

Arizona Supreme Court

Rule 28 Petition

R-26-0039

RULES 23 AND 35, RULES OF PROTECTIVE ORDER

Appellate Case Information

Case Filed: 30-Jun-2026

Case Closed:

Dept/Composition

Side 1. RULES 23 AND 35, RULES OF PROTECTIVE ORDER PROCEDURE, Other

(Litigant Group) PETITIONERS: HON. GREG SAKALL AND HON. RANDI BURNETT

- D Gregory Sakall, Committee on Family Court, Petitioner
- Randi Leigh Burnett, Committee on Family Court, Petitioner

CASE STATUS

Jul 1, 2026.....Circulating

Jun 30, 2026....Pending

2 PROCEEDING ENTRIES

1. 30-Jun-2026 FILED: Emergency Petition to Amend Rules 23 and 32, Arizona Rules of Protective Order Procedure (Expedited Consideration Requested) (Petitioners Hon. Greg Sakall and Hon Rnadi Burnett, Chairs, Committee on Family Court)
2. 1-Jul-2026 On June 30, 2026, Superior Court Judges Greg Sakall and Randi Burnett filed a rule petition to amend Rules 23(h)(6) and 35(c)(3) of the Arizona Rules of Protective Order Procedure. The proposed amendments are intended to conform the rules to recently enacted SB 1723. Specifically, the proposed amendments would authorize a court to require a defendant to provide identifying information to a plaintiff in certain circumstances and authorize a family court to modify a protective order involving a child.

To ensure that the Court considers and acts on the proposed amendment before the enactment goes into effect on September 12, 2026. Petitioners further request that the petition be given expedited consideration under Rule 28(h)(1), Rules of the Supreme Court of Arizona, and 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 that during its August 2026 Rules Agenda, the Court will consider whether to adopt the proposed amendments to Rules 23 and 35 on an emergency basis. If it does, the Court will consider whether to adopt the rule amendments on a permanent basis during its December 2026 Rules Agenda. If it decides not to adopt the proposed rule amendments on an emergency basis, the Court will decide whether to adopt them on a non-emergency basis during its December 2026 Rules Agenda.

IT IS FURTHER ORDERED that this petition is opened for public comment under Rule 28(c), Rules of the Supreme Court of Arizona, with all comments due no later than October 1, 2026, and any reply due no later than October 15, 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 Protective Orders" which 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 Petitioners electronically or by ordinary mail. (Hon. Ann A. Scott Timmer)