

1 Ron Finestein
2 President
3 ARIZONA ASSOCIATION OF MANUFACTURED HOME AND R. V. OWNERS
4 2334 S. McCLINTOCK DR.
5 TEMPE AZ 85282
6 480-966-9566

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

8 In the Matter of :
9 PETITION FOR PROCEDURE FOR
10 EVICTION ACTION

11 } Supreme Court No. R-07-0023 ____
12 } COMMENTS ON PROPOSED
13 } RULES-DELETION OF PROPOSED
14 } RULE 11(e)(1)

15 The Arizona Association of Manufactured Home and R. V. Owners
16 (hereinafter referred to as AAMHO) represents 20,000 tenants in Arizona.

17 While we support the Proposed Rule as revised, we do take strong
18 exception to the deletion of Rule 11(e) (1) which allowed for a change in judges at
19 the request of either side.

20 Our objection is based upon the possibility that a tenant may have a valid
21 reason for requesting a change is judges. Tenants occasionally find themselves
22 before a court on other matters which could prejudice their interests in an eviction
23 action. Similarly, an attorney may not have a good rapport with the assigned judge
24 and it would be in the tenants' interest if a change was requested.
25

1 Eviction is a harsh process for a mobile home owner; much more so than for
2 an apartment tenant. The damage to a tenant's life caused by an eviction often is
3 lasting.

4 The magnitude of the problem is illustrated by one of the commenters who
5 said that the Arizona Multihousing Association brings tens of thousands of cases a
6 year to the state courts. This group alone, which is composed of only five law
7 firms, must surely be unduly effective in courts where they find themselves
8 practicing daily. While their expertise may enable efficient processing of cases,
9 they are an example of what could prejudice a court. Mobile home park and R.V.
10 tenants have a right to be heard in a court they believe to be less involved in an
11 eviction mill.
12
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14 The basic right provided by the Arizona Court Rules to request a change in
15 judges in other matters should be extended to people who are so vulnerable in the
16 eviction process and often become victims through no fault of their own.
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21 Ron Feinstein

22 President

23 Arizona Association of Manufactured Home and R. V. Owners

24 Email: PresidentAAMHO@gmail.com

25 Mailed this 13th day of November, 2008