

SUPREME COURT OF ARIZONA
ADMINISTRATIVE OFFICE OF THE COURTS

In the Matter of:)	
)	Administrative Directive
DEFENSIVE DRIVING PROGRAM)	<u>No. 2004 - 02</u>
COMPLAINT 04-D001)	
_____)	

The Arizona Code of Judicial Administration provides that the “director may delegate any other person to exercise or discharge any power, duty or function, whether ministerial or discretionary, vested in the director” [ACJA 7-201(D)(2)(a)]. The Arizona Code of Judicial Administration also provides that the deputy director shall “...[s]erve as the probable cause panelist to review the recommendations of staff regarding a complaint alleging misconduct by a certificate holder” [ACJA 7-201(D)(3)(a)].

Now, therefore, the above captioned complaint against a Defensive Driving Program certificate holder being ready to present with recommendations to the deputy director after initial screening; and which recommendations include referral of this complaint to another state agency in accordance with the provisions of ACJA 7-201(H)(2), and the deputy director not being available for immediate service in the capacity of reviewer of these recommendations,

IT IS DIRECTED for the purposes of preserving due process requirements and ensuring timeliness in processing Defensive Driving Program complaint number 04-D001, the Director shall act as the probable cause panelist including the duties as specified in ACJA 7-201(H)(2), and the Director delegates the authority to the deputy director to make final resolution of the complaint in accordance with ACJA 7-201(D)(2)(d).

Dated this 8th day of April, 2004.

DAVID K. BYERS
Administrative Director of the Courts

