



Supreme Court

STATE OF ARIZONA

402 ARIZONA STATE COURTS BUILDING
1501 WEST WASHINGTON STREET
PHOENIX, ARIZONA 85007-3231
TELEPHONE: (602) 542-9396

NOËL K. DESSAINT
CLERK OF THE COURT

KATHLEEN E. KEMPLEY
CHIEF DEPUTY CLERK

September 20, 2006

RE: RULE 91, ARIZ.R.P.JUV.CT., 17 B, A.R.S.
Arizona Supreme Court No. R-05-0032

GREETINGS:

The following action was taken by the Supreme Court of the State of Arizona on September 11, 2006, in regard to the above-referenced cause:

ORDERED: [Petition to Amend Rule 91, Arizona Rules of Procedure for the Juvenile Court, 17B A.R.S.] = ADOPTED, effective January 1, 2007.

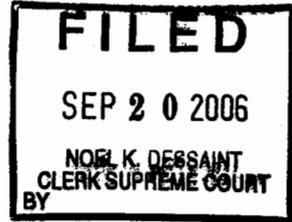
Noël K Dessaint, Clerk

TO:

Robert M Brutinel, Chairperson, Committee on Juvenile Courts
Mary R O'Grady, Solicitor General, Arizona Attorney General's Office
Attn: Toni Valadez Kozub
Mary Lou Hanley, Arizona Department of Economic Security
Final Rule Distribution List
cf

IN THE SUPREME COURT OF THE STATE OF ARIZONA

Supreme Court No. R-05-0032



**ORDER AMENDING RULE 91, ARIZONA RULES OF PROCEDURE FOR THE
JUVENILE COURT**

IT IS ORDERED Amending Rule 91, Arizona Rules of Procedure for the
Juvenile Court, as shown on the attachment hereto,* effective on January 1, 2007.

DATED in the City of Phoenix, Arizona at the Arizona
Courts Building, this 20th day of September, 2006.

For the Court:



Ruth V. McGregor
Chief Justice

* Changes or additions to text are indicated by underlining and deletions from text
are indicated by ~~strikeouts~~.

Rule 91, Rules of Procedure for the Juvenile Court

(A) through (F) [no change]

G. Notwithstanding any other provision of this rule or any other rule applicable to appeals in juvenile cases, in an appeal in an adoption, dependency, guardianship or severance matter, court-appointed counsel may file an affidavit in the court of appeals, on or before the date the opening brief is due, avowing either or both of the following:

(1) Counsel has reviewed the entire record on appeal and finds no non-frivolous issue to raise.

(2) The appellant has failed to maintain contact with counsel, and despite diligent efforts, counsel has been unable to locate the appellant. Counsel shall specify the last date on which the appellant contacted counsel and the efforts counsel has made to locate the appellant. Counsel shall avow that for this or any other reasons, which counsel shall specify, counsel believes the appellant has abandoned the appeal.

Upon the filing of an affidavit pursuant to this subsection, the court of appeals may dismiss the appeal.