

Arizona Supreme Court

Rule 28 Petition

R-23-0049

RULE 113(a) JUSTICE COURT RULES OF CIVIL PROCEDURE

Appellate Case Information

Case Filed: 13-Nov-2023
Case Closed: 22-Aug-2024

Dept/Composition

Side 1. RULE 113 OF THE JUSTICE COURT RULES OF CIVIL PROCEDURE, Other

(Litigant Group) PETITIONERS: MARICOPA COUNTY JUSTICE OF THE PEACE BENCH

- Hon. Gerald A Williams, Petitioner
Hon Anna Huberman, Maricopa County Justice Court Administration, Petitioner
Maricopa County Justices of the Peace Bench, Commentor

(Litigant Group) COMMENTOR: ARIZONA PROCESS SERVERS ASSOCIATION

- Arizona Process Servers Association, Commentor
Larry J. Ratcliff, Arizona Process Servers Association, Commentor
John Osborn, Arizona Process Servers Association, Commentor
Barry R Goldman, Arizona Process Servers Association, Commentor
Ronald R. Ezell, Arizona Process Servers Association, Commentor
Susie Baldwin, Arizona Process Servers Association, Commentor
Kay Dean, Arizona Process Servers Association, Commentor
Gregory Scott Hardy, Arizona Process Servers Association, Commentor
Nathan Botsch, Arizona Process Servers Association, Commentor
Matthew Uthe, Arizona Process Servers Association, Commentor
Tracy Arnold, Arizona Process Servers Association, Commentor

CASE STATUS

Aug 22, 2024....Case Closed

Aug 22, 2024....Decision Rendered

CASE DECISION

22-Aug-2024 ORDER

* A petition having been filed proposing to amend Rule 113 of the Justice Court Rules of Civil Procedure, and comments having been received, upon consideration,

IT IS ORDERED that Rule 113 of the Justice Court Rules of Civil Procedure is amended in acc

Ann Timmer

Filed: 22-Aug-2024 Mandate:

Decision Disposition

Adopted as Modified

6 PROCEEDING ENTRIES

1. 13-Nov-2023 FILED: Petition to Amend Rule 113 of the Justice Court Rules of Civil Procedure (Petitioners, Hon. Gerald A. Williams, North Valley Justice Court and Hon. Anna Huberman, Maricopa County Justice Court Administration, Presiding Justice of the Peace)

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6 PROCEEDING ENTRIES

2. 17-Jan-2024 Rule petitions have been filed in the above-captioned matters under Rule 28(a), Rules of the Supreme Court of Arizona. Upon consideration,
- IT IS ORDERED that these petitions are opened for public comment pursuant to Rule 28(c), Rules of the Supreme Court of Arizona. Comments must be submitted by no later than Wednesday, May 1, 2024, and any reply by a petitioner must be submitted no later than Monday, June 3, 2024.
- The petitions may be viewed by going to: <http://www.azcourts.gov/Rules-Forum>. This opens the "Welcome" page. Petitions are posted under the appropriate body of rules, for example, Rules of Criminal Procedure, which is found by scrolling down the page.
- For instructions on how to post comments electronically, follow the steps listed above and click on <http://www.azcourts.gov/rules/Forum-FAQ> at the top of the "Forum FAQ" page and then "How do I file a comment on a Rule 28 petition?"
- Alternatively, commenters may submit comments by filing an original and one paper copy of the comment and one electronic copy of the written comments and supporting documents in Microsoft Word format on a CD or other compatible electronic medium with the Clerk of the Supreme Court, 1501 West Washington St., Room 402, Phoenix, AZ 85007 in an envelope marked "Rule Comment."
- Any person filing a comment must send a copy of the comment to the Petitioner electronically or by ordinary mail. (Hon. John R. Lopez IV)
3. 30-Jan-2024 FILED: (Comment) (Petitioner Arizona Process Servers Association by Larry J. Ratcliff, President, John Osborn, Vice President, Barry R. Goldman, Administrator, Secretary/Treasurer, Ronald R. Ezell, Immed. Past Pres, Susie Baldwin, Director #1, Kay Dean, Director #2, Gregory Scott Hardy, Director #3, Nathan Notsch, Director #4, Matthew Uthe, Director #5, Tracy Arnold, Director #6)
4. 10-May-2024 FILED: Reply from the Maricopa County Justice Court Bench (Maricopa County Justice of the Peace Bench by Hon. Gerald A. Williams, North Valley Justice Court and Hon. Anna Huberman, Maricopa County Justice Court Administration, Presiding Justice of the Peace)
5. 20-Aug-2024 WOULD AMEND RULE 113(a) OF THE JUSTICE COURT RULES OF CIVIL PROCEDURE TO AUTHORIZE A PLAINTIFF TO FILE A MOTION TO SERVE A SUMMONS AND COMPLAINT BY EMAIL OR OTHER ELECTRONIC MEANS AS AN ALTERNATIVE FORM OF SERVICE
- ORDERED: Petition to Amend Rule 113 of the Justice Court Rules of Civil Procedure = ADOPTED as modified, effective January 1, 2025.
6. 22-Aug-2024 A petition having been filed proposing to amend Rule 113 of the Justice Court Rules of Civil Procedure, and comments having been received, upon consideration,
- IT IS ORDERED that Rule 113 of the Justice Court Rules of Civil Procedure is amended in accordance with the attachment to this order, effective January 1, 2025. (Hon. Ann A. Scott Timmer)
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