

Arizona Supreme Court

Rule 28 Petition

R-26-0010

RULES 35, 38, AND 39, RULES OF THE SUPREME COURT

Appellate Case Information

Case Filed: 12-Jan-2026

Case Closed:

Dept/Composition

Side 1. RULES 35, 38, AND 39, RULES OF THE SUPREME COURT, Other

(Litigant Group) PETITIONER: COMMITTEE ON EXAMINATIONS

- Committee on Examinations, Petitioner
- Michael J Donovan, Committee on Examinations, Petitioner

(Litigant Group) COMMENTOR: ATTORNEY REGULATION ADVISORY COMMITTEE

- Attorney Regulation Advisory Committee, Commentor
- Hon. John R Lopez, IV, Attorney Regulation Advisory Committee, Commentor

CASE STATUS

Jan 12, 2026....Pending

3 PROCEEDING ENTRIES

1. 12-Jan-2026 FILED: Petition to Amend Arizona Supreme Court Rules 35, 38, and 39; Appendix A-B (Petitioner Committee on Examinations by Michael J. Donova, Chair)
2. 28-Jan-2026 ORDER AMENDING ON AN EMERGENCY BASIS RULES 35, 38, AND 39 OF THE RULES OF THE SUPREME COURT OF ARIZONA

On January 12, 2026, Michael J. Donovan, as Chair of and on behalf of the Arizona Supreme Court's Committee on Examinations ("the Committee"), filed a rule petition proposing to amend Rules 35, 38, and 39 of the Rules of the Supreme Court of Arizona. The petition further requests that it be given expedited consideration under Rule 28(h)(1), Rules of the Supreme Court of Arizona, and that its proposed amendments be adopted on an emergency basis under Rule 28(h)(2) of the same rules.

Upon consideration,

IT IS ORDERED granting the request to consider this petition on an expedited basis.

IT IS FURTHER ORDERED, pursuant to Rule 28(h)(2) of the Rules of the Supreme Court of Arizona, that Rules 35, 38, and 39 of the Rules of the Supreme Court of Arizona are amended on an emergency basis in accordance with the amendments shown on the attachment to this order, effective immediately upon the filing of this order.

IT IS FURTHER ORDERED that, during its August 2026 Rules Agenda, the Court will consider whether to adopt the rule amendments on a permanent basis.

IT IS FURTHER ORDERED that this petition and the amendments are opened for public comment under Rule 28(c), Rules of the Supreme Court of Arizona, as to whether the amendments should be adopted on a permanent basis, with all comments due no later than May 1, 2026, and any reply due no later than June 1, 2026.

The petition 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 the Supreme Court of Arizona can be found by scrolling down the page.

For instructions on how to post comments electronically, click on <https://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. Ann A. Scott Timmer)

3. 27-Apr-2026 FILED: Comment of the Attorney Regulation Advisory Committee(Attorney Regulation Advisory Committee by Chief Justice John R. Lopez IV, Chair)