

# COMMITTEE ON THE IMPACT OF DOMESTIC VIOLENCE AND THE COURTS

## Minutes

January 6, 2020 12:15 p.m.

Arizona State Courts Building

Conference Room 227

1501 W. Washington Street, Phoenix, AZ 85007

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**Telephonic:** Judge Wendy Million (chair), Elaine Armfield, Judge Marianne T. Bayardi, Judge Bruce R. Cohen, Diane L. Culin, Lynn Fazz, Judge Catherine Gaudreau, Judge Statia Hendrix, Dr. Joi Hollis, Patricia Madsen, Officer Christopher Malast, Leah Meyers, Doreen Nicholas, Amy Offenber, Judge Wyatt Palmer, Sergeant Lauren Pettey, Judge Debra R. Phelan, Judge Bruce Staggs, Rebecca Strickland, Patricia A. Tracey, Judge Adam Watters, Tracey Wilkinson, Chief Terry Young

**Absent/Excused:** Deborah Fresquez, Anna Harper-Guerrero, Susan Johnson-Molina, Pearl Puente, Kristi Ward

**Administrative Office of the Courts (AOC) Staff:** Kay Radwanski

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## I. NEW BUSINESS

Judge Wendy Million, chair, called a special meeting of the Committee on the Impact of Domestic Violence and the Courts (CIDVC) to order at 12:15 p.m. All participating members appeared telephonically. The purpose of the special meeting was for the committee to decide whether a Rule 28 petition should be filed in its name to amend Rule 38, Rules of Protective Order Procedure.

The need for revision to Rule 38 was brought to CIDVC by Judge Bruce Cohen, who had conducted an informal survey of procedures in courts in Maricopa and Pima counties. The survey results showed inconsistent results when one or both parties failed to appear contested protective order hearings.

Kay Radwanski, CIDVC staff, presented a draft petition to CIDVC members for discussion. Revisions were proposed, and consensus was reached on a final version. It was noted that Judge Gerald Williams, North Valley Justice Court, has filed a Rule 28 petition that also addresses Rule 38. Judge Cohen agreed to contact Judge Williams to let him know that CIDVC will be filing a petition on the same subject.

**Motion:** To approve the filing of a Rule 28 petition to amend Rule 38, Rules of Protective Order Procedure, and authorizing Judge Million to file it on CIDVC's behalf by the January 10, 2020, deadline. **Moved by** Dr. Joi Hollis. **Seconded by** Judge Marianne Bayardi. Motion passed unanimously.

## II. OTHER BUSINESS

### A. Announcements/Call to the Public

- No one responded to the Call to the Public.

### B. Next Meeting. Tuesday, February 11, 2020; 10 a.m. Arizona State Courts Building, Conference Room 119 A/B 1501 W. Washington, Phoenix, AZ 85007

The meeting adjourned at 12:55 p.m.