

SUPREME COURT OF ARIZONA

In the Matter of) Arizona Supreme Court
) No. R-13-0052
RULE 53(a) and 53(b), RULES)
OF CIVIL PROCEDURE)
) **FILED 09/02/2014**
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)
_____)

ORDER

AMENDING RULES 53(a) AND 53(b), ARIZONA RULES OF CIVIL PROCEDURE

A petition having been filed proposing to amend Rules 53(a) and 53(b), Arizona Rules of Civil Procedure, and no comments having been received, upon consideration,

IT IS ORDERED that Rules 53(a) and 53(b), Arizona Rules of Civil Procedure, be amended in accordance with the attachment hereto, effective January 1, 2015.

DATED this 2nd day of September, 2014.

SCOTT BALES
Chief Justice

Arizona Supreme Court No. R-13-0052
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TO:
Rule 28 Distribution
John A Furlong

ATTACHMENT*

ARIZONA RULES OF CIVIL PROCEDURE

* * *

Rule 53(a). Appointment

(1) Scope. Unless a statute provides otherwise, a court may appoint a master only to:

(A)-(C) [No change in text.]

(2) Disqualification. A master shall not have a relationship to the parties, counsel, action, or court that would require disqualification of a judge under Rule 81 of the Rules of the Supreme Court of Arizona unless the parties consent with the court's approval to appointment of a particular person after disclosure of any potential grounds for disqualification.

(3) Objection. In appointing a master, the court shall consider the fairness of imposing the likely expenses on the parties and must protect against unreasonable expense or delay. If one or more parties object to the appointment of a master, the court may, after providing notice and an opportunity to be heard:

(A) decline to make the appointment; or

(B) appoint a master based upon a finding on the record stating the reasons that:

(i) one or more of the circumstances for the appointment specified in paragraph (a)(1) are present;

(ii) the benefit to the parties and the court outweighs the likely expense; and

(iii) the appointment is warranted after considering the parties' respective abilities to pay the likely expense.

(4) Notice. The court shall give the parties notice and an opportunity to be heard before appointing a specific master. A party may suggest candidates for appointment.

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

Rule 53(b). Order appointing master

~~(1) *Notice.* The court shall give the parties notice and an opportunity to be heard before appointing a master. A party may suggest candidates for appointment.~~

(1) ~~(2)~~ *Contents.* [No change in text.]

(2) ~~(3)~~ *Acceptance of Appointment.* [No change in text.]

(3) ~~(4)~~ *Amendment.* [No change in text.]

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