

IN THE SUPREME COURT OF THE STATE OF ARIZONA

FILED
SEP 9 1999
NOEL K. DESSAINT
CLERK SUPREME COURT

In the Matter of:)
)
DOUGLAS MUNICIPAL COURT)
)
_____)

Administrative Order
No. 99- 51

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 the foregoing authority, the Administrative Office of the Courts has been advised that Judge Ronald J. Borane has been indicted on several criminal counts and that there may be operational and administrative problems in the Douglas Municipal Court. To assure the independent and proper operation of the court,

IT IS ORDERED that until further order of the Court, all books and records of the Douglas Municipal Court are placed in the constructive possession of the Presiding Judge of the Superior Court in Cochise County, Arizona, and, in particular, in the constructive possession of the Honorable Stephen M. Desens, or his designee. Although constructive possession of the books and records of the Douglas Municipal Court is being hereby transferred to Judge Desens, the Court recognizes the physical possession of the books and records will be maintained in Douglas. Therefore,

IT IS FURTHER ORDERED that until further order of the Court, no person, other than Honorable Stephen M. Desens, or his designee, or the Administrative Director of the Courts, or his designee, shall remove from the premises of the Douglas Municipal Court any paper or record of any type whatsoever for any reason whatsoever, except as required for normal case processing procedures or upon the receipt of a proper search warrant, 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 Douglas 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.

IT IS FURTHER ORDERED that administrative control of the Court shall be assumed by Judge Desens, and that he may issue any order required to ensure the proper independent operation of the Douglas Municipal Court. Further, that Judge Desens, 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.

DATED this 9th day of September, 1999.

THOMAS A. ZLAKET
Chief Justice