## IN THE SUPREME COURT OF THE STATE OF ARIZONA

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NOV	- 4 1994		
NOEL K. DESSAINT CLERK SUPREME COURT			

FILED

In the Matter of:	)	Administrative Order
Arizona State, Tribal	)	
and Federal Court	)	No. 94- <sup>65</sup>
Forum	, )	NO. 94

The interaction of federal court jurisdiction with tribal court and state court jurisdiction in Arizona results in unique jurisdictional issues and opportunities for cooperation between state, federal and tribal judiciaries. Recognizing this jurisdictional interaction, the Arizona State and Tribal Court Forum, formed under the auspices of the Conference of Chief Justices, recommended creation of a court forum which includes state, tribal and federal members. In response to this recommendation, the chief judges of the United States Ninth Circuit Court of Appeals and the District Court of Arizona appointed judges to serve on such a forum. Chief judges and justices of Indian tribes and nations throughout Arizona also expressed interest in participating in such a forum.

NOW, THEREFORE, IT IS ORDERED that the Arizona State, Tribal and Federal Court Forum is hereby established for the following purposes:

- To foster mutual understanding and acceptance by state, tribal and federal judges of the similarities and differences between each other's courts and legal systems, particularly pertaining to the resolution of jurisdictional issues.
- 2. To promote improvement in the quality of justice delivered in the context of the overlapping jurisdiction of state, tribal and federal courts through judicial education, professional court administration, education of attorneys

and the public about tribal courts, and the sharing of personnel facilities and programs, as well as appropriate state, tribal and federal funding.

- 3. To promote respect for and recognition of the judicial proceedings and judgments among the three court systems in order to minimize the need for litigation regarding jurisdictional issues.
- 4. To increase operational communication, cooperation and coordination among state, tribal and federal courts and other justice agencies in Arizona.
- 5. To promote legislative, regulatory and court rule changes to further the coordination of and cooperation among the three court systems.
- 6. Any other purposes deemed by a majority of forum members to be in the best interests of state, tribal and federal courts and of the justice system serving the citizens of Arizona affected by the interaction of these three systems.

## Organization

The Court Forum shall consist of four Federal members, five State members, eight Tribal members, one State Bar member and one Public member. The Federal members shall include a judge of the Ninth Circuit Court of Appeals appointed by the Chief Judge of the Circuit, a judge of the District of Arizona appointed by the Chief Judge of the District, the U.S. Attorney or designee and the Federal Public Defender or designee. The State members shall include an appellate judge and three trial court judges appointed by the Chief Justice and the Arizona Attorney General or designee. The Tribal members shall include at least six chief judges or justices or their designees and a tribal prosecutor who express an interest in forum membership and who are appointed by the Chief Justice.

# Membership

Based on action of appointing authorities and agreement of all persons named, the Court Forum chair and membership shall consist of the persons listed in Appendix A.

DATED AND ENTERED this 4th day of November , 1994.

Stanley G. Feldman Chief Justice

#### APPENDIX A

ARIZONA STATE, TRIBAL AND FEDERAL COURT FORUM MEMBERSHIP

Judge Michael C. Nelson, Chair, Apache County Superior Court

FEDERAL

Judge William C. Canby, Jr., 9th Circuit, Court of Appeals

Judge Earl H. Carroll, U.S. District Court, District of Arizona

Tom Hannis, Deputy Chief, U.S. Attorney

Frederic F. Kay, Federal Public Defender

#### STATE

Judge William F. Garbarino, Arizona Court of Appeals

Judge Michael Irwin, La Paz County Superior Court

Judge Sherry Hutt, Maricopa County Superior Court

James R. Redpath, Office of the Attorney General

#### TRIBAL

Judge Allen Sloan, Navajo Nation District Court, Window Rock
Chief Judge Evelyn Juan, Tohono O'odham Judiciary
Chief Judge Violet Lui-Frank, Pascua Yaqui Tribal Court
Chief Judge Kay A. Lewis, White Mountain Apache Tribal Court
Judge Delford Leslie, Hopi Tribal Court
Judge Jay Pedro, Gila River Children's Court
Chief Judge Thomas F. Bartlett, Colorado River Indian Tribal
Court

George Traviolia, Tohono O'odham Tribal Prosecutor

### ADDITIONAL MEMBERS

State Bar of Arizona Member, Frederick K. Steiner, Jr., Snell & Wilmer

Public Member, Siera Russell, Arizona State University, College of Law