



Supreme Court Questionnaire

Joe Fischer

Why are you running for this seat?

Because I want to restore the proper constitutional balance of power and the rule of law to our system of government

Tell us a little about your work history, family, and community involvement.

I have practiced law for the past 42 years and served in the Kentucky General Assembly for the past 24 years. I am licensed to practice in Kentucky and Ohio. Over the course of 42 years of practice, I have done litigation, corporate law, real estate law, securities law and other complex financial transactions. Prior to my service in the General Assembly, I served on the Fort Thomas City Council for 11 years. I am married with two children and three grandchildren. I am active in my church as a lector and an active member of Northern KY Right to Life, Kentucky Right to Life, the Federalist Society for Law and Public Policy

What makes you the best candidate?

In this race, I am the better candidate because I am the only candidate who is committed to upholding the Constitution and the laws of Kentucky as they are written. As stated in our state constitution All inherent power rests with the people and their representatives and not with the executive or judicial branches.

Since judicial candidates cannot talk about policy questions, how can voters make an informed decision on choosing the best judicial candidate?

One of the best ways to distinguish between the views and philosophies of judicial candidates is to examine their respective records, if any, in the judicial or public policy arena. In this race, both candidates have records that will shed light on our different philosophies.

What should voters look for in a judicial candidate?

One with the courage and humility to interpret and apply the law as written and not substitute the judge's policy preferences.

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How important is judicial temperament? How important is judicial restraint?

Judicial temperament is especially important on the appellate and Supreme Court levels because the judge must provide a dispassionate and impartial analysis of the facts to the written text of the law in reaching a conclusion. Judicial restraint is equally important because the judge must restrain his or her natural instincts to substitute his or her policy preferences to important constitutional issues rather than yield to the law as written by the legislature and the framers, respectively.

What is your view of the law? Are you a Constitutional originalist? Or do you believe that the U.S. Constitution is a "living, breathing document?"

I am a textualist and an originalist. In every judicial review of a statute, the judge must apply the text of the law to the text of the constitution in order to reach the proper decision. If there is any question as to the meaning of the text, the judge must interpret the text in accordance with the meaning of the text as understood by a reasonable person at the time the law or constitutional provision was written.

Whose jurisprudence on SCOTUS would you most align with (current or former justices)?

Antonin Scalia

What are examples of good jurisprudence by SCOTUS? Bad jurisprudence?

Good: Dobbs v. Jackson Women's Health, Masterpiece Cakeshop v. Colorado Civil Rights Commission

Bad: Roe v. Wade, Doe v. Bolton, Planned Parenthood v. Casey, Dred Scott, Plessy v. Ferguson, Obergefell v. Hodges

Please tell us anything else you think the voters should know about you.

I am endorsed by Kentucky Right To Life, Northern Kentucky Right to Life and the Kentucky Partnership for Commonsense Justice. I am the first male person to have been awarded the Torchbearer Award from Susan B. Anthony Pro-life America for my lifetime of service to the pro-life community.