

FILED
AMANDA STAMFORD
CLERK OF SUPERIOR COURT

2018 OCT 19 PM 3:27

BY EAM
DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF PINAL

IN THE MATTER OF ASSIGNMENT AND)
DUTIES OF THE SUPERIOR COURT)
JUDGES, COURT COMMISSIONERS/)
JUDGES PRO TEM (JPT).)
_____)

ADMINISTRATIVE ORDER

No. 2018 - 00033

WHEREAS the Presiding Judge of the Superior Court of Arizona in and for Pinal County is the Chief judicial officer of the county and has administrative authority over all courts in Pinal County, pursuant to Article VI of the Arizona Constitution and Arizona Supreme Court Administrative Order No. 2017-79; and

WHEREAS the Honorable Robert Carter Olson and the Honorable Patrick K. Gard have been appointed to the Pinal County Superior Court bench, modification of the current allocation of resources is necessary;

NOW, THEREFORE, IT IS ORDERED affirming all current duties and assignments of all full-time and part-time judicial officers of the Superior Court, except where modified by this Administrative Order, effective November 1, 2018.

ABORTION

IT IS ORDERED that Judge Daniel A. Washburn (DAW) and Judge Joseph R. Georgini (JRG), or their designee, shall preside over any petitions filed pursuant to A.R.S. §36-2152.

ADOPTIONS

IT IS ORDERED that commencing March 1, 2018, all adoptions filed by a private party or attorney shall be assigned to the Hon. Stephen F. McCarville (SFM) and all adoption cases filed by the Arizona Attorney General or Pinal County Attorney Office shall be assigned to the Hon. Kevin D. White (KDW)

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CIVIL

IT IS FURTHER ORDERED that all new Civil files (identified by the prefix (CV), regardless of the specific case type, filed on or after November 1, 2018, shall be assigned to the Hon. Steve J. Fuller (SJF), Hon. Robert C. Olson (RCO) and the Hon. Stephen F. McCarville (SFM), as determined by the two terminal digits of each new Civil file, as follows:

00 SJF	10 RCO	20 SFM	30 SJF	40 RCO	50 SFM	60 SJF	70 RCO	80 SFM	90 SJF
01 RCO	11 SFM	21 SJF	31 RCO	41 SFM	51 SJF	61 RCO	71 SFM	81 SJF	91 RCO
02 SFM	12 SJF	22 RCO	32 SFM	42 SJF	52 RCO	62 SFM	72 SJF	82 RCO	92 SFM
03 SJF	13 RCO	23 SFM	33 SJF	43 RCO	53 SFM	63 SJF	73 RCO	83 SFM	93 SJF
04 RCO	14 SFM	24 SJF	34 RCO	44 SFM	54 SJF	64 RCO	74 SFM	84 SJF	94 RCO
05 SFM	15 SJF	25 RCO	35 SFM	45 SJF	55 RCO	65 SFM	75 SJF	85 RCO	95 SFM
06 SJF	16 RCO	26 SFM	36 SJF	46 RCO	56 SFM	66 SJF	76 RCO	86 SFM	96 SJF
07 RCO	17 SFM	27 SJF	37 RCO	47 SFM	57 SJF	67 RCO	77 SFM	87 SJF	97 RCO
08 SFM	18 SJF	28 RCO	38 SFM	48 SJF	58 RCO	68 SFM	78 SJF	88 RCO	98 SFM
09 SJF	19 RCO	29 SFM	39 SJF	49 RCO	59 SFM	69 SJF	79 RCO	89 SFM	99 SJF

IT IS FURTHER ORDERED all cases in which the Plaintiff is in custody of the ADOC or other correctional facility or jail, including Habeas Corpus and civil rights litigation; and, all lower court appeals shall be assigned to Commissioner/JPT Barbara A. Hazel (BAH).

IT IS FURTHER ORDERED the following additional Civil proceedings shall be heard by the assigned judge or as directed by the Presiding Civil Judge: All supplemental proceedings; provisional remedy in replevin; change of name, civil forfeiture, requests related to service of process.

CRIMINAL

IT IS ORDERED that all new Criminal files (identified by the prefix CR), except for those matters assigned to specialty courts, such as "Early Disposition Court", shall be assigned to the Hon. Jason R. Holmberg (JRH), Hon. Christopher J. O'Neil (CJO), Hon. Delia R. Neal (DRN), and the Hon. Patrick K. Gard (PKG), as periodically determined by separate Order of the Presiding Criminal Judge.

IT IS FURTHER ORDERED that all matters assigned to the arraignment calendar; "Early Disposition Court"; and, Probation Revocation Court shall be heard by Judge Lawrence W. Wharton (LWW).

IT IS FURTHER ORDERED that the Presiding Criminal Judge shall direct the reassignment of capital cases currently assigned to Judge Joseph R. Georgini and Judge Kevin D. White to the Hon. Jason R. Holmberg (JRH), Hon. Christopher J. O'Neil (CJO), Hon. Delia R. Neal (DRN), and the Hon. Patrick K. Gard (PKG), as soon as practical, by whatever method deemed most appropriate by the Presiding Criminal Judge .

IT IS FURTHER ORDERED that all of the remaining non-capital criminal cases currently assigned to Judge Joseph R. Georgini (RJG) that were filed on or after July 1, 2018 and are not currently set for trial before January 1, 2019, shall be assigned to Judge Delia R. Neal (DRN), considering potential conflicts. The Presiding Criminal Judge shall also direct the reassignment of the current Criminal cases of Judge Lawrence W. Wharton (LWW), that were filed before July 1, 2018, and are not currently set for trial before January 1, 2019 to Judge Patrick K. Gard (PKG) considering potential conflicts. These matters should be reassigned as soon as practical, by whatever method deemed most appropriate by the Presiding Criminal Judge, but case transfer shall be completed no later than February 1, 2019, and thereafter on a case-by-case basis by the Presiding Criminal Judge.

IT IS FURTHER ORDERED that all ex-parte motions for appointment of experts shall be heard or decided by the Hon. Robert C. Olson (RCO), commencing November 1, 2018.

FAMILY

IT IS ORDERED that Judge Joseph R. Georgini (JRG) shall be assigned to the Family Bench and shall be the Presiding Family Law Judge.

IT IS FURTHER ORDERED that Judge Pro Tem's Richard T. Platt (RTP) and Karen F. Palmer (KFP) shall be assigned to the Family Bench and shall be directly supervised by the Presiding Family Law Judge, except that the Presiding Judge shall continue to assign temporary court-calendar coverage duties, as required.

IT IS FURTHER ORDERED that all new Family Law or Domestic Relations cases (identified by the prefix DO), shall be assigned to the Hon. Joseph R. Georgini (JRG); Richard T. Platt (RTP); and, Karen F. Palmer (KFP) as determined by the two terminal digits of each Domestic Relations file as follows:

00 JRG	10 KFP	20 RTP	30 JRG	40 KFP	50 RTP	60 JRG	70 KFP	80 RTP	90 JRG
01 KFP	11 RTP	21 JRG	31 KFP	41 RTP	51 JRG	61 KFP	71 RTP	81 JRG	91 KFP
02 RTP	12 JRG	22 KFP	32 RTP	42 JRG	52 KFP	62 RTP	72 JRG	82 KFP	92 RTP
03 JRG	13 KFP	23 RTP	33 JRG	43 KFP	53 RTP	63 JRG	73 KFP	83 RTP	93 JRG

04 KFP	14 RTP	24 JRG	34 KFP	44 RTP	54 JRG	64 KFP	74 RTP	84 JRG	94 KFP
05 RTP	15 JRG	25 KFP	35 RTP	45 JRG	55 KFP	65 RTP	75 JRG	85 KFP	95 RTP
06 JRG	16 KFP	26 RTP	36 JRG	46 KFP	56 RTP	66 JRG	76 KFP	86 RTP	96 JRG
07 KFP	17 RTP	27 JRG	37 KFP	47 RTP	57 JRG	67 KFP	77 RTP	87 JRG	97 KFP
08 RTP	18 JRG	28 KFP	38 RTP	48 JRG	58 KFP	68 RTP	78 JRG	88 KFP	98 RTP
09 JRG	19 KFP	29 RTP	39 JRG	49 KFP	59 RTP	69 JRG	79 KFP	89 RTP	99 JRG

IT IS FURTHER ORDERED that all pending domestic relation cases currently assigned to Judge Delia R. Neal (JRG) shall be reassigned to Hon. Joseph R. Georgini (JRG); and all pending domestic relation cases currently assigned to Judge Dwight P. Callahan (DPC) shall be reassigned to Hon. Karen F. Palmer (KFP). These matters should be reassigned as soon as practical, by whatever method deemed most appropriate by the Presiding Family Law Judge, but case transfer shall be completed no later than January 31, 2019, and thereafter on a case-by-case basis by the Presiding Family Law Judge.

FAMILY LAW COMMISSIONER/IVD

IT IS ORDERED that the all new Family Law or Domestic Relations cases (identified by the prefix DO), which proceed to a default hearing; all consent decrees; and, any case to establish, enforce or modify child support that the Arizona Attorney General Office is the attorney of record, shall be heard by the Honorable Dwight P. Callahan on a designated "Family Law Commissioner" calendar, commencing November 1, 2018. In addition, all petitions to enforce a decree, child support or spousal maintenance, or, to modify child support shall also be assigned to Judge Callahan, except, in cases in which the judge who issued the order is on a family law assignment, that case shall be heard by that judge.

GUARDIANSHIP/CONSERVATORSHIP/PROBATE

IT IS ORDERED that all Guardianship and/or Conservatorship cases (identified by the prefix GC), filed pursuant to Title 14 of the Arizona Revised Statutes currently being heard by the Hon. Robert C. Olson (RCO) on the designated Guardianship/Conservatorship calendar shall be heard by the Hon. Kevin D. White (KDW) commencing November 1, 2018.

IT IS FURTHER ORDERED that all Probate cases (identified by the prefix (PB), filed pursuant to Title 14 of the Arizona Revised Statutes shall also be assigned to the Hon. Kevin D. White (KDW) commencing November 1, 2018.

JUVENILE DEPENDENCY/DELINQUENCY

IT IS ORDERED that Judge Daniel A. Washburn (DAW) and Judge DeLana A. Fuller (DJF) shall continue to preside over all dependency matters, including pre-protective hearings every Monday and Wednesday. The objective, to the fullest extent possible and practical, is for the assigned Dependency Superior Court Judge to address all issues including pre-protective placement and permanency and thereby achieve the earliest appropriate adjudication of such matters, which is consistent with the best interests of the child.

IT IS FURTHER ORDERED that any open private Severance cases that were previously assigned to the Hon. Meghan Weagant (MW) or Judge Kevin D. White that are not concluded by November 30, 2018, or, filed after that date shall be reassigned to the Hon. Barbara A. Hazel (BAH).

IT IS FURTHER ORDERED that all delinquency matters shall be assigned to the Hon. Kevin D. White (KDW) as the "Juvenile Delinquency Judge" commencing July 1, 2018.

MENTAL HEALTH/ RULE 11

IT IS FURTHER ORDERED that all Mental Health cases (identified by the prefix MH), pursuant to A.R.S § 36-501; and, any criminal cases in which the competency and/or restoration of the defendant is at issue pursuant to Rule 11 of the Arizona Rules of Criminal Procedure, except those matters assigned to the Mental Health/ Veterans Treatment Court established by AO201500057, shall be heard by the Hon. Lawrence W. Wharton (LWW) commencing November 1, 2018.

SPECIALTY COURTS

IT IS ORDERED that all specialty courts, (except "Early Disposition Court" and Probation Revocation Court") such as "Drug Court"; "Mental Health Court" "; Domestic Violence Court"; "Restitution Court" and, "Veteran's Court" shall be heard by Judge Barbara A. Hazel.

DESIGNATION OF PRESIDING JUDGES

IT IS ORDERED delegating the authority of the Presiding Judge to the following jurists as presiding judges of their respective benches:

Hon. Jason H. Holmberg, Criminal Presiding Judge

Hon. Stephen F. McCarville, Civil Presiding Judge
Hon. Daniel Washburn, Juvenile Presiding Judge
Hon. Joseph R. Georgini, Family Law Presiding Judge

IT IS FURTHER ORDERED that the Presiding Judge for each bench is delegated general authority over their bench, except as modified or limited by Administrative Order or direction by the Presiding Judge, and shall specifically supervise staff judges that are assigned to the bench, coordinate coverage, reassign cases within the bench as required, and provide a monthly assignment report to the Presiding Judge.

SUPPORT STAFF FOR COMMISSIONERS/PRO TEMS

The Superior Court has a serious shortage of support staff, which is not expected to change in the foreseeable future. For this reason, assigned Superior Court Judges shall continue to provide staff support, as needed, when their cases are heard by Commissioners/JPT. In all other circumstances, the Presiding Judge shall allocate the limited support staff that reports to the Presiding Judge.

IT IS FURTHER ORDERED that the regularly assigned Commissioners/JPT shall be assigned the following Division numbers:

Commissioner/JPT Dwight Callahan,	Division 105
Commissioner/JPT Larry Wharton,	Division 106
Commissioner/JPT Delana Fuller,	Division 107
Commissioner/JPT Richard Platt,	Division 109
Commissioner/JPT Barbara Hazel,	Division 113
Commissioner/JPT Karen Palmer,	Division 114

All future Commissioners/JPT, who have regularly scheduled duties, shall be assigned a sequential Division number that continues this series.

Dated this 19th day of October 2018


Honorable Stephen F. McCarville,
Presiding Judge

Original: Clerk of the Superior Court
Copies: Judges, Pinal County
Kent Volkmer, Pinal County Attorney
Amanda Stanford, Clerk of the Court
Greg Stanley, County Manager
Paula Cook, Public Defender
Todd Zweig, Court Administration
Rod McKone, Adult Probation Department
David Rodriguez, Chief Criminal Deputy County Attorney
Victims' Assistance Program
Elsa Montiel, Chief Deputy
Nikki Felix, Operations Director