

SUPREME COURT OF NORTH CAROLINA

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|------------------------------|---|-------------|
| NORTH CAROLINA STATE |) | |
| BOARD OF EDUCATION |) | |
| |) | |
| v. |) | Wake County |
| |) | |
| THE STATE OF NORTH CAROLINA, |) | |
| and MARK JOHNSON, |) | |
| in his official capacity |) | |

DISCLOSURE OF POTENTIAL DISQUALIFICATION

This Disclosure of Potential Disqualification is tendered pursuant to Canon 3D of the North Carolina Code of Judicial Conduct.

My wife, Kym L. Martin, serves as Executive Director of the North Carolina Center for Safer Schools. The Center for Safer Schools is administratively housed in the Department of Public Instruction (DPI). Mrs. Martin interacts with DPI Superintendent Mark Johnson, and with other agents and employees of the parties to this litigation, including the North Carolina State Board of Education, as a part of her employment. However, she has no apparent involvement in this litigation.

This relationship will not compromise my impartiality with regard to the instant case. In an abundance of caution, however, I have elected to issue this Disclosure of Potential Disqualification. Canon 3D of the North Carolina Code of Judicial Conduct is entitled "Remittal of Disqualification," and provides, in pertinent part, that

a judge potentially disqualified by the terms of Canon 3C may, instead of withdrawing from the proceeding, disclose on the record the basis of the judge's potential disqualification. If, based on such disclosure, the parties and lawyers, on behalf of their clients and independently of the judge's participation, all agree in writing that the judge's basis for potential disqualification is immaterial or insubstantial, the judge is no longer disqualified, and may participate in the proceeding. The agreement, signed by all lawyers, shall be incorporated in the record of the proceeding.

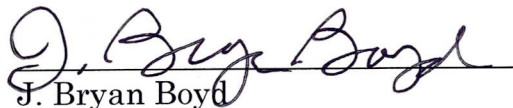
Pursuant to the provisions of Canon 3D, and having made the foregoing disclosures, I submit this Disclosure of Potential Disqualification. I will be disqualified from this proceeding unless I receive notice from the Clerk of Court that a remittal of this disqualification has been executed and filed in conformity with the above provisions of Canon 3D.

On this the 10th day of October, 2017.



Mark D. Martin
Chief Justice
Supreme Court of North Carolina

WITNESS my hand and the seal of the Supreme Court of North Carolina, this
the 10th day of October, 2017.



J. Bryan Boyd
Clerk
Supreme Court of North Carolina

