

IN THE SUPREME COURT OF THE STATE OF ARIZONA

FILED  
FEB - 4 1994  
NOEL K. DESSAINT  
CLERK SUPREME COURT  
BY *[Signature]*

In the Matter of: )  
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TEMPE MUNICIPAL COURT )  
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Administrative Order

No. 94- 8

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 advised of possible irregularities with the operations of the Tempe Municipal Court. To assure the independent and proper operation of the court,

IT IS NOW ORDERED as follows:

Until further order of the Court, all books and records of the Tempe Municipal Court are placed in the constructive possession of the presiding Judge of the Superior Court of Maricopa County, Arizona, and, in particular, in the constructive possession of the Honorable C. Kimball Rose, or his designees.

Although constructive possession of the books and records of the Tempe Municipal Court is being hereby transferred to Judge Rose, the Court recognizes that physical possession of the books and records is presently at the Tempe Municipal Court. Therefore,

IT IS FURTHER ORDERED that, until further order of the Court, no person, other than Honorable C. Kimball Rose or his designess, or the Administrative Director of the Courts or his designee, shall remove from the premises of the Tempe Municipal 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 Tempe Municipal Court, including judges, the clerk, the deputy clerks, all employees of the court, city officials and any agents or representatives of any of the foregoing named individuals. The Administrative Office of the Courts is to take immediate steps to secure the integrity of electronic records contained in the court's automated system. 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 administrative control of the Court shall be assumed by Judge Rose. Judge Rose may issue any order required to ensure the proper independent operation of the Tempe Municipal Court. Judge Rose, in cooperation with the Administrative Office of the Courts, shall take appropriate steps to secure the court and its records, and provide for independent and proper operations of the court. Former Judge Stephen Mirretti, having resigned as presiding judge of Tempe Municipal Court, shall not be allowed on court premises without the authorization of Judge Rose.

DATED this 4th day of February, 1994.

ROBERT J. CORCORAN, Justice