

**FILED**  
 SEP - 2 1994  
 NOEL K. DESSAINT  
 CLERK SUPREME COURT  
 BY

**IN THE SUPREME COURT OF THE STATE OF ARIZONA**

In the Matter of:	)	
	)	Administrative Order
<b>APACHE JUNCTION MUNICIPAL COURT</b>	)	
	)	No. 94- <u>45</u>
	)	

The Supreme court, having administrative supervision over all courts of the state pursuant to the Constitution of Arizona, Article VI, periodically conducts reviews and audits of operations.

Pursuant to the foregoing authority the Supreme Court has been advised of possible irregularities with the operations of the Apache Junction Municipal Court. The Administrative Director of the Courts has been advised that a criminal investigation is ongoing. Judge Harris is a newly appointed presiding municipal court judge. The staff of the court is predominantly new. Given the circumstances the court requires additional supervision and support to assure the independent and proper operation of the court,

IT IS NOW ORDERED as follows:

Judge Robert Bean, presiding judge of the Superior Court in Pinal County, is hereby ordered to insure the court is operating independent and properly.

Until further order of the Court, all books and records of the Apache Junction Municipal Court wherever located are placed in the constructive possession of the presiding Judge of the Superior Court of Pinal County, Arizona, and, in particular, in the constructive possession of the Honorable Robert Bean, or his designees.

Although constructive possession of the books and records of the Apache Junction Municipal Court wherever located is being hereby transferred to Judge Bean, the Court recognizes that physical possession of the books and records is presently with Judge Harris and the Apache Junction Municipal Court. Therefore,

IT IS FURTHER ORDERED that, until further order of the Court, no person, other than Honorable Robert Bean or his designees, or the Administrative Director of the Courts or his designee, shall remove from the premises of the Apache Junction Municipal Court any paper or record of any type whatsoever for any reason whatsoever, nor shall any such paper or record be defaced, altered or destroyed wherever located. This order is intended to and does apply to all personnel of the Apache Municipal Court, including judges, the clerk, the deputy clerks, all employees of the court, city officials and any agents or representatives of

any of the foregoing named individuals. The Administrative Office of the Courts is to take immediate steps to secure the integrity of court records including electronic records contained in the court's automated system. Service of this order is authorized by in-person delivery or by on-site delivery by Karen Karowski or any other Administrative Office of the Courts employee.

IT IS FURTHER ORDERED that administrative control of the Court shall be assumed by Judge Bean. Judge Harris should continue to operate the court under the supervision of Judge Bean. Judge Bean may issue any order required to ensure the proper independent operation of the Apache Junction Municipal Court. Judge Bean, in cooperation with the Administrative Office of the Courts, shall take appropriate steps to immediately secure the court and its records. The Administrative Director of the Courts or his designee is hereby directed to assist the presiding judge in immediately securing the court.

DATED this 2nd day of September 1994.

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James Moeller, Vice Chief Justice