

IN THE SUPREME COURT OF THE STATE OF ARIZONA

FILED
JUN - 2 1994
NOEL K. DESSAINT
CLERK SUPREME COURT
BY *DK*

In the Matter of:)
)
MIAMI JUSTICE/MUNICIPAL COURT)
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Administrative Order

No. 94- 36

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 Miami Justice/Municipal Court. To assure the independent and proper operation of the court,

IT IS NOW ORDERED as follows:

Judge Carol L. Nichols, Justice of the Peace/Magistrate, is hereby reassigned to perform duties under the supervision of the Honorable Edward L. Dawson, Presiding Judge of the Superior Court in Gila County.

Until further order of the Court, all books and records of the Miami Justice/Municipal Court wherever located are placed in the constructive possession of the presiding Judge of the Superior Court of Gila County, Arizona, and, in particular, in the constructive possession of the Honorable Edward L. Dawson, or his designees.

Although constructive possession of the books and records of the Miami Justice/Municipal Court wherever located is being hereby transferred to Judge Dawson, the Court recognizes that physical possession of the books and records is presently with Judge Nichols and the Miami Justice/Municipal Court. Therefore,

IT IS FURTHER ORDERED that, until further order of the Court, no person, other than Honorable Edward L. Dawson or his designees, or the Administrative Director of the Courts or his designee, shall remove from the premises of the Miami Justice/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 wherever

located. This order is intended to and does apply to all personnel of the Miami Justice/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 Dawson. Judge Dawson may issue any order required to ensure the proper independent operation of the Miami Justice/Municipal Court. Judge Dawson, 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. Judge Carol L. Nichols, having been reassigned, shall not be allowed on court premises without the authorization of Judge Dawson. Further, Judge Nichols is not to issue court orders without the approval of Judge Dawson.

DATED this 2nd day of June 1994.

Stanley G. Feldman, Chief Justice