

Arizona Supreme Court

Rule 28 Petition

R-25-0048

RULES 4.1, 4.2, 5, RULES OF CIVIL PROCEDURE

Appellate Case Information

Case Filed: 12-Nov-2025

Case Closed:

Dept/Composition

Side 1. RULES 4.1, 4.2, 5, RULES OF CIVIL PROCEDURE, Other

(Litigant Group) PETITIONER: ELI DALTON-WEBB

- Eli Dalton-Webb, Petitioner

(Litigant Group) COMMENTORS: LUIS E. SANTAELLA AND LORI S. DAVIS

- Luis Santaella, Commentor
AZ Bar No. 19983
- Lori S Davis, Commentor
AZ Bar No. 27875
[Current Member]

(Litigant Group) COMMENTOR: ARIZONA SCHOOL RISK RETENTION TRUST, INC.

- Arizona School Risk Retention Trust Inc, Commentor

Attorneys for: Commentor

Christopher S Welker, Esq. (AZ Bar No. 20060)
Richard Carpenter, Esq. (AZ Bar No. 30752)

(Litigant Group) COMMENTOR: ARIZONA COUNTIES INSURANCE POOL AND ARIZONA MUNICIPAL RISK RETENTION POOL

- Arizona Counties Insurance Pool, Commentor
- Arizona Municipal Risk Retention Pool, Commentor

Attorneys for: Commentor

Justin M Ackerman, Esq. (AZ Bar No. 30726)
Ashley E Caballero-Daltrey, Esq. (AZ Bar No. 36449)

(Litigant Group) COMMENTOR: GILBERT TOWN ATTORNEY'S OFFICE

- Gilbert Town Attorney's Office, Commentor

Attorneys for: Commentor

Christopher W Payne, Esq. (AZ Bar No. 25674)
Kole J Lyons, Esq. (AZ Bar No. 37976)

(Litigant Group) COMMENTOR: PAIGE A. MARTIN

- Paige A Martin, Commentor
AZ Bar No. 13320
[Current Member]
Admitted 10/27/90

(Litigant Group) COMMENTOR: ARIZONA COMMISSION ON ACCESS TO JUSTICE

- Arizona Commission on Access to Justice, Commentor
- Hon Samuel A Thumma, Arizona Commission on Access to Justice, Commentor

(Litigant Group) COMMENTOR: OFFICE OF THE CITY ATTORNEY CITY OF GLENDALE

- Glendale City Attorney's Office, Commentor

Attorneys for: Commentor

Michael D Bailey, Esq. (AZ Bar No. 22117)
Ashley E Wallace, Esq. (AZ Bar No. 33360)

(Litigant Group) COMMENTOR: CITY OF TUCSON

- City of Tucson, Commentor

Attorneys for: Commentor

Roi I Lusk, Esq. (AZ Bar No. 25606)

(Litigant Group) COMMENTOR: LEAGUE OF ARIZONA CITIES AND TOWNS

- League of Arizona Cities and Towns, Commentor

Attorneys for: Commentor

Nancy L Davidson, Esq. (AZ Bar No. 29991)

(Litigant Group) COMMENTOR: SALT RIVER PROJECT AGRICULTURE IMPROVEMENT AND POWER DISTRICT

- Salt River Project Agricultural Improvement & Power District, Commentor

Attorneys for: Commentor

Eric D Gere, Esq. (AZ Bar No. 23226)
Dontan Hart, Esq. (AZ Bar No. 35207)

(Litigant Group) COMMENTOR: DAVID K. BYERS

- David K Byers, Administrative Office of the Courts, Commentor

(Litigant Group) COMMENTOR: STATE BAR OF ARIZONA

- State Bar of Arizona, Commentor

Attorneys for: Commentor

Jessica Fotinos, Esq. (AZ Bar No. 19777)

Arizona Supreme Court

Rule 28 Petition

R-25-0048

RULES 4.1, 4.2, 5, RULES OF CIVIL PROCEDURE

CASE STATUS

Jan 23, 2026....Circulating

14 PROCEEDING ENTRIES

1. 12-Nov-2025 FILED: Petition to Amend Court Rules Regarding Service of Process of Notice of Claim Upon Government Officials; Exhibit 1 (Petitioner Eli Dalton-Webb)
2. 22-Jan-2026 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 Friday, May 1, 2026, and any reply by a petitioner must be submitted no later than Monday, June 1, 2026.

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, the Rules of Criminal Procedure can be 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 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. 6-Feb-2026 FILED: Comment in Opposition to Petition to Amend Rules 4.1, 4.2, and 5, and to Add Rule 4.3, Arizona Rules of Civil Procedure (Luis E. Santaella, Interim City Attorney and Lori S. Davis, Chief Deputy City Attorney, Scottsdale City Attorney's Office)
4. 22-Apr-2026 FILED: Comment in Opposition to Petition to Amend Rules 4.1, 4.2, and 5, and to Add Rules 4.3, Arizona Rules of Civil Procedure (Arizona School Retention Trust, Inc., by Christopher S. Welker and Richard R. Capenter)
5. 28-Apr-2026 FILED: Comment in Opposition to Petition to Amend Rules 4.1, 4.2, and 5 and to add Rule 4.3, Arizona Rules of Civil Procedure (Arizona County Insurance Pool and Arizona Municipal Risk Retention Pool by Justin M. Ackerman and Ashley E. Caballero-Daltrey)
6. 28-Apr-2026 FILED: Comment in Opposition to Petition to Amend Rules 4.1, 4.2, and 5, and to Add Rule 4.3, Arizona Rules of Civil Procedure (Gilbert Town Attorney's Office by Christopher W. Payne, Town Attorney and Kole Lyons, Assistant Town Attorney)
7. 29-Apr-2026 FILED: (Comment) (Paige A. Martin)
8. 29-Apr-2026 FILED: Comments of the Arizona Commission on Access to Justice Supporting the Petition (Arizona Commission on Access to Justice by Judge Samuel A. Thumma, Chair)
9. 30-Apr-2026 FILED: Comment in Opposition to Petition to Amend Rules 4.1, 4.2, and 5 and to Add Rule 4.3, Arizona Rules of Civil Procedure (Glendale City Attorney's Office by Michael D. Bailey, City Attorney and Ashley E. Wallace Assistant City Attorney)
10. 1-May-2026 FILED: (Comment) (City of Tucson by Roi Lusk, City Attorney)
11. 1-May-2026 FILED: Comment in Opposition to Petition to Amend Rules 4.1, 4.2, and 5, and to Add Rule 4.3, Arizona Rules of Civil Procedure (League of Arizona Cities and Towns by Nancy L. Davidson, General Counsel and Ryan M. Potts)
12. 1-May-2026 FILED: Comment in Opposition to Petition to Amend Rules 4.1, 4.2, and add Rule 4.3 Regarding Service of Process of Notice of Claim Upon Government Officials (Salt River Project Agricultural Improvement and Power District by Eric D. Gere and Dontan K. Hart)
13. 1-May-2026 FILED: Comment in Opposition (David K. Byers, Administrative Office of the Courts, Administrative Director)
14. 3-May-2026 FILED: State Bar of Arizona Comment (State Bar of Arizona by Jessica J. Fotinos, General Counsel)