

IN THE GLENDALE CITY COURT
IN THE COUNTY OF MARICOPA, IN AND FOR THE STATE OF ARIZONA

In the Matter of:)	
)	
ADOPTION AND IMPLEMENTATION)	Administrative Order
OF PRESUMPTIVE STANDARDS FOR)	No. 2022 - 024
REMOTE AND IN-PERSON HEARINGS)	
FOR THE CITY OF GLENDALE)	
MUNICIPAL COURT)	
)	

In June 2021, the Arizona Supreme Court’s COVID-19 Continuity of Court Operations During a Public Health Emergency Workgroup (Plan B Workgroup) recommended best practices that should be retained or adapted post-pandemic, which included a recommendation that courts continue to use and expand technology to conduct remote court proceedings. In January 2022 the workgroup reconvened and issued a report, *Recommended Remote and In-Person Hearings in Arizona State Courts in the Post-Pandemic World* (“Report”) which includes as Appendix 1 recommendations regarding which hearing types should be held remotely and which should be held in person (“Presumptive Standards”).

On April 27, 2022, the Supreme Court issued Administrative Order No. 2022-46 adopting the Presumptive Standards as set forth in Appendix 1 of the Report and requires the presiding judge of each municipal court to issue an administrative order adopting standards regarding which hearing types will be held remotely and which hearing types will be held in person. Administrative Order No. 2022-46 allows the presiding judge of the municipal court, after consultation and approval from the presiding judge of the superior court in the county, to adapt the Presumptive Standards as necessary due to limitations in local court resources, bandwidth, technology hardware, software, and staffing or, for good cause, to meet unique needs in their respective cities.

The specific standards reflected in Appendix 1 are adopted to expand and enhance access to justice, by employing virtual proceedings upon the request of the parties, and when in the discretion of the assigned judge, use of virtual proceedings will result in efficiency, judicial economy and convenience to the parties, victims, and witnesses.

Upon consideration of and due to limitations in local court resources, bandwidth, technology hardware, software, and staffing and for good cause, this court deems it necessary and appropriate to depart from the recommended “Presumptive Standards” as set forth in Appendix 1 of the “Report” referenced in the first paragraph of this Order; and upon consultation with and approval from the presiding judge of the superior court in Maricopa County, pursuant to Supreme Court Administrative Order No. 2022-46,

IT IS ORDERED adopting the Appendix attached hereto as the presumptive standard and manner for holding hearings set on or after October 1, 2022, in the Glendale City Court.

IT IS FURTHER ORDERED that hearings in the Glendale City Court must be held in the presumptive manner, but a judge assigned to a case may make a hearing-specific departure from the presumptive manner in which a hearing should be held if holding the hearing in the presumptive manner is not practical or otherwise not in the interest of justice. The court must provide notice to the parties when such an alternative is utilized.

Dated this 20th day of September, 2022.

/s/ Nicholas C. DiPiazza
Hon. Nicholas C. DiPiazza
Presiding Judge

Appendix 1

Recommended Remote and In-Person Hearings in the Post-Pandemic World by Case Type and Hearing Types

Case Type	Hearing Type	Remote	In-Person
<i>Proceedings Under Arizona Rules of Protective Order Procedure</i>			
	Ex Parte Hearing		X
	Contested Protective Order [Evidentiary] Hearing		X
	Other	X	
<i>Limited Jurisdiction Proceedings Involving Criminal Misdemeanor Charges; under the Rules of Court Procedure for Civil Traffic, Boating, Marijuana and Parking and Standing Violations (CTBMPSV) and Juvenile Hearing Officer Proceedings</i>			
<i>Criminal Misdemeanor</i>			
	Appearance/Arrestment/Initial		X
	Pre-trial Motion – Non-witness	X	
	Pre-trial/Motion – Witness		X
	Change of Plea/Sentencing	X	
	Pre-trial Conference	X ¹	
	Order to Show Cause		X
	Case Management Conference/Trial Preparedness Conference	X	
	Settlement Conference	X	
	Jury Trial		X
	Bench Trial		X
	Probation Violation Arrestment	X	
	Probation Violation Hearing		X
	Probation Violation Disposition		X
	Other – Non-witness	X	
	Other – Witness		X
	Bond Forfeiture	X	
<i>CTBMPSV</i>			
	Arrestment		X
	Trial/Contested Hearing		X
	Photo Enforcement Hearing	X	
	Other (including ID Hearings, Local Ordinance, Parking)	X	
<i>Juvenile Hearing Officer Proceedings</i>		X	

¹ First Pre-trial Conference may be in-person. All others shall be virtual.