



IN THE SUPREME COURT OF THE STATE OF ARIZONA

In the Matter of: )  
)  
DOUGLAS JUSTICE COURT AND )  
DOUGLAS MUNICIPAL COURT )  
)  
\_\_\_\_\_ )

Administrative Order  
No. 2000- 23  
(Rescinding 99-50, 99-51,  
99-52 and 99-54)

The Supreme Court, having administrative supervision over all courts of the state pursuant to Article 6 § 3 of the Arizona Constitution, issued Administrative Orders 99-50 and 99-51 September 9, 1999, to ensure the independent and proper operation of the court and placing all books and records of the Douglas Justice and Municipal Courts in the constructive possession of Judge Stephen M. Desens, the presiding judge of superior court in Cochise County, or his designee; and

Pursuant to Article 6.1 § 2, the Supreme Court issued Administrative Order 99-52 on September 9, 1999, suspending Judge Ronald J. Borane with pay and disqualifying him from acting as a judge in the state pending the proceedings in Superior Court; and

The Supreme Court, by the same authority, issued Administrative Order 99-54 on September 17, 1999, appointing Sam Goodman to serve as judge of the Douglas Justice Court and the Douglas Municipal Court until further order; and

Judge Ronald J. Borane having resigned from his position as magistrate of the Douglas Municipal Court and justice of the peace of the Douglas Justice Court, effective March 1, 2000; and

The City of Douglas City Council on January 25, 2000 appointed James L. Riley as the interim magistrate of the Douglas Municipal Court effective March 1, 2000; and

The Cochise County Board of Supervisors on February 28, 2000 appointed Michael J. Herbolich as justice of the peace of the Douglas Justice Court, effective March 1, 2000; and

It is the desire of the Court to return the constructive possession of the respective books and records to the Douglas Municipal Court and to the Douglas Justice Court, in light of the appointments of the Douglas Municipal Court Magistrate and the Douglas Justice Court Justice of the Peace and to ensure the proper and independent operation of these courts.

Now, therefore, in accordance with Article 6 § 3 of the Arizona Constitution,

IT IS ORDERED that the constructive possession of the books and records of the Douglas Justice Court and the Douglas Municipal Court be returned to the Douglas Justice Court and to the Douglas Municipal Court respectively.

IT IS FURTHER ORDERED that the Administrative Director of the Courts or his designee shall make periodic visits to the Douglas Municipal Court and the Douglas Justice Court to ensure the proper and independent operation of the Courts.

IT IS FURTHER ORDERED that administrative control of the Courts shall remain with Judge Stephen M. Desens and that he may issue any order required to ensure the proper independent operation of the Courts until such time as the Administrative Director of the Courts or his designee shall determine that each court is functioning properly and independently and release such court from the administrative control assumed under Article 6 § 3 of the Arizona Constitution and authorized by this order.

IT IS FURTHER ORDERED that Administrative Orders 99-50, 99-51, 99-52 and 99-54 are hereby rescinded.

Dated this 15<sup>th</sup> day of March, 2000.



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THOMAS A. ZLAKET  
Chief Justice