

## ARFLP Rule 98 Juries in Family Court (proposed - new)

Due Process and other constitutional rights are too often violated in Family Court resulting in a myriad of problems for all concerned including the court itself. Much of the huge docket of conflict faced by Family Court Judges could be eliminated if everyone were following the rules and respecting each other's rights, there would be nothing to fight about. Petitioner asserts that the root cause of most of the dysfunction found in Family Court today stems from the lack of oversight and accountability that was (unlawfully) removed from Family Court proceedings when the Family Court was split from Civil Court.

This legal experiment of Family Court was perhaps envisioned as a streamlined version of civil court where juries were (unlawfully) removed entirely so that many cases could be processed quickly. This (unlawful) experiment has clearly failed. Family Court has proven to be NOT a streamlined process. People who have any money at all now fight over any and all minutia of non-sense until the money is gone. If one party has more money, then justice goes out the window in favor of the party with money who is enabled to litigate forever causing immense harm to children, families and clogging up the courts.

Petitioner is happy to report that the tried and true, time tested method that has been proven to restore oversight and accountability and correct dysfunction in the courts is not only available to us, but it is MANDATED that it be employed via AZ Constitution Art 6 Sect 17.

Petitioner recognizes that we all wish to yield a streamlined process while conforming with the Constitution and providing oversight and accountability of which we are now sadly lacking. Our team has done research in Texas, Louisiana, Georgia and New Jersey, consulting with litigants, prominent trial lawyers, and Superior Court personnel in all of these states. Other States already have Juries in Family Court which seem to function ok. Based upon this research Petitioner wishes to propose a Family Court Jury system with minimal interference with the existing Family Court System. What is not broken we do not need to fix.

JURY UPON REQUEST: Should a litigant believe that a ruling from a judge is unlawful or unjust, they may request and be assigned a Jury to review the matter.

/s/ Martin Lynch

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