

SUPREME COURT OF ARIZONA

In the Matter of ) Arizona Supreme Court  
 ) No. R-10-0007  
RULE 8(b), RULES OF PROCEDURE )  
FOR SPECIAL ACTIONS )  
 ) **FILED 09/02/2010**  
 )  
 )  
 )  
 )  
\_\_\_\_\_ )

**ORDER  
ADOPTING AMENDMENTS TO RULE 8(b),  
RULES OF PROCEDURE FOR SPECIAL ACTIONS**

The captioned rule change petition having been filed and comments having been received, upon consideration,

IT IS ORDERED that Rule 8(b), Rules of Procedure for Special Actions, be amended in accordance with the attachment hereto, effective January 1, 2011.

DATED this \_\_\_\_\_ day of September, 2010.

\_\_\_\_\_  
REBECCA WHITE BERCH  
Chief Justice

TO:  
Rule 28 Distribution  
John A Furlong

**ATTACHMENT\***

**Rules of Procedure for Special Actions**

\* \* \*

**Rule 8. Appeals**

(a) [No change in text.]

(b) Grant or denial of special action relief by the Court of Appeals, including a refusal to take jurisdiction in the case, shall be reviewed by the Supreme Court only upon petition for review, pursuant to Rules 22 and 23, Rules of Civil Appellate Procedure. A party seeking a stay or expedited processing of the petition for review may file a motion in the Supreme Court. ~~unless exceptional circumstances exist that make such procedure inadequate. If a party seeks review of a determination by the Court of Appeals in a special action by filing in the Supreme Court a new petition for special action, the party shall state that a prior petition has been made to the Court of Appeals, attach a copy of the order or decision of the Court of Appeals determining the matter, and shall set forth in detail the exceptional circumstances which make review pursuant to Rules 22 and 23, Rules of Civil Appellate Procedure, inadequate. If such exceptional circumstances are absent, the special action petition may be summarily dismissed.~~

(c) Any petition for review filed in accordance with rule 8(b) should be captioned as follows: “Petition for Review of a Special Action Decision of the Court of Appeals.”:

~~(d) A party who files a petition for review in accordance with rule 8(b) may file directly in the Supreme Court an original and six copies of a separate motion for stay of proceedings supported by at least two copies of the petition for review bearing the file stamp of the Court of Appeals along with two copies of any appendices filed in the Court of Appeals.~~

\* \* \*

---

\* Changes and additions to text are indicated by underlining; deletions are indicated by ~~strikeouts~~.