



DIVISION ONE
FILED: 11/08/2017
AMY M. WOOD,
CLERK
BY: JT

IN THE
COURT OF APPEALS
STATE OF ARIZONA
DIVISION ONE

IN THE MATTER OF:)
)
ARIZONA DEPARTMENT OF ECONOMIC) ADMINISTRATIVE ORDER
SECURITY'S OBLIGATION TO TRANSMIT) 2017-03
TO THE ARIZONA COURT OF APPEALS)
APPLICATIONS FOR APPEAL FILED)
WITH THE ARIZONA DEPARTMENT OF)
ECONOMIC SECURITY BOARD)
_____)

¶1 Pursuant to Arizona Revised Statutes (A.R.S.) section 12-120.04, the Chief Judge has the authority to exercise administrative supervision over the Court, including matters relating to the timely processing of appeals for which the Court has jurisdiction, such as the applications for appeal discussed herein. The Arizona Department of Economic Security (ADES) has a process to administratively resolve disputes arising out of unemployment compensation, food stamp and cash assistance programs. A party may challenge a final administrative decision by filing an application for appeal with ADES. When that happens, ADES is required by statute to transmit the application for appeal and related documents (including a transcript) to this Court. *See* A.R.S. §§ 41-1993; 23-674(A).

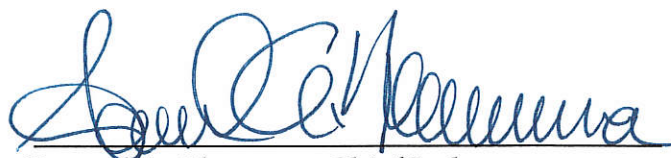
¶2 On October 24, 2017, this Court held ADES in contempt for its failure to comply with Administrative Order 2017-01 (issued Feb. 13, 2017), ordering ADES to transmit to this Court by March 6, 2017 all applications for appeal and related documents that ADES had received by February 13, 2017 that had not previously been transmitted

to the Court. See *In re Arizona Department of Economic Security's Compliance with Administrative Order 2017-01*, No. 1 CA-UB 17-0128 OSC (Oct. 24, 2017) (mem. dec.). As consequences for that contempt, this Court imposed upon ADES ongoing obligations until further order of the Court, indicating that a new Administrative Order would issue containing those requirements. This is that new Administrative Order. Upon consideration of the foregoing,

¶3 **IT IS ORDERED** that, until further written Order of this Court, Administrative Order 2017-01 (issued Feb. 13, 2017) remains in full force and effect.

¶4 **IT IS FURTHER ORDERED** that, until further written order of this Court, ADES shall file each month audit reports and inventory reports in substantially similar form to those examples attached to its May 5, 2017 Notices filed in No. 1 CA-UB 17-0128 OSC, with such filings to be made in No. 1 CA-UB 17-0128 OSC no later than the fifth day of each month (or the next business day following the fifth day of each month should the fifth day of the month be a Saturday, Sunday or legal holiday), providing audit and inventory information for the previous month.

¶5 **IT IS FURTHER ORDERED** that the Clerk of the Court shall distribute this Order to Mark Brnovich, Arizona Attorney General; Carol A. Salvati, Assistant Attorney General, Arizona Attorney General's Office; Michael Traylor, Director, Arizona Department of Economic Security; and Clerk, Arizona Department of Economic Security Appeals Board.



Samuel A. Thumma, Chief Judge
Arizona Court of Appeals, Division One