

IN THE SUPREME COURT OF THE STATE OF ARIZONA

FILED
APR - 7 1994
NOEL K. DESSAINT
CLERK SUPREME COURT
BY

In the Matter of:

**MARICOPA COUNTY JUSTICE
COURT ADMINISTRATION**

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Administrative Order

No. 94- 23

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 court operations. Pursuant to Article VI.I., the Commission on Judicial Conduct investigates complaints against a judge.

There have been numerous complaints to the Administrative Office of the Courts and to the Commission on Judicial Conduct about the operation of the South Phoenix Justice Court. Investigation of these complaints has been initiated. To assure the proper continuation of these investigations and at the request of the Commission on Judicial Conduct,

IT IS NOW ORDERED as follows:

Richard Ortiz, Justice Court director, and all other employees in Justice Court Administration are hereby assigned to perform their duties under the supervision of the Honorable C. Kimball Rose, Presiding Judge of the Superior Court in Maricopa County or his designees, including Administrative Office of the Courts staff.

Until further order of the Court, all books and records of Justice Court Administration 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 Justice Court Administration is being hereby transferred to Judge Rose, the Court recognizes that physical possession of the books and records is presently at Justice Court Administration. Therefore,

IT IS FURTHER ORDERED that, until further order of the Court, no person,

other than Honorable C. Kimball Rose or his designees, or the Administrative Director of the Courts or his designee, shall remove from the premises of Justice Court Administration 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 Maricopa County Justice Courts, including judges, the clerks, the deputy clerks, all employees of the courts, county 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 justice courts' automated system. Service of this order is authorized by in-person delivery or by on-site delivery by Administrative Office of the Courts employees.

IT IS FURTHER ORDERED that administrative control of Justice Court Administration shall be assumed by Judge Rose. Judge Rose may issue any order required to ensure the proper independent operation of Justice Court Administration. Judge Rose, in cooperation with the Administrative Office of the Courts, shall take appropriate steps to secure the facility and its records, and provide for independent and proper operations of Justice Court Administration. All judicial department employees are directed to cooperate fully with Judge Rose and the staff from the Administrative Office of the Courts.

DATED this 7th day of April, 1994.

STANLEY G. FELDMAN
Chief Justice