

SUPREME COURT OF ARIZONA

In the Matter of ) Arizona Supreme Court  
 ) No. R-13-0031  
RULE 12.10, RULES )  
OF CRIMINAL PROCEDURE )  
 )  
 ) **FILED 09/02/2014**  
 )  
 )  
 )  
\_\_\_\_\_ )

**ORDER  
AMENDING RULE 12.10, RULES OF CRIMINAL PROCEDURE**

A petition having been filed proposing to amend Rule 12.10, Arizona Rules of Criminal Procedure, relating to entry of not guilty pleas, and no comments having been received, upon consideration,

IT IS ORDERED that Rule 12.10, Arizona Rules of Criminal Procedure, be amended as modified in accordance with the attachment hereto, effective January 1, 2015.

DATED this 2<sup>nd</sup> day of September, 2014.

\_\_\_\_\_  
SCOTT BALES  
Chief Justice

Arizona Supreme Court No. R-13-0031  
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TO:  
Rule 28 Distribution  
Robert K Gundacker

**ATTACHMENT\***

**ARIZONA RULES OF CRIMINAL PROCEDURE**

\* \* \*

**Rule 12.10. Entering a not guilty plea**

**a. Notice.** In a county where an arraignment is not held as provided in Rule 14.1 (d), if an indictment is returned the defendant shall be brought before a magistrate within ten days of the return of the indictment. ~~The magistrate who shall:~~

(1) ~~E~~enter a plea of not guilty for the defendant and prepare and provide the defendant and defendant's counsel with a notice specifying that a plea of not guilty has been entered~~;~~

(2) ~~S~~set the date for the trial or pretrial conference~~;~~

(3) ~~A~~advice the parties in writing of the dates set for further proceedings and other important deadlines~~;~~

(4) ~~A~~advice the defendant of the defendant's right to be present at all future proceedings, that any proceeding may be held in the defendant's absence and that the defendant may be charged with an offense and a warrant may be issued for defendant's arrest~~;~~ and

(5) ~~A~~advice the defendant of the right to jury trial if applicable.

**b. Form of Notice.** [No change in text.]

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\* Changes or additions in rule text are indicated by underscoring and deletions from text are indicated by ~~strikeouts~~.