

Arizona Supreme Court

Rule 28 Petition

R-26-0024

RULES 1.9, 15.1, 32.6 AND 33.6, CRIMINAL PROCEDURE

Appellate Case Information

Case Filed: 16-Jan-2026

Case Closed:

Dept/Composition

Side 1. RULES 1.9, 15.1, 32.6 AND 33.6, RULES OF CRIMINAL PROCEDURE, Other

(Litigant Group) PETITIONER: DAVID J EUCHNER

- David J Euchner, Petitioner  
AZ Bar No. 21768

(Litigant Group) COMMENTOR: MARICOPA COUNTY SUPERIOR COURT

- Maricopa County Superior Court, Commentor
- Hon Jennifer E Green, Maricopa County Superior Court, Commentor

(Litigant Group) COMMENTOR: ARIZONA PROSECUTING ATTORNEYS ADVISORY COUNCIL

- Arizona Prosecuting Attorneys' Advisory Council, Commentor

Attorneys for: Commentor

Elizabeth Burton Ortiz, Esq. (AZ Bar No. 12838)

(Litigant Group) COMMENTOR: MARICOPA COUNTY ATTORNEY'S OFFICE

- Maricopa County Attorney's Office, Commentor

Attorneys for: Commentor

Rachel H Mitchell, Esq. (AZ Bar No. 14560)

Blaine D Gadow, Esq. (AZ Bar No. 15741)

(Litigant Group) COMMENTOR: THE MARICOPA COUNTY INDIGENT DEFENSE OFFICES

- Maricopa County Office of Public Defense Services, Commentor
- Maricopa County Office of the Legal Advocate, Commentor
- Maricopa County Legal Defender's Office, Commentor
- Maricopa County Public Defender's Office, Commentor
- Maricopa County Office of the Public Advocate, Commentor

Attorneys for: Commentor

Rosemarie Pena-Lynch, Esq. (AZ Bar No. 23400)

Steve B Koestner, Esq. (AZ Bar No. 11566)

Michael C Jones, Esq. (AZ Bar No. 31736)

Lina G Garcia, Esq. (AZ Bar No. 25997)

Shannon L Burns, Esq. (AZ Bar No. 15976)

(Litigant Group) COMMENTOR: ARIZONA ATTORNEYS FOR CRIMINAL JUSTICE

- Arizona Attorneys for Criminal Justice, Commentor

Attorneys for: Commentor

Sheena Singh Chiang, Esq. (AZ Bar No. 25966)

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

- Arizona Attorney General's Office, Commentor

Attorneys for: Commentor

Kristin K Mayes, Esq. (AZ Bar No. 22584)

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

Brian Coffman, Esq. (AZ Bar No. 34580)

(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 16, 2026....Pending

10 PROCEEDING ENTRIES

1. 16-Jan-2026 FILED: Petition to Amend Arizona Rules of Criminal Procedure 1.9, 15.1, 32.6, and 33.6 (Petitioner David J. Euchner)

# Arizona Supreme Court

## Rule 28 Petition

**R-26-0024**

**RULES 1.9, 15.1, 32.6 AND 33.6, CRIMINAL PROCEDURE**

### 10 PROCEEDING ENTRIES

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. 24-Apr-2026 FILED: Comment of the Superior Court in and for Maricopa County on the Amended Petition to Amend the Rules of Criminal Procedure (Maricopa Superior Court by Hon. Jennifer E. Green, Criminal Department Presiding Judge)
4. 30-Apr-2026 FILED: Arizona Prosecuting Attorneys Advisory Council Comment in Opposition (Arizona Prosecuting Attorneys' Advisory Council ("APAAC") by Elizabeth Burton Ortiz, Executive Director)
5. 30-Apr-2026 FILED: Comment Re: Petition to Amend Arizona Rules of Criminal Procedure 1.9, 15.1, 32.6 and 33.6; Appendix (Maricopa County Attorney's Office by Rachel H. Mitchell, Maricopa County Attorney and Blaine Gadow, Chief Deputy)
6. 1-May-2026 FILED: Joint Comment by the Directors of the Maricopa County Indigent Defense Agencies (The Maricopa Indigent Defense Offices by Rosemarie Pena-Lynch, Steve Koestner, Michael C. Jones, Shannon Burns and Lina G. Garcia)
7. 1-May-2026 FILED: Comment of Arizona Attorneys for Criminal Justice in Support of Petition to Amend Arizona Rules of Criminal Procedure 1.9, 15.1 32.6, and 33.6 - to allow ex parte discovery motions and hearings (Arizona Attorneys for Criminal Justice by Sheena S. Chiang)
8. 1-May-2026 FILED: Comment in Opposition to Petition to Amend Arizona Rules of Criminal Procedure 1.9, 15.1, 32.6, and 33.6 (Arizona Attorney General's Office by Kristin K. Mayes, Arizona Attorney General, Jason D. Lewis, Deputy Solicitor General/Section Chief of Capital Litigation and Brian R. Coffman, Assistant Attorney General)
9. 1-May-2026 FILED: State Bar of Arizona Comment (State bar of Arizona by Jessica J. Fotinos, General Counsel)
10. 1-Jun-2026 FILED: Reply to Comments to Petition to Amend Arizona Rules of Criminal Procedure 1.9, 15.1, 32.6, and 33.6 (Petitioner David J. Euchner)