

Arizona Supreme Court

Rule 28 Petition

R-26-0005

RULES 32.4 AND 33.4, RULES OF CRIMINAL PROCEDURE

Appellate Case Information

Case Filed: 8-Jan-2026
Case Closed:

Dept/Composition

Side 1. RULES 32.4 AND 33.4, RULES OF CRIMINAL PROCEDURE, Other

(Litigant Group) PETITIONER: HON. JENNIFER E. GREEN

- Hon. Jennifer E Green, Petitioner

(Litigant Group) COMMENTOR: ARIZONA ATTORNEYS FOR CRIMINAL JUSTICE

- Arizona Attorneys for Criminal Justice, Commentor

Attorneys for: Commentor

Grace M Guisewite, Esq. (AZ Bar No. 29536)
Seth M Apfel, Esq. (AZ Bar No. 32225)
Karen Smith, Esq. (AZ Bar No. 33494)

(Litigant Group) COMMENTOR: ARIZONA ATTORNEY GENERAL'S OFFICE

- Arizona Attorney General's Office, Commentor

Attorneys for: Commentor

Jason Lewis, Esq. (AZ Bar No. 32461)

(Litigant Group) COMMENTOR: ARIZONA STATE UNIVERSITY POST-CONVICTION CLINIC

- Sandra Day O'Connor College of Law Post-Conviction Clinic, Commentor

Attorneys for: Commentor

Randal Boyd McDonald, Esq. (AZ Bar No. 32008)
Robert Joseph Dormady, Esq. (AZ Bar No. 31755)
Andi Humphreys, Esq. (AZ Bar No. 37814)

(Litigant Group) COMMENTOR: STATE BAR OF ARIZONA

- State Bar of Arizona, Commentor

Attorneys for: Commentor

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

CASE STATUS

Jan 8, 2026.....Pending

6 PROCEEDING ENTRIES

- 1. 8-Jan-2026 FILED: Petition to Amend Rules 32.4 and 33.4 of the Rules of Criminal Procedure (Petitioner Hon. Jennifer E. Green, Superior Court of Arizona in Maricopa County, Presiding Judge, Criminal Department)
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. 23-Apr-2026 FILED: Comment of Arizona Attorneys for Criminal Justice in Response to Petition to Amend Rules 32.4 and 33.4 of the Arizona Rules of Criminal Procedure (Arizona Attorneys for Criminal Justice by Grace Guisewite, Seth Apfel and Karen S. Smith)
4. 1-May-2026 FILED: Comment in Support of Petition (Arizona Attorney General's Office by Jason D. Lewis, Deputy Solicitor General/ Section Chief of Capital Litigation)
5. 1-May-2026 FILED: Comment (Sandra Day O'Connor College of Law Post-Conviction Clinic by Randal McDonald, Robert Dormady, Andi Humphreys)

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6. 1-May-2026 FILED: State Bar of Arizona Comment (State Bar of Arizona by Jessica J. Fotinos, General Counsel)