



Youngtown Municipal Court

12038 Clubhouse Sq. Youngtown, AZ 85363

Phone: (623)972-8226

Fax: (623) 933-4952

IN THE YOUNGTOWN MUNICIPAL COURT
IN THE COUNTY OF MARICOPA, IN AND FOR THE STATE OF ARIZONA

In the Matter of:

ADOPTION AND IMPLEMENTATION
OF PRESUMPTIVE STANDARDS FOR
REMOTE AND IN-PERSON HEARINGS
FOR THE YOUNGTOWN MUNICIPAL
COURT

Administrative Order
No. 2022 - 03

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*. The report 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 Arizona Supreme Court issued Administrative Order No. 2022-46 adopting the Presumptive Standards set forth in Appendix 1 of the Report, requiring each municipal court's presiding judge to issue an administrative order with presumptive standards for remote and in-person hearings. Administrative Order No. 2022-46 allows the presiding judge of a municipal court, after consultation with and approval from the presiding judge of the superior court in the applicable 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.

Pursuant to Arizona Supreme Court Administrative Order 2022-46, the Youngtown Municipal Court is committed to implementing the presumptive standards for remote and in-person court hearings when administratively and operationally attainable.

After 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 and incorporating Appendix A, attached herto, as the presumptive matter for holding hearings set on or after October 1, 2022, in the Youngtown Municipal Court.

IT IS FURTHER ORDERED that hearing listed below are deviation from the Plan B Workgroup recommendations adapted by the Supreme Court for those identified hearing types. Deviation is due to limited staff and court resources, technology hardware/software concerns for the self-represented litigants, to allow limited number of appearances for the efficient and orderly resolution of cases and accommodate expeditious completion of required documentation.

- Initial Appearance/Arraignments
- Change of Plea/Sentencing - *In-Person presumptive does not apply to Telephonic Pleas and Pleas by Mail pursuant to Rule 17.1, Arizona Rules of Criminal Procedure.*
- Pre-trial Conference
- Probation Violation Arraignment
- Other – Non-Witness
- Bond Forfeiture
- CTBMPSV- Arraignment
- CTBMPSV – Other

IT IS FURTHER ORDERED that hearings in the Youngtown Municipal Court shall be held in the presumptive manner, unless the judicial officer makes a hearing-specific deviation from the presumptive manner if holding the hearing in the presumptive manner is not practical or otherwise not in the interest of justice. If an alternative type of hearing is set, the court will use reasonable measures to provide appropriate notice to the parties when such an alternative is utilized.

IT IS FURTHER ORDERED that any party may personally appear in any matter set as a remote/telephonic/virtual hearing.

IT IS FURTHER ORDERED that any party may request the court to have an in-person setting be held remotely provided both the following occur:

- a. A timely motion to hold the hearing telephonic/virtually is filed and granted by the court; AND,
- b. Any/all paperwork required for the hearing, if any, be completed and originals filed with the court at lease (2) business days prior to the hearing date.

Failure to comply with both a. and b. listed above will result in the parties being required to appear in person, on the scheduled hearing date. Matters will not be continued to allow additional time to comply with requirements a. and b. listed above.

Dated this 15 SEP 2022 day of _____, 20____.



Lex E. Anderson
Presiding Judge – Youngtown Municipal Court

Appendix A

Youngtown Municipal Court – Remote and In-person Hearings by Case Type Presumptive Standards

Case Type	Hearing Type	Remote/Teleph onic	In-Person
<i>Limited Jurisdiction Proceedings Under the Arizona Rule of Criminal Procedure</i>			
<i>Criminal Misdemeanor</i>			
	Arraignment/Initial Appearance		X
	Pretrial Motion -Non-Witness	X	
	Pretrial/Motion - Witness		X
	Change of Plea/Sentencing		X
	Pretrial Conference		X
	Status Conference	X	
	Order to Show Cause		X
	Jury Trial		X
	Bench Trial		X
	Probation Violation Arraignment		X
	Probation Violation Hearing		X
	Probation Violation Disposition		X
	Bond Forfeiture/Exoneration		X
	Other – Witness		X
	Other – Non - Witness		X
<i>CTBMPSV</i>			
	Arraignment		X
	Trial/Contested Hearing		X
	Other – (including ID Hearings & Local Ordinance)		X
	Other - Parking		X
<i>Proceedings Under Arizona Rules of Protective Order Procedure</i>			
	Ex Parte Hearing/ Reissuance/Dismissal	X	
	Contested Protective Order		X