

FILED
APR 26 1995
NOEL K. DESSAINT
CLERK SUPREME COURT
BY

IN THE SUPREME COURT OF THE STATE OF ARIZONA

IN THE MATTER OF)
FLAGSTAFF MUNICIPAL COURT)
)
)

ADMINISTRATIVE ORDER
NO. 95- 29

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.

Whereas, a Supreme Court operational review of Flagstaff Municipal Court is in progress; that the Presiding Judge of the county, Honorable H. Jeffrey Coker, has been advised of the preliminary findings and continued operational and administrative problems in the court, and has requested the Supreme Court take additional action.

IT IS NOW ORDERED as follows:

Judge H. Jeffrey Coker, presiding judge of the Superior Court in Coconino County, is hereby ordered to ensure the court is operating independently and properly.

Until further order of the Court, all books and records of the Flagstaff Municipal Court wherever located are placed in the constructive possession of the presiding Judge of the Superior Court of Coconino County, Arizona, and, in particular, in the constructive possession of the Honorable H. Jeffrey Coker.

Although constructive possession of the books and records of the Flagstaff Municipal Court wherever located is being hereby transferred to Judge Coker, the Court recognizes that physical possession of the books and records is presently with Flagstaff Municipal Court. Therefore,

IT IS FURTHER ORDERED that, until further order of the Court, no person, other than Honorable H. Jeffrey Coker or his designees, or the Administrative Director of the Courts, or his designee, shall remove from the premises of the Flagstaff 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 Flagstaff Municipal Court, including judges, the clerk, the deputy clerks, all employees of the court, city officials and any agents or representative of any of the foregoing named individuals. The Administrative Office of the Courts is to take immediate steps to secure the integrity of court records including 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 Judge Patricia Ingerick, Judge Ramond Otero, Jr., Judge Charlotte Beyal, and all court staff including the court administrator, are reassigned to perform duties under the supervision of Judge Coker.

IT IS FURTHER ORDERED that administrative control of the Court shall be assumed by Judge Coker. Judge Coker may issue any order required to ensure the proper independent operation of the Flagstaff Municipal Court. Judge Coker, in cooperation with the Administrative Office of the Courts, shall take appropriate steps to immediately secure the court and its records. The Administrative Director of the Courts or his designee is hereby directed to assist the presiding judge in immediately securing the court.

DATED this 26th day of April, 1995.