN THE PRACTICE OF LAW, OR GIVE LEGAL ADVICE AS A FULL TIME JUDGE.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 3 RULE 3.1

**9. LOSE YOUR TEMPER IN PUBLIC EVER.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.3, CANON 2.3

**10. DO ANYTHING THAT IS UNDIGNIFIED OR OTHERWISE REFLECTS POORLY ON THE JUDICIARY.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.2 RULE 1.3.

**11. MAKE RULINGS NOT IN ACCORDANCE WITH THE LAW.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.1

**12. BREAK THE LAW.** ABA MODEL CODE OF JUDICIAL CONDUCT CANON 1 RULE 1.1

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**JUDGE CHARGED WITH SEX  
CRIMES**

FEB. 28, 2009

A JUDGE IS NOW FACING CHARGES AFTER ALLEGEDLY  
PATRONIZING AND THREATENING TO KILL A PROSTITUTE

**JUDGE PLEADS GUILTY OF  
DWI, COCAINE**

(AP) SEPTEMBER 2, 2004

A FORMER CHIEF JUDGE CAUGHT DRIVING WITH A  
BLOOD-ALCOHOL LEVEL AT TWICE THE LEGAL LIMIT  
PLEADED GUILTY THURSDAY TO DWI AND COCAINE

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**Ethics:**

“The discipline dealing with  
what is good and bad and with  
moral duty and obligation. A set  
of moral principles or values.”



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**Model Rules of Professional  
Conduct**

**Comment, Rule 3.8:**

“A prosecutor has the  
responsibility of a minister of  
justice, and not simply that of  
an advocate.”

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**Rule 3.09 Special Responsibilities of a Prosecutor**  
The Prosecutor in a criminal case shall:  
(a) refrain from prosecuting or threatening to prosecute a charge that the prosecutor knows is not supported by probable cause;

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**Rule 3.09 continued:**  
(c) not initiate or encourage efforts to obtain from an unrepresented accused a waiver of important ... rights

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**Rule 3.09 continued:**  
(d) make timely disclosure to the defense of all evidence or information known to the prosecutor that tends to negate the guilt of the accused or mitigates the offense, and, in connection with sentencing...

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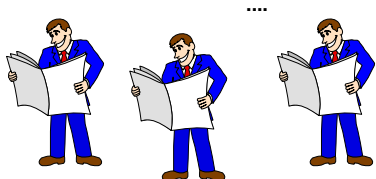
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### The Headline Rule

Prosecutor Withholds Evidence



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### The Hero Rule



Do the right thing for the right  
reason

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### Unites States Marine Corps:



- “Kill’em all  
and let God  
Sort’em Out.”

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## Ethical Dilemmas

**Instructions:**

1. This is a self-graded test.
2. Pick what you consider to be the best answer.
3. Enter your selection into the responder.
4. Be prepared to defend your choice, even if you look like a boy scout or a defense lawyer.

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Three weeks ago Officer Fife couldn't I.D. a defendant in a DWI case and was unable to say he saw the offenders DL. You dismissed the case in mid-trial. Fife was livid. Last week he failed to show up at a trial, you had to dismiss with a jury in the box. He has three cases on docket this morning and despite a mad letter to his supervisor you have heard nothing. Defendant one is willing to take a reduction that you earlier refused to offer. Defendant two wants a trial, he has failed to show up on the date of trial once before in a separate case. Defendant three is represented by a sorry attorney who talks to you on the way into docket call. He tells you his case will probably be a plea, but then ask if you know where Fife is and if he can identify the defendant. My, how word gets around.

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## What does Prosecutor do?

- 0% 1. Plead one, hold two and three until the jury is in the box.
- 0% 2. Announce all three as dismissals.
- 0% 3. Plead one, try to cut a deal on two and tell the sorry attorney that the answer to such questions comes after voir dire.
- 0% 4. Reveal your status at docket call and hope for pleas or continuances.

-Relevant Rules: 3.09 (d), 3.02, 3.03, 3.04, Preamble

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**What should happen to Fife if he deliberately did not come to court?**

- 0% 1. Nothing
- 0% 2. Indictment for obstruction
- 0% 3. Fired and all of the arrest cases he made dismissed
- 0% 4. Nasty letter to his boss

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Your next four cases are a little better. All four are first time DWI charges with low breath test Case one: the defendant is a local CEO of a tech company and is worth mega bucks. Your former trial partner is his attorney, she knows all your moves. Case two: the defendant is a construction worker. His financial information sheet shows you he can pay the fine and probation fees, but certainly it will hurt he and his 12 children more than megabucks. Case three: a definite New York Yankee, he was loud and obnoxious all through the video tape. You hated him before you ever met him. So will your jury. Case four: an 18 year old cheerleader, her attorney tells you she was the victim of bad companionship and peer pressure. She has the previously mentioned sorry attorney. She is cute, his whining is becoming irritating.

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**What does Prosecutor do?**

- 0% 1. No reductions all four go to trial.
- 0% 2. The father of 12 and the cheerleader will be equally punished by less. Both charges are reduced.
- 0% 3. I will reduce the case I will most likely lose, megabucks gets the best deal.
- 0% 4. A loud mouth jerk is my best case. I plead everyone to get to him.

-Relevant Rules: 5.08, 3.09 comment 1

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**Individual justice  
for individual  
cases.**




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You are prosecuting a DWI. You also notice that this officer is not a regular patrol guy. He's a sergeant with the narcotics squad. The sergeant tells you that this "turd" is a known drug dealer, even though he didn't have any drugs on him at the time of the traffic stop and he's got a clean record. You don't think it's a very good case, no breath test and the sobriety test are poorly administered. But, the officer is adamant that the case be tried, and he will complain loudly if you dismiss it.

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**What does Prosecutor do?**

0% 1. Cops make the cases; it's up to us to try them.

0% 2. Let's set it for a quick little "trial before the court." (You know, that relatively painless procedure for cases that "have to be tried.")

0% 3. "I'm with you, Sergeant Rock, let's knock this guy into next week."

0% 4. "No thanks."

-Relevant Rules: 3.09 comment 1

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**The officer's actions are:**

- 0% 1. Good police work
- 0% 2. Unethical
- 0% 3. Ill advised but not unethical
- 0% 4. Conduct for which he should be terminated

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It's 2:30 a.m., and you are home sound asleep. The phone rings. It's your best friend. He's at the police station. He is presently on videotape. He's been arrested for DWI, and wants to know whether he should do any of the field sobriety tests or take the intoxilyzer test.

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**What should a Prosecutor say?**

- 0% 1. "Yes."
- 0% 2. "No."
- 0% 3. "Only take them if you think you can pass."
- 0% 4. "I can't answer that question, but you as a citizen under arrest should *always* insist on speaking with a lawyer before making any decisions about taking tests or talking to the police. Got it?"

-Relevant Rules: 1.06, 4.03, 4.04, 3.09 (c), 3.08

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**What should an Officer say?**

- 0% 1. "Yes."
- 0% 2. "No."
- 0% 3. "Only take them if you think you can pass."
- 0% 4. "Here let me talk to the arresting officer"

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An officer makes a stop of a vehicle that is weaving all over the road at about 3 A.M., the vehicle continues way to long before it finally pulls over with two tires off the shoulder. The officer approaches and as the driver rolls down the window he breaths a fog of beer breath on the officer and hands him a cell phone. He says, "Its your chief". It is. He chief says, "This guy is a good friend of the department, but do what you think is right."

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**What is the right thing?**

- 0% 1. Get the guy home without letting him kill someone, but officer discretion allows no arrest.
- 0% 2. Arrest if he gets probable cause, and prepare his resume right after the arrest report.
- 0% 3. Same as above, but include the phone call in the report and call a good reporter to leak the story

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**If you decide to run with the ball,  
just count on fumbling and  
getting the s\*\*\* knocked out of  
you a lot, but never forget how  
much fun it is just to be able to  
run with the ball**

Jimmy Buffet  
*Tales from Margaritaville*

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