

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

FILED

IN AND FOR THE COUNTY OF MOHAVE BY: LD

2007 DEC 11 AM 11:37

IN THE MATTER OF:)
)
REVISION OF CASE ASSIGNMENT)
SYSTEM FOR MOHAVE COUNTY)
SUPERIOR COURT)
_____)

VIRLYNN TINNELL
SUPERIOR COURT CLERK
ADMINISTRATIVE ORDER
2007-46
(Rescinds Administrative Order 2007-35)

The judges of this court have reviewed the current case assignment system and considered the impact of some changes in the law, some needs and requests of segments of the local bar and the rotation of judges in the position of presiding and associate presiding judge to be effective in the near future. We have agreed that some changes in the assignments will improve either the administration of justice for litigants or the efficiency of the processing of cases in superior court. Therefore,

IT IS ORDERED adopting the procedures and schedules outlined in the accompanying document as the procedure for assignment of cases to the judicial officers in Mohave County Superior Court, effective December 10, 2007.

IT IS FURTHER ORDERED rescinding A.O. 2007-35, effective retroactively to December 10, 2007.

DATED this 11th day of December, 2007.

R. A. Bartlett
Honorable Randolph A. Bartlett, Presiding Judge
Mohave County Superior Court

Original filed with the Clerk of the Superior Court in Mohave County

CASE ASSIGNMENTS

CRIMINAL CASES (CR)

Criminal cases filed in superior court will be assigned between three divisions, with Judges Conn and Moon each receiving forty percent (40%) and Commissioner Jantzen receiving twenty percent (20%).

These cases will continue to be subject to the procedure whereby any defendant with more than one criminal case pending will have each assigned to the same judge, and any future criminal cases filed against a given defendant will again be assigned to that same judge.

Criminal appeals from the limited jurisdiction courts will be assigned to Judge Weiss.

Fugitive cases given a 9000 number will be assigned to Commissioner Jantzen. The initial hearing in any given fugitive case may be held by Pro Tempore Superior Court Judge John S. Taylor, Judge Moon, Judge Conn, or Judge Weiss in that order of priority, in the event Commissioner Jantzen is unavailable.

Commissioner Jantzen will conduct all unassigned/assigned judge unavailable initial appearances. Commissioner Jantzen will conduct all proposition 100 no bond hearings.

CIVIL CASES (CV)

1) Cases filed in Kingman will be assigned as follows:

- a) If the case number ends in 1, the case will be assigned to Judge Bartlett.
- b) If the case number ends with 0, 3, or 5, the case will be assigned to Judge Gurtler.
- c) All other cases (2,4,6,7,8 and 9) will be assigned to Judge Chavez.

2) Cases filed in Bullhead City and given a "4000" number will be assigned to Judge Gurtler and heard in Bullhead City to the extent possible.

3) Cases filed in Lake Havasu City and given a "7000" number will be assigned to Judge Bartlett and heard in Lake Havasu City to the extent possible.

4) Emergency hearings (for example, but not limited to, forcible entry & detainers, temporary restraining orders and provisional remedies) will be handled by the assigned judge. However, should the assigned judge not be available, then the following order shall apply:

- a) Kingman cases:

- i) Judge Chavez
- ii) Judge Gurtler
- iii) Judge Bartlett
- b) Bullhead City cases:
 - i) Judge Bartlett
 - ii) Judge Chavez
 - iii) Judge Moon or Judge Weiss
- c) Lake Havasu City:
 - i) Judge Gurtler
 - ii) Judge Chavez
 - iii) Judge Moon or Judge Weiss

4) "T" files will be assigned as follows:

- a) Cases filed in Kingman will be assigned to Commissioner/Judge Pro Tempore Roth.
- b) Cases filed in Bullhead City and given a "4000" number will be assigned to Judge Gurtler and heard in Bullhead City to the extent possible.
- c) Cases filed in Lake Havasu City and given a "7000" number will be assigned to Judge Bartlett and heard in Lake Havasu City to the extent possible.
- d) For all prior filed cases, any further proceeding therein will be handled by the assigned judge. In the event the assigned judge is no longer available, the case will be assigned to Commissioner/Judge Pro Tempore Roth for Kingman filed cases, Judge Gurtler for any Bullhead City filed cases and Judge Bartlett for any Lake Havasu City filed cases.

5) All recusal and/or notice of change of judge will be handled by the presiding judge.

PROBATE CASES (PB)

1) Cases filed in Kingman will be assigned as follows:

- a) If the case number ends in 0 or 5, the case will be assigned to Judge Bartlett and heard in Kingman to the extent possible.
- b) If the case was filed by a Bullhead City attorney and involves a personal representative residing in Bullhead City/Mohave Valley, the case will be assigned to Judge Gurtler and heard in Bullhead City to the extent possible.
- c) All other cases will be assigned to Judge Chavez.

2) Cases filed in Bullhead City and given a "4000" number will be assigned to Judge Gurtler and heard in Bullhead City to the extent possible.

3) Cases filed in Lake Havasu City and given a "7000" number will be assigned to Judge Bartlett and heard in Lake Havasu City to the extent possible.

4) All recusal and/or notice of change of judge will be handled by the presiding judge.

GUARDIANSHIP/CONSERVATORSHIP CASES (GC)

- 1) Cases filed in Kingman will be assigned as follows:
 - a) Any minor guardianship, whether filed under Title 8 or Title 14 will be assigned to Judge Weiss and will be heard in Kingman.
 - b) All other cases will be assigned to Judge Chavez.
- 2) Cases filed in Bullhead City and given a "4000" number will be assigned as follows:
 - a) Any minor guardianship, whether filed under Title 8 or Title 14 will be assigned to Judge Weiss and heard in Bullhead City to the extent possible.
 - b) All other cases will be assigned to Judge Gurtler.
- 3) Cases filed in Lake Havasu City and given a "7000" number will be assigned as follows:
 - a) Any minor guardianship, whether filed under Title 8 or Title 14 will be assigned to Judge Weiss and heard in Lake Havasu City to the extent possible.
 - b) All other cases will be assigned to Judge Bartlett.
- 4) All recusal and/or notice of change of judge will be handled by the presiding judge.

DOMESTIC RELATIONS (DO)

- 1) Cases filed in Kingman will be assigned to Commissioner/Judge Pro Tempore Roth.
- 2) Cases filed in Bullhead City and given a "4000" number will be heard in Bullhead City to the extent possible and assigned as follows:
 - a) Cases ending with 6 or 0 will be assigned to Judge Weiss.
 - b) All other cases will be assigned to Judge Gurtler.
 - c) Judges Gurtler and Weiss will coordinate calendars and may set any default hearing on Judge Weiss' calendar. However, the cases assigned to Judge Gurtler will remain assigned to him for any post decree proceeding.
- 3) Cases filed in Lake Havasu City and given a "7000" number will be heard in Lake Havasu City to the extent possible and assigned as follows:
 - a) All cases will be originally assigned to Judge Pro Tempore Davis for so long as she continues to serve in that capacity. Judge Pro Tempore Davis will conduct all default hearings and will conduct all contested hearings necessary in any matter without children, including post decree matters.
 - b) Any contested matter involving children will be assigned to Commissioner/Judge Pro Tempore Roth. These hearings will be held in Kingman.

4) Emergency hearings will be handled by the assigned judge. However, should the assigned judge not be available, then the following order shall apply:

- a) For any case Commissioner/Judge Pro Tempore Roth, then as follows:
- b) Kingman cases:
 - i) Judge Chavez
 - ii) Judge Moon
 - iii) Judge Weiss
- c) Bullhead City cases:
 - i) Judge Gurtler if Judge Weiss not available
 - ii) Judge Weiss if Judge Gurtler not available
 - iii) Judge Chavez or Judge Moon
- d) Lake Havasu City cases:
 - i) Judge Gurtler if Commissioner/Judge Pro Tempore Roth not available
 - ii) Judge Bartlett if Judge Gurtler not available
 - iii) Judge Weiss - Judge Chavez - Judge Moon

5) All recusal and/or notice of change of judge will be handled by the presiding judge.

ORDERS OF PROTECTION

Commissioner/Judge Pro Tempore Jantzen shall be assigned all petitions for cases filed in Kingman or Bullhead City and, thereafter, conduct all necessary hearings. Judge Pro Tempore Davis shall be assigned all petitions for cases filed in Lake Havasu City and, thereafter, conduct all necessary hearings. In the event, Judge Pro Tempore Davis is unavailable, Commissioner/Judge Pro Tempore Jantzen will review any Lake Havasu City petition and/or conduct hearings as necessary.

In the event Judge Pro Tempores Jantzen or Davis are unavailable, the following order of next available judge shall be followed for review of any petition filed:

- 1) Commissioner/Judge Pro Tempore Roth for Kingman cases only
- 2) Judge Gurtler for Bullhead City and Lake Havasu City only
- 3) Judge Chavez
- 4) Judge Moon
- 5) Judge Weiss
- 6) Judge Bartlett
- 7) Judge Conn

MENTAL HEALTH (MH)

- 1) All cases, regardless of where filed, will be assigned to Judge Chavez and heard in Kingman.
- 2) All recusal and/or notice of change of judge will be handled by the presiding judge.

JUVENILE COURT (JD-JS-JA-JV)

- 1) All dependency, termination of parental rights, severance and adoption cases, regardless of where filed, will be assigned to Judge Weiss. Presently all hearings will be heard in Kingman. However, in the event facilities in Lake Havasu City or Bullhead City become available, cases may be heard in location where the case was filed.
- 2) Juvenile delinquency cases will be assigned as follows:
 - a) All dually adjudicated juveniles, regardless of the chronology, will be assigned to Judge Weiss.
 - b) Cases filed in Kingman will be assigned to Commissioner/Judge Pro Tempore Jantzen and will be heard in Kingman to the extent possible.
 - c) Cases filed in Bullhead City and given a "4000" number will be assigned to Commissioner/Judge Pro Tempore Jantzen and heard in Bullhead City to the extent possible. Detained Bullhead City juvenile hearings will be held in Kingman. Upon review of how this plan goes, the Bullhead City delinquencies may be assigned to Judge Weiss.
 - d) Cases filed in Lake Havasu City and given a "7000" number will be assigned to Judge Weiss and heard in Lake Havasu City to the extent possible. Detained Lake Havasu City juvenile hearings will be held in Kingman.
- 3) All recusal and/or notice of change of judge will be handled by the presiding judge or the presiding juvenile judge.

DRUG COURT (JV)

All drug court matters will be assigned to Commissioner/Judge Pro Tempore Jantzen and will be heard in the location of the juvenile, subject to facility availability.

IV -D

All State paternity and child support enforcement cases will be assigned to Commissioner/Judge Pro Tempore Roth and will be heard in Kingman.