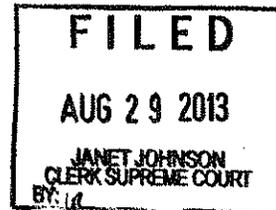


AMENDED
MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013



No. 4289

R-11-0024
(1)

RULE 42, ER 1.15, RULES OF THE SUPREME COURT

WOULD PROVIDE A MECHANISM, WHEN A DISPUTE ARISES BETWEEN A CLIENT AND THIRD PARTY OVER THE THIRD PARTY'S INTEREST IN PROPERTY IN THE LAWYER'S POSSESSION, FOR SHIFTING THE BURDEN TO THE THIRD PARTY TO TAKE ACTION TO PROTECT THE ALLEGED PROPERTY CLAIM

ORDERED: Petition to Amend Comment 4 to Ethical Rule 1.15, Rule 42, Rules of the Arizona Supreme Court = DENIED.

R-12-0018
(2)

RULE 42, ER 8.4, RULES OF THE SUPREME COURT

WOULD CLARIFY THE PROVISION IN COMMENT [3] TO THE RULE THAT IT IS PROFESSIONAL MISCONDUCT FOR A LAWYER TO MANIFEST BY WORDS OR CONDUCT BIAS OR PREJUDICE AGAINST IDENTIFIED GROUPS, IN PART BY ELIMINATING THE LIST OF IDENTIFIED GROUPS

ORDERED: Petition to Amend Comment [3] to ER 8.4, Rule 42, Arizona Rules of the Supreme Court = DENIED.

R-12-0028
(3)

RULE 38, RULES OF THE SUPREME COURT

(WOULD EXPAND AND CLARIFY THE POOL OF LAWYERS ELIGIBLE TO PROVIDE PRO BONO SERVICES)

ORDERED: Petition to Amend Rule 38, Arizona Rules of the Supreme Court = CONTINUED. Separate order to follow.

MINUTES

No. 4289

Arizona Supreme Court
Tuesday, August 27, 2013

R-12-0032
(4)

RULE 42, ER 1.15, RULES OF THE SUPREME COURT

WOULD PROVIDE A MECHANISM FOR DEALING WITH THIRD PARTY CLAIMS AGAINST PROPERTY IN THE LAWYER'S POSSESSION BELONGING TO A CLIENT (THIS PETITION IS AN ALTERNATIVE TO PETITION NO. R-11-0024)

ORDERED: Petition to Amend Ethical Rule 1.15, Rule 42, Rules of the Arizona Supreme Court = ADOPTED as modified, effective January 1, 2014.

R-13-0001
(5)

RULE 31(d)(24), RULES OF THE SUPREME COURT

WOULD PROHIBIT CERTIFIED LEGAL DOCUMENT PREPARERS FROM PREPARING OR FILING DOCUMENTS RELATING TO IMMIGRATION AND NATIONALITY LAW

ORDERED: Petition to Amend Rule 31 D. 24, Rules of the Arizona Supreme Court: Legal Document Preparer = DENIED.

R-13-0008
(6)

RULE 45, RULES OF THE SUPREME COURT

WOULD ALLOW CONTINUING LEGAL EDUCATION CREDIT FOR SELF-STUDY HOURS IN THE PROVISION OF PRO BONO SERVICES TO LOW-INCOME CLIENTS

ORDERED: Petition to Amend Rule 45, Ariz. R. Sup. Ct. = ADOPTED as modified, effective January 1, 2014.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-13-0011
(7)

RULE 42, ER 7.2, RULES OF THE SUPREME COURT

WOULD REQUIRE LEGAL ADVERTISING TO CONTAIN A MAILING ADDRESS RATHER THAN AN OFFICE ADDRESS AND TO DISCLOSE THE GEOGRAPHIC LOCATION OF THE LAWYER'S PRACTICE

ORDERED: Petition to Amend Arizona Supreme Court Rule 42, Ethical Rule 7.2 Ariz. R. Sup. Ct. = ADOPTED as modified, effective January 1, 2014.

R-13-0012
(8)

RULE 122, RULES OF THE SUPREME COURT

WOULD UPDATE, CLARIFY, AND RESTYLE THE RULE ON USE OF RECORDING DEVICES DURING A COURT PROCEEDING

ORDERED: Amended Petition (Petition to Amend Supreme Court Rule 122) = ADOPTED as modified, effective January 1, 2014.

R-13-0013
(9)

RULE 122.1, RULES OF THE SUPREME COURT

WOULD ADD A NEW RULE CONCERNING PERMISSIBLE USES OF PORTABLE ELECTRONIC DEVICES BY VISITORS TO THE COURTHOUSE

ORDERED: Amended Petition (Petition to Adopt Rule 122.1, Rules of the Supreme Court) = ADOPTED, effective January 1, 2014.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-13-0017
(10)

RULES 16, 16.1, 26, 37-38.1, 72-74, 77, ARCP

WOULD ALTER RULES FOR CASE MANAGEMENT AND TRIAL SETTING SYSTEMS

ORDERED: Amended Petition (Petition to Amend Rules 16, 16.1, 26, 37, 38, 38.1, 72, 73, 74 and 77, Arizona Rules of Civil Procedure) = ADOPTED as modified, effective April 15, 2014, as to all cases filed on or after that date.

R-13-0019
(11)

RULE 42, ER 8.4, RULES OF THE SUPREME COURT

WOULD STRIKE A BALANCE BETWEEN LAWYERS' INDIVIDUAL FREEDOM AND ENSURING FAIR, IMPARTIAL AND NON-DISCRIMINATORY ADMINISTRATION OF JUSTICE

ORDERED: State Bar of Arizona Petition to Amend ER 8.4, Rule 42, Ariz. R. Sup. Ct. = DENIED.

R-13-0020
(12)

RULE 28, RULES OF THE SUPREME COURT

WOULD UPDATE RULE 28 WITH RESPECT TO THE NUMBER OF COPIES REQUIRED FOR PAPER- FILED PETITIONS AND COMMENTS AND WOULD DELETE THE REFERENCE TO RULE 124, WHICH HAS BEEN ABROGATED

ORDERED: Petition to Amend Rule 28, Rules of the Supreme Court = ADOPTED, effective January 1, 2014.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-13-0021
(13)

RULES 46 AND 59, RULES OF THE SUPREME COURT

WOULD AMEND THE APPEAL PROCESS IN ATTORNEY DISCIPLINE CASES TO TRACK APPELLATE PROCEDURES IN CIVIL AND CRIMINAL CASES

ORDERED: Petition to Amend Rules 46 and 59, Rules of the Supreme Court = ADOPTED as modified, effective January 1, 2014.

R-13-0023
(14)

RULE 123, RULES OF THE SUPREME COURT

WOULD ENCOURAGE ONLINE POSTING OF COURT COMMITTEE MINUTES WITHIN FIVE DAYS, AS WELL AS FACILITATION OF RECORD REQUESTS AND UNIFORM APPLICATION OF FEE SCHEDULES IN LIMITED JURISDICTION COURTS

ORDERED: Petition to Amend Rule 123 of the Rules of the Supreme Court = DENIED.

R-13-0025
(15)

RULE 28, RULES OF THE SUPREME COURT

WOULD PROHIBIT THE STATE BAR OF ARIZONA, AS AN ENTITY, FROM FILING RULE 28 PETITIONS OR COMMENTS

ORDERED: Petition to Amend Rule 28, Rules of the Supreme Court of Arizona = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-11-0033
(16)

RULE 42, ER 3.8, RULES OF THE SUPREME COURT

(WOULD INCORPORATE THE ABA'S AMENDMENT TO MODEL RULE 3.8, WHICH PROVIDES ETHICAL GUIDANCE TO PROSECUTORS IN SITUATIONS IN WHICH AN INNOCENT PERSON MAY HAVE BEEN CONVICTED)

ORDERED: Petition to Amend ER 3.8 of the Arizona Rules of Professional Conduct = CONTINUED. A revised draft of amendments to ER 3.8 and ER 3.10 shall be opened for comment. Comments due October 25, 2013.

R-11-0043
(17)

RULE 1(M), RULES OF PROTECTIVE ORDER PROCEDURE

WOULD REQUIRE THE COURT TO MAIL TO THE PLAINTIFF A COPY OF THE PROOF OF SERVICE OF A PROTECTIVE ORDER ON THE DEFENDANT

ORDERED: Petition to Amend Arizona Rules of Protective Order Procedure Rule 1(M) = DENIED.

R-12-0007
(18)

RULE 6(E), RULES OF PROTECTIVE ORDER PROCEDURE

WOULD REPEAL THE RULE, WHICH PETITIONER BELIEVES UNCONSTITUTIONALLY CRIMINALIZES THE POSSESSION, PURCHASE, OR RECEIPT OF FIREARMS AND AMMUNITION BY A DEFENDANT WHO IS THE SUBJECT OF A CIVIL INJUNCTION

ORDERED: Petition to Repeal Rule 6(E)(4)(e)(2) of the Arizona Rules of Protective Order Procedure = ADOPTED as modified, effective January 1, 2014.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-12-0017
(19)

RULE 123, RULES OF THE SUPREME COURT

WOULD AUTHORIZE ELECTRONIC ACCESS TO PROBATE RECORDS

ORDERED: Petition to Amend Rule 123 of Arizona Rules of the Supreme Court
= CLOSED. Superseded by R-13-0002.

R-12-0035
(20)

NEW RULE 8, COMMISSIONS ON APPELLATE/TRIAL APPTS

WOULD REQUIRE A COMPETITIVE EXAMINATION FOR JUDICIAL
APPLICANTS ON THE COMMON LAW, THE ARIZONA RULES OF
EVIDENCE, AND THE VARIOUS RULES OF PROCEDURE

ORDERED: Rule 28(A) Petition (Petition to Add New Rule 8 to the Uniform
Rules of Procedure for the Commissions on Appellate and Trial Court
Appointments) = DENIED.

R-12-0041
(21)

RULES 3, 43(D)(2), 95, FORMS 4 & 5, FAMILY LAW PROC

WOULD EXPAND LIST OF PAPERS THAT ARE NOT FILED SEPARATELY
TO INCLUDE FAMILY LAW RULES 49, 50, AND 91(P) DISCLOSURE
MATERIALS AND RELATED NOTICES

Petition to Amend Rules 3, 43(D)(2), 95 and Forms 4 and 5, Ariz. R. Family Law
P. = ADOPTED as modified, effective January 1, 2014.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-13-0002
(22)

RULE 123, RULES OF THE SUPREME COURT

WOULD IDENTIFY MINUTE ENTRIES AND ORDERS IN FAMILY LAW CASES THAT MAY BE PUBLISHED ONLINE

ORDERED: Amended Petition to Amend Rule 123, Rules of the Supreme Court of Arizona = ADOPTED as modified, effective January 1, 2014.

R-13-0007
(23)

FORM 10, RULES OF FAMILY LAW PROCEDURE

WOULD REVISE THE FORM OF ORDER REGARDING PARENTING COORDINATOR'S REPORT AND RECOMMENDATIONS TO PROVIDE A DEADLINE FOR OBJECTIONS TO THE ORDER

ORDERED: Petition to Amend Form 10, Arizona Rules of Family Law Procedure = ADOPTED as modified, effective January 1, 2014.

R-13-0016
(24)

RULE 24, TAX COURT RULES OF PRACTICE

WOULD REPEAL DEADLINE FOR SETTING SMALL TAX CASES FOR TRIAL

ORDERED: Petition to Repeal Rule 24 of Arizona Tax Court Rules of Practice = REPEALED, effective January 1, 2014.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-13-0018
(25)

RULE 10, TAX COURT RULES OF PRACTICE

WOULD CLARIFY CURRENT WORDING IN RULE 10 (FILING OF COVER SHEET)

ORDERED: Petition to Amend Rule 10 of Arizona Tax Court Rules of Practice = ADOPTED, effective January 1, 2014.

R-13-0024
(26)

RULES OF THE COMMISSION ON JUDICIAL CONDUCT

WOULD CHANGE THE NAME OF THE COMMISSION TO "COMMISSION ON JUDICIAL CONDUCT AND INCAPACITY" AND URGE CREATION OF A PUBLICLY AVAILABLE FORM FOR REPORTING JUDICIAL INCAPACITY

ORDERED: Petition to Amend Rules of the Commission on Judicial Conduct = DENIED.

R-13-0029
(27)

RULES OF PROTECTIVE ORDER PROCEDURE

WOULD REPEAL THE ARIZONA RULES OF PROTECTIVE ORDER PROCEDURE

ORDERED: Petition to Repeal the Arizona Rules of Protective Order Procedure = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-12-0024
(28)

RULE 9.1, RULES OF CIVIL APPELLATE PROCEDURE

WOULD PROVIDE FOR A PROCEDURE TO SUSPEND AN APPEAL AND TEMPORARILY REVEST JURISDICTION IN SUPERIOR COURT

ORDERED: Petition to Amend Rule 9, Arizona Rules of Civil Appellate Procedure = ADOPTED as modified, effective January 1, 2014.

R-12-0026
(29)

RULE 4 (d), RULES OF CIVIL PROCEDURE

WOULD ADD "CONSTABLE" AND "CONSTABLE'S DEPUTY" TO THE LIST OF PERSONS AUTHORIZED TO SERVE PROCESS

ORDERED: Petition to Amend Arizona Rules of Civil Procedure (ARCP) Rule 4(d) (Process; By Whom Served) = ADOPTED as modified, effective January 1, 2014.

R-12-0027
(30)

RULE 42, ERs 1.5, 4.2, 4.3, 6.5/RULE 5.1&11, ARCP

WOULD FACILITATE LIMITED-SCOPE OR SHORT-TERM LEGAL REPRESENTATION

ORDERED: Petition to Amend ERs 1.5, 4.2, 4.3 and 6.5, Rule 42, Arizona Rules of the Supreme Court, and Rules 5.1 and 11, Arizona Rules of Civil Procedure = ADOPTED as modified, on a permanent basis.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-12-0029
(31)

RULE 412, RULES OF EVIDENCE

WOULD PROVIDE FOR THE ADMISSION OF MEDICAL BILLS INTO EVIDENCE

ORDERED: Petition to Promulgate Rule 412, Rules of Evidence = DENIED.

R-12-0039
(32)

RULES 13, 21, AND 23, CIVIL APPELLATE PROCEDURE

WOULD AMEND RULES PERTAINING TO CLAIMS FOR ATTORNEYS' FEES ON APPEAL

ORDERED: Petition to Amend Rules 13, 21, and 23, Ariz. R. Civ. App. P. = ADOPTED as modified, effective January 1, 2014.

R-12-0040
(33)

RULE 15(a)(1), RULES OF CIVIL PROCEDURE

WOULD CORRECT AN UNINTENDED CONSEQUENCE OF A PRIOR AMENDMENT WITH RESPECT TO WHEN A PARTY MAY AMEND A PLEADING AS A MATTER OF COURSE

ORDERED: Petition to Amend Rule 15(a)(1) Ariz. R. Civ. P. = ADOPTED, effective January 1, 2014.

MINUTES

No. 4289

Arizona Supreme Court
Tuesday, August 27, 2013

R-12-0042
(34)

RULE 7.1, RULES OF CIVIL PROCEDURE

WOULD ADD NEW RULE 7.1(G) TO MAKE UNIFORM THE PROCEDURE FOR REQUESTING AND GRANTING EXTENSIONS OF TIME FOR BRIEFING

ORDERED: Petition to Amend Rule 7.1, Ariz. R. Civ. P. = ADOPTED as modified, effective January 1, 2014.

R-12-0043
(35)

RULES 7.1 AND 56, RULES OF CIVIL PROCEDURE

WOULD IMPOSE LIMITS ON THE FILING OF MOTIONS TO STRIKE AND ADOPT PROCEDURES FOR OBJECTING TO EVIDENCE SUBMITTED IN CONNECTION WITH MOTIONS

ORDERED: Petition to Amend Rules 7.1 and 56, Ariz. R. Civ. P. = ADOPTED as modified, effective January 1, 2014.

R-12-0044
(36)

RULES 113, 115 et al, JUSTICE COURT RULES CIV. P.

WOULD CORRECT TECHNICAL ERRORS IN THE JUSTICE COURT RULES OF CIVIL PROCEDURE AND CONFORM THEM TO A RECENT AMENDMENT TO RULE 4.1, ARIZ. R. CIV. P.

ORDERED: Petition to Amend Rules 113, 115, 119, 120, 126, 128, and 134, and Appendices 3 and 4, of the Justice Court Rules of Civil Procedure = ADOPTED as modified, on a permanent basis.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-13-0005
(37)

RULES 54 AND 58, ARCP/RULE 9, ARCAP

WOULD SIMPLIFY APPEAL PROCEDURES, MODELING THE AMENDMENTS ON THE FEDERAL RULES OF APPELLATE PROCEDURE

ORDERED: Petition to Amend Rules 54 and 58, Ariz. R. Civ. P., and Rule 9, Ariz. R. Civ. App. P. = ADOPTED as modified, effective January 1, 2014.

R-13-0022
(38)

RULE 47(a)(3), ARCP/RULE 18.6 (b), ARCrP

WOULD AMEND THE JURORS' OATH IN THE CIVIL AND CRIMINAL RULES

ORDERED: Petition to Amend Rule 47(a)(3), Arizona Rules of Civil Procedure, and Rule 18.6(b), Arizona Rules of Criminal Procedure = ADOPTED as modified, effective January 1, 2014.

R-13-0026
(39)

RULE 42(f)(1)(D)(ii)(dd), RULES OF CIVIL PROCEDURE

WOULD SPECIFY THAT AN EX PARTE HEARING DOES NOT CONSTITUTE THE COMMENCEMENT OF A TRIAL AND THUS IS NOT A WAIVER OF THE ENTITLEMENT TO A CHANGE OF JUDGE AS A MATTER OF RIGHT

ORDERED: Petition to Amend Rule 42(f)(1)(D)(ii)(dd) of the Rules of Civil Procedure for the Superior Courts of Arizona = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-11-0016
(40)

RULE 32.2(a) and (b), RULES OF CRIMINAL PROCEDURE

WOULD PROVIDE THAT THE RULE OF PRECLUSION SET FORTH IN
RULE 32.2(a) WOULD NOT APPLY WHEN THE GROUND FOR
POST-CONVICTION RELIEF IS THE COURT'S LACK OF JURISDICTION
TO RENDER JUDGMENT OR IMPOSE SENTENCE

ORDERED: Motion to Compel the Courts Intervention = CLOSED.

FURTHER ORDERED: Petition for Adoption, Amendment or Repeal of Rule
(Rule 32.2 (a) and (b)) = CLOSED.

R-12-0034
(41)

RULE 803(10), RULES OF EVIDENCE

WOULD ALIGN THE RULE WITH A PROPOSED AMENDMENT TO THE
FEDERAL RULE, ADOPTING A "NOTICE-AND-DEMAND" PROCEDURE
THAT WOULD REQUIRE PRODUCTION OF THE PERSON WHO
PREPARED A CERTIFICATE STATING THE ABSENCE OF A PUBLIC
RECORD ONLY IF THE DEFENDANT, AFTER RECEIVING NOTICE FROM
THE STATE, MAKES A TIMELY PRETRIAL DEMAND FOR PRODUCTION
OF THE WITNESS

ORDERED: Petition to Amend Arizona Rules of Evidence 803(10) =
ADOPTED as modified, effective January 1, 2014.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-12-0036
(42)

RULE 7.6, RULES OF CRIMINAL PROCEDURE

WOULD AMEND BOND FORFEITURE PROCEDURES

ORDERED: Petition to Amend Arizona Rule of Criminal Procedure, Rule 7.6 =
ADOPTED as modified, effective January 1, 2014.

R-13-0003
(43)

RULE 32.2(b), RULES OF CRIMINAL PROCEDURE

WOULD CLARIFY THAT PRECLUSION DOES NOT APPLY TO CLAIMS
FOR POST-CONVICTION RELIEF INVOLVING SUBJECT MATTER
JURISDICTION

ORDERED: Petition to Amend Rule 32.2(b), Ariz. R. Crim. P. = DENIED.

R-13-0004
(44)

RULE 15.8, RULES OF CRIMINAL PROCEDURE

(WOULD AUTHORIZE SANCTIONS FOR PROSECUTOR'S FAILURE TO
DISCLOSE MATERIAL INFORMATION TO DEFENDANT PRIOR TO
WITHDRAWAL OF A PLEA)

ORDERED: Petition to Amend Rule 15.8, Ariz. R. Crim. P. = CONTINUED.
Separate order to follow.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-13-0009
(45)

RULE 32.5, RULES OF CRIMINAL PROCEDURE

(WOULD EXCLUDE COUNSEL FROM THE REQUIREMENT OF CERTIFYING THAT "EVERY GROUND KNOWN" HAS BEEN INCLUDED IN A PETITION FOR POST-CONVICTION RELIEF)

ORDERED: Petition to Amend Rule 32.5, Arizona Rules of Criminal Procedure = CONTINUED. Separate order to follow.

R-13-0010
(46)

RULE 32.4, RULES OF CRIMINAL PROCEDURE

WOULD EXTEND THE TIME TO FILE A CAPITAL CASE PCR PETITION TO 18 MONTHS FROM THE NOTICE OF POST-CONVICTION RELIEF

ORDERED: Petition to Amend Rule 32.4 of Arizona Rules of Criminal Procedure = ADOPTED as modified, effective January 1, 2014.

R-13-0014
(47)

RULE 17.4, RULES OF CRIMINAL PROCEDURE

WOULD PROVIDE A RECORD FOR INEFFECTIVE ASSISTANCE CLAIMS IN THE PLEA BARGAINING PROCESS

ORDERED: Petition to Amend Rule 17.4 of Arizona Rules of Criminal Procedure = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-13-0015
(48)

RULE 12.9, RULES OF CRIMINAL PROCEDURE

WOULD PROVIDE A TIME FRAME IN WHICH THE STATE MUST ACT AFTER THE TRIAL COURT HAS GRANTED A MOTION FOR A NEW FINDING OF PROBABLE CAUSE

ORDERED: Petition to Amend Rule 12.9 of Arizona Rules of Criminal Procedure = ADOPTED as modified, effective January 1, 2014.

R-13-0027
(49)

RULES 10.1 AND 10.6, RULES OF CRIMINAL PROCEDURE

WOULD CLARIFY THE PROCEDURE FOR CHANGE OF JUDGE FOR CAUSE WHEN THE CHALLENGED JUDGE IS THE ONLY JUDGE OR ONE OF TWO JUDGES

ORDERED: Petition to Amend Rules 10.1 and 10.6 of the Rules of Criminal Procedure = DENIED.

R-13-0028
(50)

RULE 10.2(b), RULES OF CRIMINAL PROCEDURE

WOULD DELETE THE REQUIREMENT OF A GOOD FAITH AVOWAL FOR A CHANGE OF JUDGE UPON REQUEST

ORDERED: Petition to Amend/Repeal Rule 10.2(b) of the Rules of Criminal Procedure = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-13-0032
(51)

RULE 41 FORMS 18(a) and 18(b), ARCrP

WOULD RESOLVE ETHICAL ISSUES FOR CRIMINAL DEFENSE
COUNSEL WITH RESPECT TO THE REQUIRED AVOWAL IN PLEA
AGREEMENTS

ORDERED: Sua Sponte Petition to Amend Rule 41, Forms 18(a) and 18(b),
Arizona Rules of Criminal Procedure = ADOPTED, effective January 1, 2014.

R-13-0035
(52)

LOCAL RULES OF PRACTICE, CITY OF YUMA

WOULD PROMULGATE NEW LOCAL RULES OF PRACTICE AND
PROCEDURE FOR THE YUMA MUNICIPAL COURT

ORDERED: Petition to Amend Local Rules of Practice and Procedure, Municipal
Court, City of Yuma = APPROVED as modified, effective January 1, 2014.

R-13-0036
(53)

RULES 13 AND 47, RULES OF FAMILY LAW PROCEDURE

WOULD CONFORM RULES WITH SENATE BILL 1073 - LAWS 2013,
CHAPTER 31

ORDERED: Petition to Amend Rules 13 and 47 of the Arizona Rules of Family
Law Procedure = ADOPTED as modified on an emergency basis, effective
September 13, 2013. Petition shall be opened for comment. Comments due
October 25, 2013.

MINUTES

No. 4289

Arizona Supreme Court
Tuesday, August 27, 2013

R-13-0037
(54)

RULE 9.12, LOCAL RULES OF MARICOPA COUNTY

WOULD ADD NEW MARICOPA COUNTY LOCAL RULE 9.12 TO ALLOW LITIGANTS TO CITE LOWER COURT APPEALS DECISIONS IN LIMITED JURISDICTION COURTS WITHOUT FORMAL PUBLISHING

ORDERED: Petition to Add Rule 9.12 to the Superior Court Rules, Maricopa County = APPROVED as modified, effective January 1, 2014.

R-13-0038
(55)

RULE 21, RULES OF PROBATE PROCEDURE

WOULD AMEND THE RULE TO CONFORM TO STATUTORY AMENDMENTS RELATING TO THE REQUIREMENTS AND PROCEDURE FOR BACKGROUND CHECKS OF PERSONS SEEKING APPOINTMENT AS GUARDIANS OR CONSERVATORS

ORDERED: Petition to Amend Rule 21, Arizona Rules of Probate Procedure = ADOPTED as modified, on an emergency basis, effective September 13, 2013. Petition shall be opened for comment. Comments due October 25, 2013.

R-13-0039
(56)

RULES 133 & 134, JUSTICE COURT RULES OF CIVIL PROC

WOULD CONFORM RULES TO STATUTORY AMENDMENTS RELATING TO DEMAND FOR JURY TRIAL, CHANGE OF VENUE AND PEREMPTORY CHALLENGES

ORDERED: Petition to Amend Rules 133 and 134, Justice Court Rules of Civil Procedure = ADOPTED on an emergency basis, effective as of this date. Petition shall be opened for comment. Comments due October 25, 2013.

MINUTES
Arizona Supreme Court
Tuesday, August 27, 2013

No. 4289

R-13-0040
(57)

RULE 23, RULES OF CIVIL PROCEDURE

WOULD CONFORM RULE TO STATUTORY AMENDMENTS RELATING TO CLASS ACTIONS

ORDERED: Petition to Amend Rule 23 of the Rules of Civil Procedure = ADOPTED on an emergency basis, effective September 13, 2013. Petition shall be opened for comment. Comments due October 25, 2013.

R-13-0041
(58)

RULE 31, RULES OF THE SUPREME COURT

(WOULD CONFORM RULE TO STATUTORY AMENDMENTS AUTHORIZING ACTIVE MEMBERS OR EMPLOYEES OF CONDOMINIUM OR PLANNED COMMUNITY ASSOCIATIONS TO APPEAR IN SMALL CLAIMS COURT ON BEHALF OF THE ASSOCIATION)

ORDERED: Petition to Amend Rule 31, Rules of the Supreme Court = CONTINUED.



The foregoing action was taken by the Arizona Supreme Court on Tuesday, August 27, 2013.

Date: _____

Rebecca White Berch, Chief Justice