

IN THE SUPREME COURT OF THE STATE OF ARIZONA

FILED
AUG - 4 1993
NOEL K. DESSAINT
CLERK SUPREME COURT
BY *[Signature]*

In the Matter of:)
)
NOGALES JUSTICE OF THE PEACE)
COURT AUDIT)
_____)

Addendum to
Administrative Order No. 93-38

The Supreme Court, pursuant to authority vested by the Constitution of Arizona, Article VI, issued Administrative Order 93-38 on July 16, 1993.

IT IS NOW ORDERED that said administrative order be amended giving Presiding Judge Roberto Montiel authority to issue orders as he deems necessary regarding the employment of Yvonne Bitticks of the Nogales Justice of the Peace Court.

DATED this 4th day of August, 1993.

FOR THE COURT:

JAMES MOELLER
Vice Chief Justice

IN THE SUPREME COURT OF THE STATE OF ARIZONA

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NOEL K. DESSAINT
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In the Matter of:)
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NOGALES JUSTICE OF THE PEACE)
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)
_____)

Administrative Order

No. 93-38

The Supreme Court, having administrative supervision over all courts of the state pursuant to the Constitution of Arizona, Article VI, periodically conducts reviews and audits of operations.

Pursuant to the foregoing authority the Supreme Court has been conducting an audit and review of the operations of the Nogales Justice of the Peace Court. In pursuance of the objectives of the audit and to assure its viability,

IT IS NOW ORDERED as follows:

Until further order of the Court, all books and records of the Nogales Justice of the Peace Court are placed in the constructive possession of the Administrative Office of the Courts of the Supreme Court of the State of Arizona and, in particular, in the constructive possession of the Director thereof, David Byers, or his designees.

Although constructive possession of the books and records of the Nogales Justice of the Peace Court is being hereby transferred to the Administrative Office of the Courts, the Court recognizes that physical possession of the books and records is presently at the Nogales Justice of the Peace Court. Therefore,

IT IS FURTHER ORDERED that, until further order of the Court, no person, other than David Byers or his designess, shall remove from the premises of the Nogales Justice of the Peace Court any paper or record of any type whatsoever for any reason whatsoever, nor shall any such

paper or record be defaced, altered or destroyed. This order is intended to and does apply to all personnel of the Nogales Justice of the Peace Court, including the judge, the clerk, the deputy clerks, all employees of the court, and any agents or representatives of any of the foregoing named individuals. Service of this order is authorized by in-person delivery or by on-site delivery by Karen Karowski or any other Administrative Office of the Courts employee.

IT IS FURTHER ORDERED that Yvonne Bitticks, a justice court employee, is hereby placed on administrative leave with pay until further order of this Court.

IT IS FURTHER ORDERED that pursuant to Article 6, Section 3 of the Arizona Constitution, Justice of the Peace Alberto Rios is hereby assigned to perform duties under the supervision of Presiding Superior Court Judge Roberto Montiel, or in Judge Montiel's absence, Acting Presiding Judge Lerma, and he shall perform no duties except those expressly assigned to him by the named individuals.

Presiding Judge Montiel, or in his absence Acting Presiding Judge Lerma, shall appoint Eugene Murphy, or with the approval of this Court, another qualified, experienced justice of the peace to assume the duties of the justice of the peace in Nogales, Arizona. This pro tem judge shall assume administrative responsibility for the Nogales court and shall act under the supervision of the presiding judge of the superior court.

DATED this 16th day of July, 1993.

JAMES MOELLER